

1 Introduced November 18, 2008, by
2 Councilman Canada, seconded by
3 Councilman Hursey

4 **RESOLUTION R08-65**

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6 A resolution providing for canvassing the returns and declaring the results of
7 the special election held in the City of Slidell, State of Louisiana, on Tuesday, November 4,
8 2008, to adopt amendments to the Slidell Home Rule Charter.

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. Canvass. This Governing Authority does now proceed in open
12 and public session to examine the official tabulations of votes cast at the special election
13 held in the City of Slidell, State of Louisiana, (the "City"), on TUESDAY, NOVEMBER 4,
14 2008, 2008, to adopt amendments to the Slidell Home Rule Charter, and said Governing
15 Authority does further proceed to examine and canvass the returns and declare the results
16 of the special election.
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22 SECTION 2. Procès Verbal. A *Procès Verbal* of the canvass of the returns
23 of said election shall be made and a certified copy thereof shall be forwarded to the
24 Secretary of State, Baton Rouge, Louisiana, who shall record the same in his office;
25 another certified copy thereof shall be forwarded to the Clerk of Court and *Ex-Officio*
26 Recorder of Mortgages in and for the Parish of St. Tammany, who shall record the same in
27 the Mortgage Records of said Parish; and another copy thereof shall be retained in the
28 archives of this Governing Authority.
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33 SECTION 3. Promulgation of Election Results. The results of said election
34 shall be promulgated by publication in the manner provided by law.
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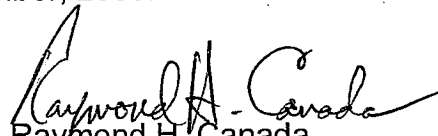
4 This resolution having been submitted to a vote, the vote thereon was as
5 follows:

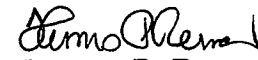
6 YEAS: 7 - Council Members Borchert, Canada, Crockett, Cusimano,
7 Fraught, Harbison, Hicks,
8

9 NAYS: 0

10 ABSENT: 2 - Councilman Hursey, Vacancy (At-Large)

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12 **ADOPTED** this 18th day of November, 2008.

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15 Raymond H. Canada
16 President of the Council
17 Councilman, District E
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20 Thomas P. Reeves
21 Council Administrator
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4 PROCÈS VERBAL AND PROCLAMATION OF THE CANVASS OF THE VOTES CAST
5 AT THE SPECIAL ELECTION HELD IN THECITY OF SLIDELL, STATE OF LOUISIANA,
6 ON TUESDAY, NOVEMBER 4, 2008.

7 BE IT KNOWN AND REMEMBERED that on Tuesday, November 18, 2008, at six-
8 thirty o'clock (6:30) p.m., at its regular meeting place, the Council Chambers, 1330 Bayou
9 Lane, Suite 110, Slidell, Louisiana, the Slidell City Council (the "Governing Authority"),
10 acting as the governing authority of the City of Slidell, State of Louisiana (the "City"), and
11 being the authority ordering the special election held therein on Tuesday, November 4,
12 2008, with the following members present:

13 Council Members Borchert, Canada, Crockett, Cusimano, Fraught,
14 Harbison, Hicks

15 There being absent: Councilman Hursey, Vacancy-At Large

16
17 did, in open and public session, examine the official certified tabulations of votes cast at
18 the said election, and did examine and canvass the returns of the said election, there
19 having been submitted at said election the following propositions, to wit:

20 PROPOSITION NO. 1
21

22 Summary: Provides for the filling of a vacancy in the office of Slidell City
23 Council Member.

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

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

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4 established by state law for the filling of vacancies in elected
5 local offices.

- 6 3. The appointee shall be compensated at a rate equal to that of
7 other Council Members for the period served.”?
8

9 **PROPOSITION NO. 2**

10 Summary: Provides for ordinances of the City Council to become law without
11 the Mayor’s signature after seven (7) days of submission.
12

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

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

31 **PROPOSITION NO. 3**

32 Summary: Provides for the filling of a vacancy in the office of Mayor.
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34 Shall Section 3-04(C) of the Slidell Home Rule Charter be deleted and
35 reenacted to read as follows:

- 36 “1. If a vacancy in the office of mayor occurs less than one (1) year
37 prior to the expiration of the term of office, the Council member
38 at large receiving the greatest number of votes shall serve as
39

4 mayor for the remainder of the term. The appointee shall have
5 the right to seek the office at the next regular election held for
6 the purpose of filling the office. In the event both Council
7 Members at-large received equal numbers of votes at the most
8 recent election for the Council at-large seat, then the appointee
9 shall be determined by a majority vote of the authorized
10 membership of the Council.2.If a vacancy in the office of mayor
11 occurs more than one (1) year prior to the expiration of the term
12 of office, the Council member at large receiving the greatest
13 number shall serve as mayor until the office is filled by a vote of
14 the qualified electors voting in a special election called by the
15 Council within fifteen (15) days after the vacancy occurs. The
16 election shall be held according to the timetable and
17 procedures established by state law for the filling of vacancies
18 in elected local offices. The appointee shall have the right to
19 seek the office at the next regular election held for the purpose
20 of filling the office. In the event both Council Members at-large
21 received equal numbers of votes at the most recent election for
22 the Council at-large seat, then the appointee shall be
23 determined by a majority vote of the authorized membership of
24 the Council.

- 22 3. The Council member serving as mayor shall not have a vote on
23 the Council or otherwise participate in Council activities as a
24 member thereof while serving as mayor.
- 25 4. The Council member serving as mayor shall be compensated
26 at a rate equal to that of the mayor for the period served.”?

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28 **PROPOSITION NO. 4**

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

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

- 33 “1. If a vacancy in the office of chief of police occurs less than one
34 (1) year prior to the expiration of the term of office, the assistant
35 chief of police shall serve as chief of police for the remainder of
36 the term.
- 37
38 2. If a vacancy in the office of chief of police occurs more than
39 one (1) year prior to the expiration of the term of office, the

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

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

15 **PROPOSITION NO. 5**

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

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

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

23 **PROPOSITION NO.6**

24
25 Summary: Provides for elections relative to initiate ordinances.

26
27 Shall Section 6-01(6) of the Slidell Home Rule Charter be deleted and
28 reenacted to read as follows:

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

37 **PROPOSITION NO. 7**

38 Summary: Provides for the Louisiana Code of Ethics to be the Ethics Code
39 for the City of Slidell.

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

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

9 There was found by said count and canvass that the following votes had been cast
 10 at the said special election **IN FAVOR OF** and **AGAINST**, respectively, the propositions as
 11 hereinabove set forth at the following polling places, to-wit:

Precinct	HOME RULE CHARTER AMENDMENT NO. 1		HOME RULE CHARTER AMENDMENT NO. 2		HOME RULE CHARTER AMENDMENT NO. 3		HOME RULE CHARTER AMENDMENT NO. 4		HOME RULE CHARTER AMENDMENT NO. 5		HOME RULE CHARTER AMENDMENT NO. 6		HOME RULE CHARTER AMENDMENT NO. 7	
	YES	NO	YES	NO	YES	NO	YES	NO	YES	NO	YES	NO	YES	NO
S01	418	187	340	257	323	284	340	268	240	353	357	229	390	212
S02	239	90	186	142	211	133	214	126	146	188	207	125	236	102
S03	344	158	261	236	273	245	282	234	185	314	293	201	327	182
S04	258	138	192	208	241	183	248	174	180	238	230	178	272	147
S05	461	189	337	318	384	293	386	291	268	398	407	237	444	221
S06	340	169	267	239	311	225	313	221	228	296	287	228	327	200
S07	135	57	113	79	121	73	110	84	89	104	116	76	132	64
S08	305	115	233	184	248	182	247	187	183	241	263	154	300	136
S09	237	111	189	158	201	155	202	159	147	207	225	122	251	107
S10	381	188	305	255	283	287	287	282	195	362	327	227	383	187
S11	228	115	182	166	181	171	179	168	138	201	196	142	225	124
S12	53	24	36	43	52	29	54	28	37	42	46	29	55	22
S13	157	88	116	132	129	127	140	111	99	148	144	99	152	96
S15	220	157	165	209	194	197	203	176	148	232	194	181	208	182

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Precinct	HOME RULE CHARTER AMENDMENT NO. 1		HOME RULE CHARTER AMENDMENT NO. 2		HOME RULE CHARTER AMENDMENT NO. 3		HOME RULE CHARTER AMENDMENT NO. 4		HOME RULE CHARTER AMENDMENT NO. 5		HOME RULE CHARTER AMENDMENT NO. 6		HOME RULE CHARTER AMENDMENT NO. 7	
	YES	NO	YES	NO	YES	NO	YES	NO	YES	NO	YES	NO	YES	NO
	0	0	0	0	0	0	0	0	0	0	0	0	0	0
909	0	0	0	0	0	0	0	0	0	0	0	0	0	0
915	0	0	0	0	0	0	0	0	0	0	0	0	0	0
916	0	1	0	0	0	0	0	0	0	0	0	0	0	0
Absentee	1161	409	841	714	1097	452	1152	376	887	610	991	491	1105	419
Totals	6,312	2,799	4,799	4,262	5,415	3,926	5,573	3,699	4,028	5,062	5,502	3,477	6,146	3,074
Majority FOR	3,513		537		1,489		1,874		-1,034		2,025		3,072	

21 The polling places above specified being the only polling places
 22 designated at which to hold the said election, it was therefore shown that

23
 24 (i) there was a total of **6,312** votes cast **IN FAVOR OF** Proposition No.
 25 1 and a total of **2,799** votes cast **AGAINST** Proposition No. 1, as
 26 hereinabove set forth, and that there was a majority of **3,513** votes cast **IN**
 27 **FAVOR OF** Proposition No. 1 as hereinabove set forth;

28 (ii) there was a total of **4,799** votes cast **IN FAVOR OF** Proposition
 29 No. 2 and a total of **4,262** votes cast **AGAINST** Proposition No. 2, as
 30 hereinabove set forth, and that there was a majority of **537** votes cast **IN**
 31 **FAVOR OF** Proposition No. 2 as hereinabove set forth;

32 (iii) there was a total of **5,415** votes cast **IN FAVOR OF** Proposition
 33 No. 3 and a total of **3,926** votes cast **AGAINST** Proposition No. 3, as
 34 hereinabove set forth, and that there was a majority of **1,489** votes cast **IN**
 35 **FAVOR OF** Proposition No. 3 as hereinabove set forth;

36 (iv) there was a total of **5,573** votes cast **IN FAVOR OF** Proposition
 37 No. 4 and a total of **3,699** votes cast **AGAINST** Proposition No. 4, as
 38 hereinabove set forth, and that there was a majority of **1,874** votes cast **IN**
 39 **FAVOR OF** Proposition No. 4 as hereinabove set forth;

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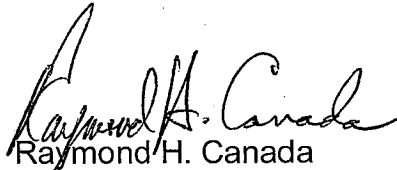
5 (v) there was a total of **4,028** votes cast **IN FAVOR OF** Proposition
6 No. 5 and a total of **5,062** votes cast **AGAINST** Proposition No. 5, as
7 hereinabove set forth, and that there was a majority of **1,034** votes cast
8 **AGAINST** Proposition No. 5 as hereinabove set forth;

9 (vi) there was a total of **5,502** votes cast **IN FAVOR OF** Proposition
10 No. 6 and a total of **3,477** votes cast **AGAINST** Proposition No. 6, as
11 hereinabove set forth, and that there was a majority of **2,025** votes cast **IN**
12 **FAVOR OF** Proposition No. 6 as hereinabove set forth; and

13 (vii) there was a total of **6,146** votes cast **IN FAVOR OF** Proposition
14 No. 7 and a total of **3,074** votes cast **AGAINST** Proposition No. 7, as
15 hereinabove set forth, and that there was a majority of **3,072** votes cast **IN**
16 **FAVOR OF** Proposition No. 7 as hereinabove set forth.

17 Therefore, the Governing Authority did declare and proclaim and does hereby
18 declare and proclaim in open and public session that Proposition No. 1 as hereinabove set
19 forth was duly **APPROVED**, that Proposition No. 2 as hereinabove set forth was duly
20 **APPROVED**, that Proposition No. 3 as hereinabove set forth was duly **APPROVED**, that
21 Proposition No. 4 as hereinabove set forth was duly **APPROVED**, that Proposition No. 5
22 as hereinabove set forth was duly **DEFEATED**, that Proposition No. 6 as hereinabove set
23 forth was duly **APPROVED** and that Proposition No. 7 as hereinabove set forth was duly
24 **APPROVED** by a majority of the votes cast by the qualified electors voting at the said
25 special election held in the City on Tuesday, November 4, 2008. **THUS DONE AND**
26 **SIGNED** at Slidell, Louisiana, on this, the 18th day of November, 2008.

27 ATTEST:

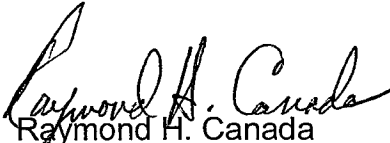
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31 Raymond H. Canada
32 President of the Council
33 Councilman, District E

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35 Thomas P. Reeves
36 Council Administrator
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4 **PROCLAMATION**

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6 I, the undersigned President of the Council of the Slidell City Council, the
7 governing authority of the City of Slidell, State of Louisiana (the "City"), do hereby declare,
8 proclaim and announce that Proposition No. 1 submitted at the special election held in the
9 City on Tuesday, November 4, 2008, was APPROVED, that Proposition No. 2 was
10 APPROVED, that Proposition No. 3 was APPROVED, that Proposition No. 4 was
11 APPROVED, that Proposition No. 5 was DEFEATED, that Proposition No. 6 was
12 APPROVED and that Proposition No. 7 was APPROVED by a majority of the votes cast at
the said special election, all as described and set out in the above *Procès Verbal*.

13 **THUS DONE AND SIGNED** at Slidell, Louisiana, on this, the 18th day of
14 November, 2008.

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17 Raymond H. Canada
18 President of the Council
19 Councilman, District E
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4 STATE OF LOUISIANA

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6 PARISH OF ST. TAMMANY

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8 I, the undersigned Council Administrator of the Slidell City Council (the "Governing
9 Authority"), the governing authority of the City of Slidell, State of Louisiana (the "City"), do
10 hereby certify that the foregoing eleven (11) pages constitute a true and correct copy of the
11 proceedings and *Procès Verbal* made by said Governing Authority on Tuesday, November
12 18, 2008, providing for canvassing the returns and declaring the results of the special
13 election held in the City on Tuesday, November 4, 2008, 2008, to adopt amendments to
14 the Slidell Home Rule Charter.
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19 IN FAITH WHEREOF, witness my official signature and the impress of the official
20 seal of the City at Slidell, Louisiana, on this, the 18th day of November, 2008.
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26 _____
27 Thomas P. Reeves
28 Council Administrator

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(SEAL)