

PARISH OF LIVINGSTON, STATE OF LOUISIANA

The following Ordinance which was previously introduced in written form at a regular meeting of the Parish Council on November 19, 2012, a Notice of Public Hearing having been published in the official journal and which public hearing was held in accordance with said public notice, was offered by Marshall Harris and seconded by Sonya Collins:

L.P. ORDINANCE NO. 12-45

An ordinance directing the levy and collection of an ad valorem tax of five (5) mills on the dollar of assessed valuation of all property subject to taxation within the geographic boundaries of the Parish of Livingston, State of Louisiana, for a period of ten (10) years, beginning with the calendar year 2013 and ending with the year 2022, authorized under the provisions of Article VI, Section 26(B) of the Constitution of the State of Louisiana of 1974, as amended, and other constitutional and statutory authority as applicable, for the purpose of constructing, operating and maintaining roads and bridges within the Parish, and providing for other matters in connection therewith.

WHEREAS, under the provisions of Article VI, Section 26(B) of the Constitution of the State of Louisiana of 1974, as amended, and other constitutional and statutory authority supplemental thereto, including an election held in the Parish of Livingston, State of Louisiana (the "Parish") on November 6, 2012, the Parish Council of the Parish of Livingston, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of Livingston, State of Louisiana (the "Parish"), desires to levy the ad valorem tax as authorized at the election by virtue of the favorable passage of the proposition attached hereto as **Schedule A** setting forth the rate and duration of the tax; and

WHEREAS, in compliance with the provisions of said authority and other applicable constitutional and statutory authority, an election was held in the Parish on Tuesday, November 6, 2012, to authorize the renewal of the levy of the ad valorem tax, it is now the desire of this Parish to renew the levy of the ad valorem tax and to provide for the collection thereof and other matters in connection therewith as hereinafter provided in this Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Parish Council of the Parish of Livingston, State of Louisiana, acting as the governing authority of the Parish, that:

SECTION 1. Pursuant to the authority of an election held in the Parish on November 6, 2012, there be and there is hereby levied within the geographic boundaries of the Parish for the purposes stated in the proposition attached hereto as **Schedule A** an ad valorem tax of five (5) mills on the dollar of assessed valuation of all property subject to taxation in the Parish, beginning with the year 2013 and ending in 2022, to be dedicated and used for the purpose of constructing, operating and maintaining roads and bridges within the Parish, all in the manner and subject to the provisions and terms of those portions of Title 33 of the Louisiana Revised Statutes of 1950, as amended, applicable to ad valorem taxes levied by Parishes.

SECTION 2. That the ad valorem tax described in Section 1 above shall be levied, assessed, imposed, collected, paid and enforced according to law.

SECTION 3. The obligations and rights of tax payers in connection with the ad valorem tax levied hereby shall be as provided taxpayers by the provisions of law applicable to ad valorem taxes levied by the Parish.

SECTION 4. If any one or more of the provisions of this Ordinance shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this Ordinance, but this Ordinance shall be construed and enforced as if such illegal or invalid provisions had not been contained herein. Any constitutional or statutory provision enacted after the date of this Ordinance which validates or makes legal any provision of this Ordinance which would not otherwise be valid or legal, shall be deemed to apply to this Ordinance.

SECTION 5. Upon adoption, this Ordinance shall be published in full in one (1) issue of the *Livingston Parish News* and shall be recorded in the mortgage records of the Livingston Parish Clerk of Court.

SECTION 6. The Chair of the Council be and she is hereby authorized, empowered and directed to take any and all such action as may be necessary to carry into effect the provisions of this Ordinance.

SECTION 7. This Ordinance shall immediately take effect upon adoption.

[Remainder of this page intentionally left blank]

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

YEAS: MR. GOFF, MR. HARRIS, MS. LANDRY, MR. NORRED, MR. PARENT,
MR. SHARP, MR. BLACKWELL, MS. COLLINS, MS. WALE

NAYS: NONE

And the Ordinance was declared adopted on this, the 6th day of December, 2012.

Cindy Wale, Council Chair

ATTEST:

Lisa T. Frederick, Council Clerk

INTRODUCED _____ ADOPTED _____

DELIVERED TO PRESIDENT _____, _____ o'clock ____ .M.

APPROVED BY PRESIDENT _____
Layton Ricks Date

VETOED BY PRESIDENT _____
Layton Ricks Date

RECEIVED FROM PRESIDENT _____, _____ o'clock ____ .M.

STATE OF LOUISIANA

PARISH OF LIVINGSTON

I, the undersigned Clerk of the Parish Council of the Parish of Livingston, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of Livingston, State of Louisiana (the "Parish"), do hereby certify that the foregoing constitutes a true and correct copy of an Ordinance adopted by the Parish on December 13, 2012, directing the levy and collection of an ad valorem tax of five (5) mills on the dollar of assessed valuation of all property subject to taxation within the geographic boundaries of the Parish of Livingston, State of Louisiana, for a period of ten (10) years, beginning with the calendar year 2013 and ending with the year 2022, authorized under the provisions of Article VI, Section 26(B) of the Constitution of the State of Louisiana of 1974, as amended, and other constitutional and statutory authority as applicable, for the purpose of constructing, operating and maintaining roads and bridges within the Parish, and providing for other matters in connection therewith.

I further certify that this Ordinance has not been amended or rescinded.

IN WITNESS WHEREOF, I have subscribed my official signature as Clerk of the Parish Council of the Parish of Livingston, State of Louisiana on this, the 13th day of December, 2012.

Lisa T. Frederick, Council Clerk

SCHEDULE A

PROPOSITION

SUMMARY: RENEWAL OF A FIVE (5) MILL AD VALOREM TAX FOR A PERIOD OF TEN (10) YEARS FOR THE PURPOSE OF CONSTRUCTING, OPERATING AND MAINTAINING ROADS AND BRIDGES WITHIN THE PARISH.

Shall the Parish of Livingston, State of Louisiana (the “Parish”), under the provisions of Article VI, Section 26(B) of the Constitution of the State of Louisiana of 1974, and other constitutional and statutory authority, be authorized to renew the levy and collection of a five (5) mill ad valorem tax (an estimated \$12,300,000 reasonably expected at this time to be collected from the levy of the tax for an entire year) (“the Tax”), for a period of ten (10) years, beginning with the year 2013 and ending with the year 2022 for the purpose of constructing, operating and maintaining roads and bridges within the Parish; and shall the Parish be further authorized to fund the proceeds of the Tax into bonds from time to time for any of said capital improvements, to the extent and in the manner permitted by the laws of Louisiana, including Sub Part F, Part III, Chapter 4, Title 39 of the Louisiana Revised Statutes of 1950?