

1 Introduced July 22, 2008 by Councilman
2 Canada, seconded by Councilman Hursey

3 **RESOLUTION R08-46**
4

5 A resolution ordering and calling a special election to be held in the City of
6 Slidell, State of Louisiana, amending the Home Rule Charter as proposed; making
7 application to the State Bond Commission; and providing for other matters in connection
8 therewith.

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

11 SECTION 1. Election Call. Subject to the approval of the State Bond
12 Commission, and under the authority conferred by Article VI, Section 5(C) of the
13 Constitution of the State of Louisiana of 1974, a special election is hereby called and
14 ordered to be held in the City of Slidell on **November 4, 2008** between the hours of six
15 o'clock (6:00) a.m., and eight o'clock (8:00) p.m., in accordance with the provisions of La.
16 R.S. 18:541, and at the said election there shall be submitted to all registered voters
17 qualified and entitled to vote at the said election under the Constitution and laws of this
18 State and the Constitution of the United States, the following propositions, to-wit:
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25 **Proposition No. 1**
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27 **Summary: Provides for the filling of a vacancy in the office of**
28 **Slidell City Council Member.**

29 Shall Section 2-03(C) of the Slidell Home Rule Charter be deleted
30 and reenacted to read as follows:

31
32 "1. A vacancy on the Council shall be filled by appointment within
33 fifteen (15) days after the vacancy occurs by a person meeting
34 the qualifications for that office by the favorable vote of a
35 majority of the remaining members of the Council. The
36 appointee shall not have the right to seek the office at the next
37 regular election held for the purpose of filling the office.
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- 4 2. If the vacancy occurs more than eighteen (18) months before
5 the expiration of the term, the appointee shall serve until the
6 office is filled by the vote of the qualified electors voting in an
7 election called by the Council for that purpose and the person
8 elected assumes the office. In such a case, at the next
9 regularly scheduled meeting after the vacancy occurs, the
10 Council shall call an election to fill the vacancy. The election
11 shall be held according to the timetable and procedures
12 established by state law for the filling of vacancies in elected
13 local offices.
- 14 3. The appointee shall be compensated at a rate equal to that of
15 other Council Members for the period served.”?

16 **Proposition No. 2**

17
18 **Summary: Provides for ordinances of the City Council to**
19 **become law without the Mayor’s signature after ten (10) days**
20 **of submission.**

21 Shall Section 2-12(B) of the Slidell Home Rule Charter be deleted
22 and reenacted to read as follows:

- 23
24 “1. Within seven (7) calendar days after the mayor's receipt of an
25 ordinance, excluding Saturdays, Sundays and city holidays, it
26 shall be returned to the clerk of the council with the mayor's
27 approval, or with the mayor's veto. If the proposed ordinance is
28 not signed or vetoed by the mayor within ten (10) days after
29 receipt, excluding Saturdays, Sundays and city holidays, it shall
30 be considered approved. The clerk of the council shall record
31 upon the ordinance the date and hour of its receipt from the
32 mayor. If the ordinance has been approved, it shall be
33 considered finally enacted and become effective as provided in
34 Section 2-11 (Ordinances in General). If the ordinance is
35 vetoed, the mayor shall submit to the council through the clerk a
36 written statement of the reasons for veto. The veto statement
37 shall be published in full in the official journal by the clerk as
38 soon as practical thereafter. All ordinances that the mayor
39 vetoes shall be vetoed in full, except that the mayor shall have
authority to veto individual appropriation items in the ordinances
adopting the operating budget and capital improvement
program.”?

4 **Proposition No. 3**

5
6 **Summary: Provides for the filling of a vacancy in the office of**
7 **mayor.**

8 Shall Section 3-04(C) of the Slidell Home Rule Charter be deleted
9 and reenacted to read as follows:

- 10
11 "1. If a vacancy in the office of mayor occurs less than one (1) year
12 prior to the expiration of the term of office, the Council member
13 at large receiving the greatest number of votes shall serve as
14 mayor for the remainder of the term. The appointee shall have
15 the right to seek the office at the next regular election held for
16 the purpose of filling the office. In the event both Council
17 Members at-large received equal numbers of votes at the most
18 recent election for the Council at-large seats, then the appointee
19 shall be determined by a majority vote of the authorized
20 membership of the Council.
- 21
22 2. If a vacancy in the office of mayor occurs more than one (1)
23 year prior to the expiration of the term of office, the Council
24 member at large receiving the greatest number of votes shall
25 serve as mayor until the office is filled by a vote of the qualified
26 electors voting in a special election called by the Council within
27 fifteen (15) days after the vacancy occurs. The election shall be
28 held according to the timetable and procedures established by
29 state law for the filling of vacancies in elected local offices. The
30 appointee shall have the right to seek the office at the next
31 regular election held for the purpose of filling the office. In the
32 event both Council Members at-large received equal numbers
33 of votes at the most recent election for the Council at-large
34 seats, then the appointee shall be determined by a majority vote
35 of the authorized membership of the Council.
- 36
37 3. The Council member serving as mayor shall not have a vote on
38 the Council or otherwise participate in Council activities as a
39 member thereof while serving as mayor.
4. The Council member serving as mayor shall be compensated at
a rate equal to that of the mayor for the period served."?

4 **Proposition No. 4**

5
6 **Summary: Provides for the filling of a vacancy in the office of**
7 **Chief of Police.**

8 Shall Section 4-05(H) of the Slidell Home Rule Charter be deleted
9 and reenacted to read as follows:

- 10
11 "1. If a vacancy in the office of chief of police occurs less than one
12 (1) year prior to the expiration of the term of office, the assistant
13 chief of police shall serve as chief of police for the remainder of
14 the term.
- 15 2. If a vacancy in the office of chief of police occurs more than one
16 (1) year prior to the expiration of the term of office, the
17 designated assistant chief of police shall serve as chief of police
18 until the office is filled by a vote of the qualified electors voting in
19 a special election called by the Council within fifteen (15) days
20 after the vacancy occurs. The election shall be held according
21 to the timetable and procedures established by state law for the
22 filling of vacancies in elected local offices.
- 23 3. Should the Assistant Chief of Police move into the Chief
24 position in the event that the Office of Chief of Police is vacant,
25 the Assistant Chief of Police shall be compensated at a rate
26 equal to that of the Chief of Police for the period served."?

27 **Proposition No. 5**

28
29 **Summary: Provides for the incursion of debt according to**
30 **Louisiana Constitution and Laws.**

31 Shall Section 5-09 of the Slidell Home Rule Charter be deleted and
32 reenacted to read as follows:

33 "The city is empowered to incur debt and issue evidences thereof in
34 accordance with the Constitution and laws of this State."?
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4 **Proposition No. 6**

5 **Summary: Provides for elections relative to initiative**
6 **ordinances.**

7
8 Shall Section 6-01(6) of the Slidell Home Rule Charter be deleted
9 and reenacted to read as follows:

10
11 "If an initiative ordinance is submitted to a vote of the electors as
12 provided in Section 6-01(4) above, the election shall be held
13 according to the timetable and procedures established by state law
14 for such purposes, preferably in an election already scheduled.
15 Otherwise, a special election shall be called by the Council within
16 fifteen (15) days after the determination to submit the proposal to
17 the electors as provided in Section 6-01(4)(b). The results shall be
18 determined by a majority vote of the electors voting on the
19 proposal."?

20 **Proposition No. 7**

21 **Summary: Provides for the Louisiana Code of Ethics to be the**
22 **Ethics Code for the City of Slidell.**

23
24 Shall Section 7-03 of the Slidell Home Rule Charter be deleted and
25 reenacted to read as follows:

26 "The Code of Ethics for the City shall be the Louisiana Code of
27 Ethics as administered by the State of Louisiana."?

28
29 SECTION 2. Publication of Notice of Election. A Notice of Special Election
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31 shall be published in the *St. Tammany News*, a newspaper which publishes three times a
32 week, of general circulation within the City of Slidell, published in Slidell, Louisiana, and
33 being the official journal of the City of Slidell, once a week for four consecutive weeks, with
34 the first publication to be made not less than forty-five (45) days nor more than ninety (90)
35 days prior to the date of the election, which Notice shall be substantially in the form
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4 attached hereto as "Exhibit A" and incorporated herein by reference the same as if it were
5 set forth herein in full.

7 SECTION 3. Canvass. This Governing Authority shall meet at its regular
8 meeting place, the Council Chambers, 1330 Bayou Lane, Suite 110, Slidell, Louisiana, on
9 **November 18, 2008 at SIX-THIRTY O'CLOCK (6:30) P.M.**, and shall then and there in
10 open and public session proceed to examine and canvass the returns and declare the
11 results of the said special election.
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15 SECTION 4. Polling Places. The polling places set forth in the aforesaid
16 Notice of Special Election are hereby designated as the polling places at which to hold the
17 said election, and the Commissioners-in-Charge and Commissioners, respectively, will be
18 the same persons as those designated in accordance with law.
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22 SECTION 5. Election Commissioners; Voting Machines. The officers
23 designated to serve as Commissioners-in-Charge and Commissioners pursuant to Section
24 4 hereof, or such substitutes therefor as may be selected and designated in accordance
25 with La. R.S. 18:1287, shall hold the said special election as herein provided, and shall
26 make due returns of said election for the meeting of the Governing Authority to be held on
27 November 18, 2008 as provided in Section 3 hereof. All registered voters in the City will
28 be entitled to vote at the special election, and voting machines shall be used.
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33 SECTION 6. Authorization of Officers. The Council Administrator of the
34 Governing Authority is hereby empowered, authorized and directed to arrange for and to
35 furnish to said election officers in ample time for the holding of said election, the necessary
36 equipment, forms and other paraphernalia essential to the proper holding of said election
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4 and the President of the Council and/or Council Administrator of the Governing Authority
5 are further authorized, empowered and directed to take any and all further action required
6 by State and/or Federal law to arrange for the election, including but not limited to,
7 appropriate submission to the Federal Department of Justice under Section 5 of the
8 Federal Voting Rights Act of 1965, as amended.
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12 SECTION 7. Furnishing Election Call to Election Officials. Certified copies of
13 this resolution shall be forwarded to the Secretary of State, the Commissioner of Elections,
14 the Clerk of Court and *Ex-Officio* Parish Custodian of Voting Machines in and for St.
15 Tammany Parish, State of Louisiana, and the Registrar of Voters in and for St. Tammany
16 Parish, as notification of the special election herein called in order that each may prepare
17 for said election and perform their respective functions as required by law.
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22 SECTION 8. Application to State Bond Commission. Application is made to
23 the State Bond Commission for consent and authority to hold the special election as herein
24 provided; and a certified copy of this resolution shall be forwarded to the State Bond
25 Commission on behalf of this Governing Authority, together with a letter requesting the
26 prompt consideration and approval of this application.
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30 This resolution having been submitted to a vote, the vote thereon was as
31 follows:

32 YEAS: 6 - Borchert, Crockett, Cusimano, Fraught, Hicks, Hursey

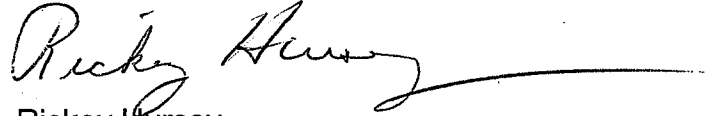
33 NAYS: 0

34 ABSENT: 3 - Canada, Harbison, At-Large Vacancy
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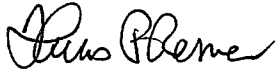
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ADOPTED this 26th day of August, 2008.



Rickey Hursey
Vice President of the Council
Councilman, District B



Thomas P. Reeves
Council Administrator

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6 NOTICE OF SPECIAL ELECTION

7 Pursuant to the provisions of a resolution adopted by the Slidell City Council
8 (the "Governing Authority"), acting as the governing authority of the City of Slidell, State of
9 Louisiana (the "City"), on August 12, 2008 NOTICE IS HEREBY GIVEN that a special
10 election will be held within the City of Slidell on **November 4, 2008** and that at the said
11 election there will be submitted to all registered voters in the City qualified and entitled to
12 vote at the said election under the Constitution and Laws of the State of Louisiana and the
13 Constitution of the United States, the following propositions, to-wit:

14 **Proposition No. 1**

15 **Summary: Provides for the filling of a vacancy in the office of**
16 **Slidell City Council Member.**

17
18 Shall Section 2-03(C) of the Slidell Home Rule Charter be deleted
19 and reenacted to read as follows:

- 20 "1. A vacancy on the Council shall be filled by appointment within
21 fifteen (15) days after the vacancy occurs by a person meeting
22 the qualifications for that office by the favorable vote of a
23 majority of the remaining members of the Council. The
24 appointee shall not have the right to seek the office at the next
25 regular election held for the purpose of filling the office.
- 26
27 2. If the vacancy occurs more than eighteen (18) months before
28 the expiration of the term, the appointee shall serve until the
29 office is filled by the vote of the qualified electors voting in an
30 election called by the Council for that purpose and the person
31 elected assumes the office. In such a case, at the next
32 regularly scheduled meeting after the vacancy occurs, the
33 Council shall call an election to fill the vacancy. The election
34 shall be held according to the timetable and procedures
35 established by state law for the filling of vacancies in elected
36 local offices.
- 37
38 3. The appointee shall be compensated at a rate equal to that of
39 other Council Members for the period served."?

4 **Proposition No. 2**

5 **Summary: Provides for ordinances of the City Council to**
6 **become law without the Mayor's signature after seven days of**
7 **submission.**

8
9 Shall Section 2-12(B) of the Slidell Home Rule Charter be deleted
10 and reenacted to read as follows:

11 "1. Within seven (7) calendar days after the mayor's receipt of an
12 ordinance, excluding Saturdays, Sundays and city holidays, it
13 shall be returned to the clerk of the council with the mayor's
14 approval, or with the mayor's veto. If the proposed ordinance is
15 not signed or vetoed by the mayor within seven (7) days after
16 receipt, it shall be considered approved. The clerk of the
17 council shall record upon the ordinance the date and hour of its
18 receipt from the mayor. If the ordinance has been approved, it
19 shall be considered finally enacted and become effective as
20 provided in Section 2-11 (Ordinances in General). If the
21 ordinance is vetoed, the mayor shall submit to the council
22 through the clerk a written statement of the reasons for veto.
23 The veto statement shall be published in full in the official
24 journal by the clerk as soon as practical thereafter. All
25 ordinances that the mayor vetoes shall be vetoed in full, except
26 that the mayor shall have authority to veto individual
27 appropriation items in the ordinances adopting the operating
28 budget and capital improvement program."?

29 **Proposition No. 3**

30 **Summary: Provides for the filling of a vacancy in the office of**
31 **Mayor.**

32 Shall Section 3-04(C) of the Slidell Home Rule Charter be deleted
33 and reenacted to read as follows:

34 "1. If a vacancy in the office of mayor occurs less than one (1) year
35 prior to the expiration of the term of office, the Council member
36 at large receiving the greatest number of votes shall serve as
37 mayor for the remainder of the term. The appointee shall have
38 the right to seek the office at the next regular election held for
39 the purpose of filling the office. In the event both Council

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4 Members at-large received equal numbers of votes at the most
5 recent election for the Council at-large seats, then the appointee
6 shall be determined by a majority vote of the authorized
7 membership of the Council.

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2. If a vacancy in the office of mayor occurs more than one (1) year prior to the expiration of the term of office, the Council member at large receiving the greatest number of votes shall serve as mayor until the office is filled by a vote of the qualified electors voting in a special election called by the Council within fifteen (15) days after the vacancy occurs. The election shall be held according to the timetable and procedures established by state law for the filling of vacancies in elected local offices. The appointee shall have the right to seek the office at the next regular election held for the purpose of filling the office. In the event both Council Members at-large received equal numbers of votes at the most recent election for the Council at-large seats, then the appointee shall be determined by a majority vote of the authorized membership of the Council.
 3. The Council member serving as mayor shall not have a vote on the Council or otherwise participate in Council activities as a member thereof while serving as mayor.
 4. The Council member serving as mayor shall be compensated at a rate equal to that of the mayor for the period served.”?

27 **Proposition No. 4**

28 **Summary: Provides for the filling of a vacancy in the office of**
29 **Chief of Police.**

30
31 Shall Section 4-05(H) of the Slidell Home Rule Charter be deleted
32 and reenacted to read as follows:

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- “1. If a vacancy in the office of chief of police occurs less than one (1) year prior to the expiration of the term of office, the assistant chief of police shall serve as chief of police for the remainder of the term.
 2. If a vacancy in the office of chief of police occurs more than one (1) year prior to the expiration of the term of office, the

4 designated assistant chief of police shall serve as chief of police
5 until the office is filled by a vote of the qualified electors voting in
6 a special election called by the Council within fifteen (15) days
7 after the vacancy occurs. The election shall be held according
8 to the timetable and procedures established by state law for the
9 filling of vacancies in elected local offices.

- 10 3. Should the Assistant Chief of Police move into the Chief
11 position in the event that the Office of Chief of Police is vacant,
12 the Assistant Chief of Police shall be compensated at a rate
13 equal to that of the Chief of Police for the period served.”?

14
15 **Proposition No. 5**

16 **Summary: Provides for the incursion of debt according to**
17 **Louisiana Constitution and Laws.**

18 Shall Section 5-09 of the Slidell Home Rule Charter be deleted and
19 reenacted to read as follows:

20
21 “The city is empowered to incur debt and issue evidences thereof in
22 accordance with the Constitution and laws of this State.”?

23
24 **Proposition No. 6**

25
26 **Summary: Provides for elections relative to initiate ordinances.**

27
28 Shall Section 6-01(6) of the Slidell Home Rule Charter be deleted
29 and reenacted to read as follows:

30 “If an initiative ordinance is submitted to a vote of the electors as
31 provided in Section 6-01(4) above, the election shall be held
32 according to the timetable and procedures established by state law
33 for such purposes, preferably in an election already scheduled.
34 Otherwise, a special election shall be called by the Council within
35 fifteen (15) days after the determination to submit the proposal to
36 the electors as provided in Section 6-01(4)(b). The results shall be
37 determined by a majority vote of the electors voting on the
38 proposal.”?
39

4 **Proposition No. 7**

5
6 **Summary: Provides for the Louisiana Code of Ethics to be the**
7 **Ethics Code for the City of Slidell.**

8 Shall Section 7-03 of the Slidell Home Rule Charter be deleted and
9 reenacted to read as follows:

10 "The Code of Ethics for the City shall be the Louisiana Code of
11 Ethics as administered by the State of Louisiana."?

12
13
14 The said special election will be held at the following polling places situated
15 within the City, which polls will open at six o'clock (6:00) a.m., and close at eight o'clock
16 (8:00) p.m., in accordance with the provisions of La. R.S. 18:541, to-wit:

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POLLING PLACES	
Precinct	Location
S01	John Slidell Park Gymnasium, 105 Robert Blvd., Slidell
S02	Slidell High School, 1 Tiger Dr., Slidell (IN PART)
S03	Slidell High School, 1 Tiger Dr., Slidell (IN PART)
S04	Bonne Ecole Elementary School, 900 Rue Verand, Slidell (IN PART)
S05	John Slidell Park Gymnasium, 105 Robert Blvd. (IN PART)
S06	Carolyn Park Middle School, 35708 Liberty Dr., Slidell (IN PART)
S07	Bayou Woods Elementary, 35614 Liberty Dr., Slidell (IN PART)
S08	Bonne Ecole Elementary School, 900 Rue Verand, Slidell (IN PART)
S09	Bonne Ecole Elementary School, 900 Rue Verand, Slidell
S10	Slidell Jr. High School, 333 Pennsylvania Ave, Slidell (IN PART)
S11	Slidell Jr. High School, 333 Pennsylvania Ave, Slidell (IN PART)
S12	St. Tammany Junior High School, 701 Cleveland Ave., Slidell
S13	St. Tammany Junior High School, 701 Cleveland Ave., Slidell (IN PART)
S15	Salmen High School, 300 Spartan Drive, Slidell (IN PART)
S16	Abney Elementary School, 825 Kostmayer St., Slidell (IN PART)
S17	Salmen High School, 300 Spartan Drive, Slidell (IN PART)
S18	Abney Elementary School, 825 Kostmayer St., Slidell (IN PART - NO VOTERS)
S19	Slidell High School, 1 Tiger Drive, Slidell (IN PART)
S21	Northshore High School, 100 Panther Dr., Slidell (IN PART)
S22	Abney Elementary School, 825 Kostmayer St., Slidell (IN PART)

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POLLING PLACES	
Precinct	Location
5 S23	Slidell Jr. High School, 333 Pennsylvania Ave, Slidell (IN PART)
6 S24	St. Tammany Junior High School, 701 Cleveland Ave., Slidell
7 S25	St. Tammany Junior High School, 701 Cleveland Ave., Slidell (IN PART)
8 802	Clearwood Jr High School, 130 Clearwood Dr., Slidell (IN PART) (NO VOTERS)
9 803	Clearwood Jr High School, 130 Clearwood Dr., Slidell (IN PART)
10 805	Little Oak Elementary School, 59241 Rebel Dr., Slidell (IN PART)
11 806	Grace Memorial Baptist Church, 58516 Pearl Acres Rd., Slidell (IN PART)
12 811	Boyet Jr. High School, 59295 Rebel Dr., Slidell (IN PART)
13 813	Northshore High School, 100 Panther Dr., Slidell (IN PART)
14 816	Grace Memorial Baptist Church, 58516 Pearl Acres Rd., Slidell (IN PART) (NO VOTERS)
15 901	North Shore Square Mall, 150 North Shore Blvd, Slidell (IN PART) (NO VOTERS)
16 904	Carolyn Park Middle School, 35708 Liberty Dr., Slidell (IN PART)
17 907	Carolyn Park Middle School, 35708 Liberty Dr., Slidell (IN PART) (NO VOTERS)
18 909	Salmen High School, 300 Spartan Drive, Slidell (IN PART) (NO VOTERS)
19 915	North Shore Square Mall, 150 North Shore Blvd., Slidell (IN PART)
20 916	Carolyn Park Middle School, 35708 Liberty Dr., Slidell (IN PART) (NO VOTERS)

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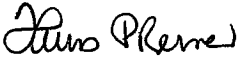
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4 STATE OF LOUISIANA

5
6 ST. TAMMANY PARISH

7 I, the undersigned Council Administrator of the Slidell City Council of St.
8
9 Tammany Parish, State of Louisiana (the "Governing Authority"), the governing authority of
10 the City of Slidell, State of Louisiana (the "City"), do hereby certify that the foregoing seven
11
12 (7) pages constitute a true and correct copy of the proceedings taken by the Governing
13
14 Authority on August 26, 2008, ordering and calling a special election to be held in the City
15 of Slidell, St. Tammany Parish, State of Louisiana, making application to the State Bond
16
17 Commission in connection therewith, and providing for other matters in connection
18
19 therewith.

20 IN FAITH WHEREOF, witness my official signature and the impress of the
21
22 official seal of the City of Slidell, Louisiana, on this, the 26th day of August, 2008.

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26 _____
27 Thomas P. Reeves
28 Council Administrator

29 (SEAL)

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31 **Certified True Copy**


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33 _____
34 **Slidell City Council**

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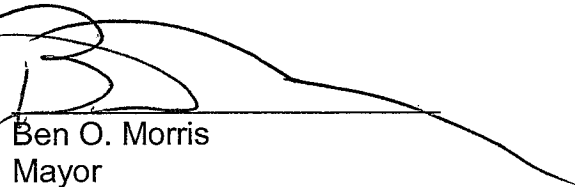
4 The polling places set forth above are hereby designated as the polling places
5 at which to hold the said election, and the Commissioners-in-Charge and Commissioners,
6 respectively, shall be those persons designated according to law.

7 The said special election will be held in accordance with the applicable
8 provisions of Chapter 5, Chapter 6-A, and Chapter 6-B of Title 18 of the Louisiana Revised
9 Statutes of 1950, as amended, and other constitutional and statutory authority, and the
10 officers appointed to hold the said election, as provided in this Notice of Special Election,
11 or such substitutes therefor as may be selected and designated in accordance with La.
12 R.S. 18:1287, will make due returns thereof to said Governing Authority, and NOTICE IS
13 HEREBY FURTHER GIVEN that the Governing Authority will meet at its regular meeting
14 place, the Council Chambers, 1330 Bayou Lane, Suite 110, Slidell, Louisiana, on
15 **November 18, 2008 at SIX-THIRTY O'CLOCK (6:30) P.M.**, and shall then and there in
16 open and public session proceed to examine and canvass the returns and declare the
17 results of the said special election. All registered voters of the City are entitled to vote at
18 said special election and voting machines will be used thereat.

19 **THUS DONE AND SIGNED** at the City of Slidell, Louisiana, on this, the 26th
20 day of August, 2008.

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23 _____
24 Thomas P. Reeves
25 Council Administrator

26 ATTEST:

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28 _____
29 Ben O. Morris
30 Mayor
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