

RESOLUTION NO. ____ OF 2017

A RESOLUTION AUTHORIZING THE PUBLICATION OF A NOTICE OF INTENTION TO CREATE THE COOKTOWN ROAD ECONOMIC DEVELOPMENT DISTRICT OF THE CITY OF RUSTON, STATE OF LOUISIANA, AND TO LEVY A 0.50% SALES TAX THEREIN, UNDER THE AUTHORITY OF PART II, CHAPTER 27 OF TITLE 33 OF THE LOUISIANA REVISED STATUTES OF 1950, AS AMENDED (LA. R.S. 33:9038.31 *ET SEQ.*); AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, Part II, Chapter 27, Title 33 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 33:9038.31, *et seq.*) (the "EDD Act") authorizes municipalities, parishes and certain other local governmental subdivisions to create economic development districts to carry out the purposes of the Act, which economic development districts are political subdivisions of the State of Louisiana and possess such power and authority and have such duties as provided by the EDD Act and other law; and

WHEREAS, the City of Ruston, State of Louisiana (the "City"), acting through this Mayor and Board of Aldermen as its governing authority, desires to avail itself of the EDD Act to create an economic development district to be called the "Cooktown Road Economic Development District of the City of Ruston, State of Louisiana" (the "District"), in accordance with La. R.S. 33:9038.32, in which local sales tax increments are expected to be determined and used to fund the Cooktown Road Economic Development District Trust Fund; and

WHEREAS, La. R.S. 33:9038.39 further permits such economic development districts to levy sales taxes at a rate up to two percent (2%) for authorized purposes and/or hotel occupancy taxes at a rate of up to two percent (2%); and

WHEREAS, in accordance with the EDD Act, particularly La. R.S. 33:9038.32 and La. R.S. 33:9038.39, the City now desires to give notice of its intention and to hold a public hearing relative to (1) the proposed creation of the District and (2) the proposed levy of a sales tax therein, which notice shall be published in the City's official journal two (2) times prior to the public hearing, the first publication to appear at least fourteen (14) days before the date of the public hearing.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Ruston, State of Louisiana, acting as the governing authority of the City of Ruston, State of Louisiana, that:

§1. Intention to Create Economic Development District. In accordance with the EDD Act, and particularly La. R.S. 33:9038.32 and La. R.S. 33:9038.39, this governing authority does hereby give notice of its intention to create an economic development district to be called the "Cooktown Road Economic Development District of the City of Ruston, State of Louisiana," and to levy therein a one-half of one percent (0.50%) sales tax pursuant to La. R.S. 33:9038.39 for the purpose of paying the costs of economic development projects, as defined in the EDD Act, particularly in La. R.S. 33:9038.34(M) and La. R.S. 33:9038.36, located within the District, and also to pay the costs of infrastructure improvements outside the District that benefit property in the District.

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

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

* * * * *

**NOTICE OF INTENTION TO CREATE AN
ECONOMIC DEVELOPMENT DISTRICT
IN THE CITY OF RUSTON, STATE OF LOUISIANA,
AND TO LEVY A
0.50% SALES TAX THEREIN**

NOTICE IS HEREBY GIVEN that the Mayor and Board of Aldermen of the City of Ruston, State of Louisiana (the "Governing Authority"), acting as the governing authority of the City of Ruston, State of Louisiana (the "City") proposes to consider the adoption of an ordinance, pursuant to La. R.S. 33:9038.32, creating an economic development district within the City to be called the "Cooktown Road Economic Development District of the City of Ruston, State of Louisiana" (the "District").

NOTICE IS HEREBY FURTHER GIVEN that upon the creation of the District, the Governing Authority, in its capacity as the governing authority of the newly created District, further proposes to consider the adoption of an ordinance, pursuant to La. R.S. 33:9038.39, levying in the District an additional one-half of one percent (0.50%) sales tax, for the purpose of financing economic development projects, as defined in La. R.S. 33: 9038.34(M) and La. R.S. 33:9038.36, located within the District, and also to pay the costs of infrastructure improvements outside the District that benefit property in the District (the "District Tax"). The proceeds of the District Tax will be deposited in a special trust fund to be used for the aforesaid purposes, all 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.*).

NOTICE IS HEREBY FURTHER GIVEN that the Governing Authority, acting as the governing authority of both the City the District, will meet in open and public session on Tuesday, September 11, 2017, at six-thirty o'clock (6:30) p.m., at the Council Chambers/Courtroom, City Hall City Hall, 401 North Trenton, Ruston, Louisiana, to hear any objections to the creation of the District and/or the proposed levy of the District Tax as described above, and will also meet in open and public session on Tuesday, October 2, 2017, at six-thirty o'clock (6:30) p.m. in its usual meeting place, to consider the adoption of an ordinance levying the District Tax.

A description of the boundaries of the proposed District, and a map of the proposed District, are attached hereto as Exhibit A.

[LEGAL DESCRIPTION & MAP, AS SHOWN IN
EXHIBIT A TO THIS RESOLUTION, TO BE
ATTACHED TO NOTICE IN PUBLICATIONS]

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§3. Public Hearing. At the date, time and place mentioned in the aforesaid Notice of Intention, or at such other time and place as may be determined by the Mayor and properly advertised, this Governing Authority will meet in open and public session, to hear any objections to the proposed creation of the District and the levy of the sales tax described above, and may consider the adoption of ordinances creating the district and levying the aforesaid taxes.

§4. Authorization of Officers. The Mayor, Mayor *pro tem* and the City Clerk are hereby authorized, empowered and directed to do any and all things necessary and incidental to carry out the provisions of this resolution.

§5. This Resolution shall become effective upon final adoption and signature of the Mayor.

Said Resolution having been read and considered by a quorum of the Board of Aldermen, on motion to adopt by Alderman _____, seconded by Alderman _____, a record vote was taken and the following result was had:

YEA:

NAY:

ABSENT:

WHEREUPON, the presiding officer declared the above Resolution duly adopted in full on this the _____ day of August, 2017.

ATTEST:

EMMETT GIBBS, CLERK

RONNY WALKER, MAYOR