

1 Introduced August 14, 2012, by
2 Councilwoman Harbison, seconded by
3 Councilman Hicks, (by request of
4 Administration)

5 **RESOLUTION R12-14**

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7 A resolution authorizing the publication of a Notice of Intention to create the
8 Camellia Square Economic Development District, State of Louisiana, and to levy a 1.00%
9 sales and use tax and/or a 2.00% hotel occupancy tax therein, under the authority of Part
10 II, Chapter 27 of Title 33 of the Louisiana Revised Statutes of 1950, as amended (La. R.S.
11 33:9038.31 *et seq.*); and providing for other matters in connection therewith.

12 WHEREAS, Part II, Chapter 27, Title 33 of the Louisiana Revised Statutes of
13 1950, as amended (La. R.S. 33:9038.31, *et seq.*) (the "EDD Act") authorizes
14 municipalities, parishes and certain other local governmental subdivisions to create
15 economic development districts to carry out the purposes of the Act, which economic
16 development districts are political subdivisions of the State of Louisiana and possess such
17 power and authority and have such duties as provided by the EDD Act and other law; and
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21 WHEREAS, the City of Slidell, State of Louisiana (the "City"), acting through
22 this City Council as its governing authority, desires to avail itself of the EDD Act to create
23 an economic development district to be called the "Camellia Square Economic
24 Development District, State of Louisiana" (the "District"), in accordance with La. R.S.
25 33:9038.32, in which local and State sales tax increments are expected to be determined
26 and used to fund the Camellia Square Economic Development District Trust Fund; and
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31 WHEREAS, La. R.S. 33:9038.39 further permits such economic development districts to
32 levy sales and use taxes at a rate up to two percent (2%) for authorized purposes and/or
33 hotel occupancy taxes at a rate of up to two percent (2%); and
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4 WHEREAS, in accordance with the EDD Act, particularly La. R.S. 33:9038.32
5 and La. R.S. 33:9038.39, the City now desires to give notice of its intention and to hold a
6 public hearing relative to (1) the proposed creation of the District and (2) the proposed levy
7 of a sales and use tax and a hotel occupancy tax therein, which notice shall be published
8 in the City's official journal two (2) times prior to the public hearing, the first publication to
9 appear at least fourteen (14) days before the date of the public hearing;
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14 NOW THEREFORE BE IT RESOLVED by the Slidell City Council, acting as
15 the governing authority of the City of Slidell, State of Louisiana, that:
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17 SECTION 1. Intention to Create Economic Development District. In accordance
18 with the EDD Act, and particularly La. R.S. 33:9038.32 and La. R.S. 33:9038.39, this
19 governing authority does hereby give notice of its intention to create an economic
20 development district to be called the "Camellia Square Economic Development District,
21 State of Louisiana," and to levy therein a one percent (1%) sales and use tax and a two
22 percent (2%) hotel occupancy tax pursuant to La. R.S. 33:9038.39 for the purpose of
23 paying the costs of economic development projects as defined in La. R.S. 33:9038.34(M)
24 and La. R.S. 33:9038.36.

25 The proposed economic development district shall have the boundaries described
26 in Exhibit A to this resolution.

27 SECTION 2. Notice of Intention. The Council Administrator is authorized and
28 directed to publish a notice of intention, in substantially the following form, which notice
29 shall be published in the City's official journal two (2) times prior to the public hearing, the
30 first publication to appear at least fourteen (14) days before the date of the public hearing:

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4 **NOTICE OF INTENTION TO CREATE AN**
5 **ECONOMIC DEVELOPMENT DISTRICT**
6 **IN THE CITY OF SLIDELL, STATE OF LOUISIANA,**
7 **AND TO LEVY A**
8 **1% SALES AND USE TAX AND A**
9 **2% HOTEL OCCUPANCY TAX THEREIN**

10 NOTICE IS HEREBY GIVEN that the City Council of the City of Slidell, State of
11 Louisiana (the "Governing Authority"), acting as the governing authority of the City of
12 Slidell, State of Louisiana (the "City") proposes to consider the adoption of an ordinance,
13 pursuant to La. R.S. 33:9038.32, creating an economic development district within the City
14 to be called the "Camellia Square Economic Development District, State of Louisiana" (the
"District").

15 NOTICE IS HEREBY FURTHER GIVEN that upon the creation of the District, the
16 Governing Authority, in its capacity as the governing authority of the newly created District,
17 further proposes to consider the adoption of an ordinance, pursuant to La. R.S.
18 33:9038.39, levying in the District an additional one percent (1.00%) sales and use tax and
19 an additional two percent (2.00%) hotel occupancy tax, for the purpose of financing
20 economic development projects, as defined in La. R.S. 33: 9038.34(M) and La. R.S.
21 33:9038.36 (the "District Taxes"). The proceeds of the District Taxes will be deposited in a
22 special trust fund to be used for the furtherance of economic development projects within
23 the District, together with a like amount of State sales taxes, if approved by the State, all
24 pursuant to the authority of Part II, Chapter 27, Title 33 of the Louisiana Revised Statutes
of 1950, as amended (La. R.S. 33:9038.31, *et seq.*).

25 NOTICE IS HEREBY FURTHER GIVEN in accordance with Section 2-263 of the
26 Slidell Code of Ordinances that the City intends to enter into a professional services
27 contract with Adams and Reese LLP, in the City of New Orleans, Louisiana, which may
28 exceed \$15,000 for legal services in connection with the creation of the District, the levy of
29 sales and use taxes and hotel occupancy taxes in the District, and the negotiation,
30 authorization and approval of a cooperative endeavor agreement with respect thereto.

31 NOTICE IS HEREBY FURTHER GIVEN that the Governing Authority, acting as the
32 governing authority of both the City the District, will meet in open and public session on
33 Tuesday, September 11, 2012, at six-thirty o'clock (6:30) p.m., at the City Council
34 Chambers, Third Floor, Suite 319, 2045 Second St., Slidell, Louisiana 70458, to hear any
35 objections to the creation of the District and/or the proposed levy of the District Taxes as
described above.

36 A description of the boundaries of the proposed District, and a map of the proposed
37 District, are attached hereto as Exhibit A.
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4 [LEGAL DESCRIPTION & MAP, AS SHOWN IN
5 EXHIBIT A TO THIS RESOLUTION, TO BE
6 ATTACHED TO NOTICE IN PUBLICATIONS]

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9 SECTION 1. Public Hearing. At the date, time and place mentioned in the
10 aforesaid Notice of Intention, or at such other time and place as may be determined by the
11 Mayor and properly advertised, this Governing Authority will meet in open and public
12 session, to hear any objections to the proposed creation of the District and the levy of the
13 sales and use tax and/or the hotel occupancy tax described above, and may consider the
14 adoption of ordinances creating the district and levying the aforesaid taxes.

15 SECTION 2. Authorization of Officers. The Mayor, President of the Council and the
16 Council Administrator are hereby authorized, empowered and directed to do any and all
17 things necessary and incidental to carry out the provisions of this resolution.

18 SECTION 3. Employment of Special Counsel. This governing authority finds and
19 determines that a real necessity exists for the employment of special counsel in connection
20 with the creation of the District, the levy of sales and use taxes and hotel occupancy taxes
21 in the District, and the negotiation, authorization and approval of a cooperative endeavor
22 agreement with respect thereto, and accordingly Adams and Reese LLP, of New Orleans,
23 Louisiana, are hereby employed as special counsel to the City in connection with the
24 foregoing. Said special counsel shall prepare and submit to this governing authority for
25 adoption all of the proceedings incidental to the foregoing, and shall counsel and advise
26 the City, the District and this governing authority in connection with the foregoing. The fee
27 of special counsel in connection with the foregoing shall be negotiated between the Mayor
28 and special counsel and shall be paid by the beneficiary of the creation of the District,
29 SIKA Investments LLC or their successors or assigns. In accordance with Section 4-02(D)
30 of the Slidell City Charter, the Mayor of the City is authorized to negotiate and enter into a
31 written contract with special counsel in connection with the foregoing matters.

32 This resolution and the notice of intention contained herein shall also serve as
33 public notification required by Section 2-263 of the Slidell Code of Ordinances that the City
34 intends to enter into a professional services contract with Adams and Reese LLP, in the
35 City of New Orleans, Louisiana, which exceeds \$15,000 for legal services in connection
36 with the creation of the District, the levy of sales and use taxes and hotel occupancy taxes
37 in the District, and the negotiation, authorization and approval of a cooperative endeavor
38 agreement with respect thereto.
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4 The foregoing resolution having been submitted to a vote, the vote thereon was as
5 follows:

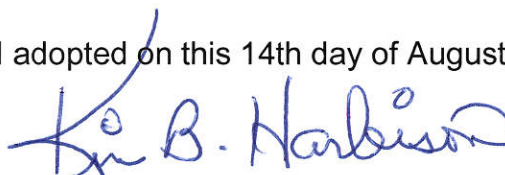
6 YEAS: 9

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8 NAYS: 0

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10 ABSENT: 0

11 ABSTAINING: 0
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13 And the resolution was declared adopted on this 14th day of August, 2012.

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16 Kim Harbison
17 President of the Council
18 Councilwoman-at-Large

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21 Thomas P. Reeves
22 Council Administrator
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6 **EXHIBIT A**
7 **to Notice of Intent Resolution**

8 **BOUNDARIES AND MAP OF PROPOSED**
9 **CAMELLIA SQUARE ECONOMIC DEVELOPMENT DISTRICT**

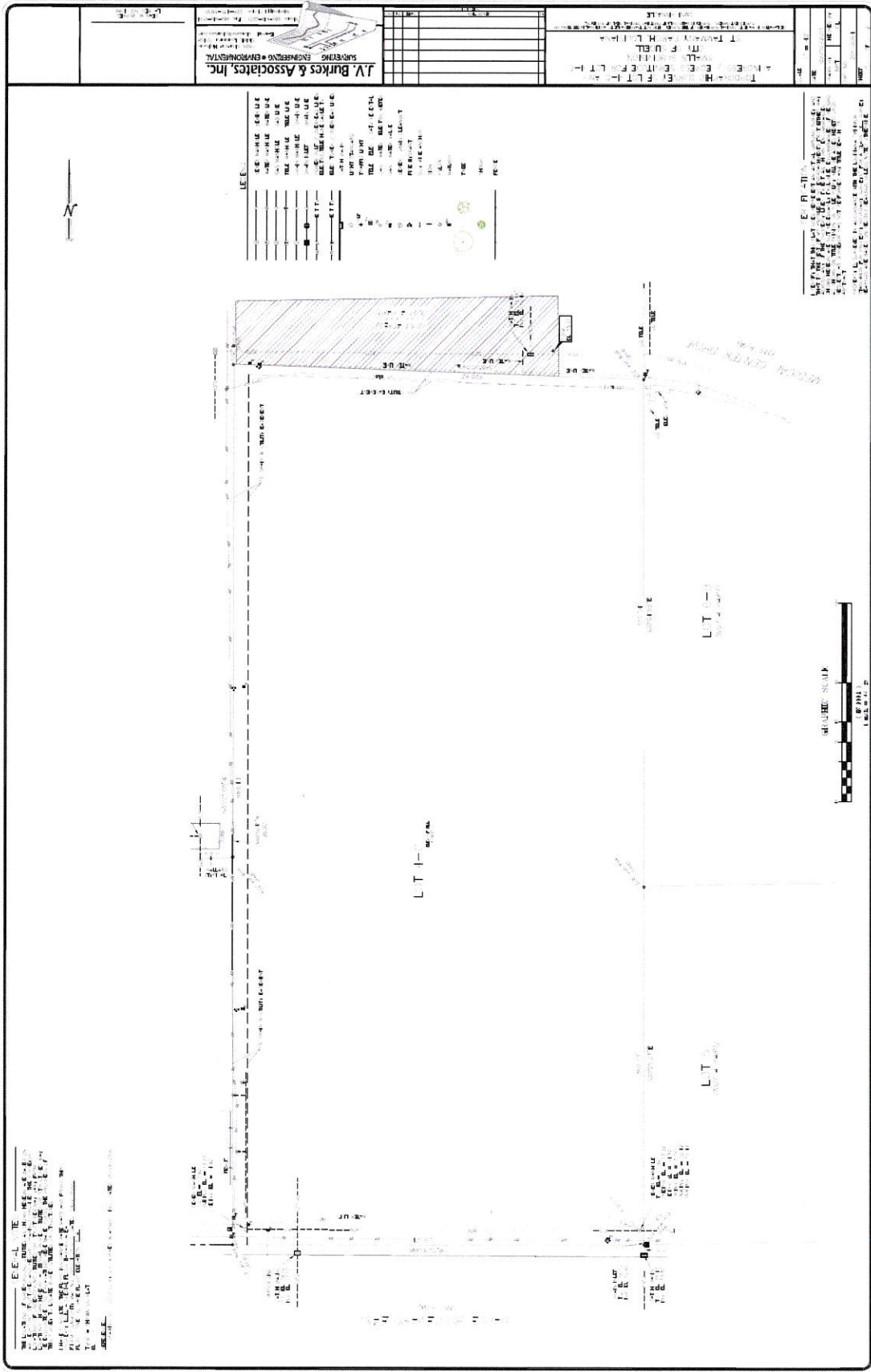
10 ALL THAT CERTAIN TRACT OR PORTION OF LAND, together with all the buildings
11 and improvements thereon, and all the rights, ways, privileges, servitudes, appurtenances and
12 advantages thereunto belonging or in anywise appertaining, situated in Section 1, Township 9
13 South, Range 14 East, St. Tammany Parish, Louisiana, designated as LOT 4-C, SMALL'S
14 SUBDIVISION, City of Slidell, consisting of 8.4874 acres on a plan of resubdivision of the
15 former Lots 4-A-1 and 4-B-1 prepared by J. V. Burkes III, Registered Land Surveyor, dated
16 May 24, 2000, last revised August 4, 2000, a copy of which is recorded in the official records
17 of St. Tammany Parish, Louisiana, State of Louisiana at Map File No. 1857, and according to
18 said survey the said tract or parcel of land is described as follows:

19 From the section corner common to Sections 1 and 12, Township 9 South, Range 14 East, and
20 Sections 6 and 7, Township 9 South, Range 15 East of said Parish, go North 00 degrees 01
21 minute, 00 seconds West 50.0 feet to a point; thence go North 50.0 feet to a point; thence go
22 North 89 degrees 55 minutes 00 seconds West 2,657.20 feet to a point on the northerly right-
23 of-way of Gause Boulevard East, also the point of beginning.

24 Thence go North 00 degrees 01 minute 00 seconds West 885.43 feet to a point; thence go
25 South 88 degrees 00 minutes 09 seconds East 420.92 feet to a point; thence go South 00
26 degrees 04 minutes 55 seconds East 510.04 feet to a point; thence go South 00 degrees 05
27 minutes 03 seconds East 360.23 feet to a point on the northerly right-of-way of Gause
28 Boulevard East; thence go South 89 degrees 56 minutes 00 seconds West 421.67 feet along
29 said northerly right-of-way of Gause Boulevard East to the point of beginning.
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4 STATE OF LOUISIANA

5
6 PARISH OF ST. TAMMANY

7 I, the undersigned Council Administrator of City of Slidell, State of Louisiana (the
8 "City"), do hereby certify that the foregoing seven (7) pages constitute a true and correct
9 copy of a resolution adopted by the governing authority of the City on August 14, 2012,
10 authorizing the publication of a Notice of Intention to create the Camellia Square Economic
11 Development District, State of Louisiana, and to levy a 1.00% sales and use tax and/or a
12 2.00% hotel occupancy tax therein, under the authority of Part II, Chapter 27 of Title 33 of
13 the Louisiana Revised Statutes of 1950, as amended (La. R.S. 33:9038.31 *et seq.*); and
14 providing for other matters in connection therewith.
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20 IN FAITH WHEREOF, witness my official signature and the impress of the official
21 seal of the City on this the 14th day of August, 2012.
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26 (SEAL)



Thomas P. Reeves
Council Administrator