

RESOLUTION

NO. R-25-475

(CLARIFYING AND AMENDING RESOLUTION NO. R-25-412)

CITY HALL: September 11, 2025

BY: COUNCILMEMBER GIARRUSSO

SECONDED BY:

WHEREAS, the New Orleans City Council on July 24, 2025 adopted Resolution No. R-25-412 calling an election in the Upper Audubon Security District on November 15, 2025 for the purpose of authorizing a \$1,200 fee on each parcel of property within the district for a period of seven years beginning January 1, 2026, as more fully described in the authorizing resolution; and

WHEREAS, the Council has been advised by the Law Department, in consultation with the State Bond Commission, that technical clarification to the ballot proposition language is necessary to effectuate the Council's intent that the foregoing fee shall be in lieu of, and not in addition to, the \$700 parcel fee currently authorized to be levied through 2026 pursuant to an election held on November 18, 2017; and

WHEREAS, the Council desires to implement the directive of the State Bond Commission by amending the official ballot proposition language appearing in Resolution No. R. 25-412 and in the accompanying public notice of election; **NOW THEREFORE**

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That Resolution No. R-25-412 (attached hereto as Exhibit "A") is hereby amended to substitute the official ballot proposition language that appears in Section 1 on page 2 of the Resolution and on pages A-1 and A-2 of the Notice of Election attached as an exhibit thereto with the following to clarify the Council's intent that authorized parcel fee shall be in lieu of, and not in addition to, the \$700 parcel fee currently authorized to be levied through 2026 pursuant to an election held on November 18, 2017:

"UPPER AUDUBON SECURITY DISTRICT PROPOSITION

Shall the City of New Orleans levy an annual fee on each parcel within the Upper Audubon Security District ("District"), as delineated in La. R.S. 33:9091.12, in an amount not to exceed \$1,200 per year for a period of seven years, commencing January 1, 2026 and ending December 31, 2032, which fee is estimated to generate approximately \$232,000 annually, to be used solely and exclusively to aid in crime

prevention and reduction by providing additional security for district residents, except a 1% City collection fee, and if used for additional law enforcement or security personnel and their services, such personnel and services shall be supplemental to and not in lieu of those provided by the New Orleans Police Department, said fee to be in lieu of and replace the maximum \$700 parcel fee authorized to be levied through 2026 pursuant to an election held on November 18, 2017?”

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Notice of Election attached to Resolution No. R-25-412 as Exhibit A is hereby superseded with the Notice of Election attached hereto as Exhibit B, which shall be published in accordance with the provisions of Section 3 of Resolution No. R-25-412.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That, subject to the modifications set forth in this instrument, the remaining provisions of Resolution No. R-25-412 are hereby reaffirmed and ratified.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That certified copies of this resolution be delivered to the Law Department, with instructions that copies be provided to the State Bond Commission and the Upper Audubon Security District.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:

NAYS:

ABSENT:

AND THE RESOLUTION WAS ADOPTED.

EXHIBIT A
CERTIFIED COPY OF RESOLUTION NO. R-25-412

**RESOLUTION
(AS CORRECTED)
NO. R-25-412**

CITY HALL: July 24, 2025

BY: COUNCILMEMBER GIARRUSSO

SECONDED BY: COUNCILMEMBER HARRIS

A **RESOLUTION** calling an election in the Upper Audubon Security District for November 15, 2025.

WHEREAS, La. R.S. 33:9091.12, enacted in 2008, established the Upper Audubon Security District (“District”), which is comprised of that area of the City of New Orleans within and including the boundaries of the Uptown side of Audubon Park to St. Charles Avenue (riverside only) to Broadway Street (both sides) to Magazine Street (lakeside only) and back to the Uptown side of Audubon Park; and

WHEREAS, the Louisiana State Legislature adopted Act 483 during the 2025 Regular Session, to among other things, amend R.S. 33:9091.12 to increase the maximum parcel fee to twelve hundred dollars, with the precise amount as requested by duly adopted board resolution, for a term not to exceed seven years; and

WHEREAS, the Board of Commissioners of the Upper Audubon Security District met on July 16, 2025, and adopted a resolution, Resolution 2025-002, requesting the City Council to levy an annual parcel fee on each parcel of land located within the District, in an amount not to exceed \$1,200 per year, with the precise amount as requested by duly adopted board resolution, except a parcel whose owner qualifies for special assessment pursuant to Article VII, Section 18(G)(1) of the Louisiana Constitution, for a period of seven years, subject to the question of the imposition of such fee being approved by a majority of the registered voters of the District voting on the question at the November 15, 2025 election; **NOW THEREFORE**

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That

SECTION 1. Election Call. Subject to the approval of the State Bond Commission and under the authority conferred by Act 833 of the 2008 Regular Session of the Louisiana State Legislature, Act 372 of the 2017 Regular Session, Act 690 of the 2018 Regular Session, Act 207 of the 2021 Regular Session, Act 483 of the 2025 Regular Session, Article VI of the Constitution of the State of Louisiana of 1974, the applicable provisions of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority supplemental thereto, an election is hereby called, in accordance with Title 18 of the Louisiana Revised Statutes of 1950, as amended, for November 15, 2025 between the hours of 7:00 a.m. and 8:00 p.m. and at said election the electorate of the Upper Audubon Security District ("District") may approve or disapprove the levy of an annual flat fee on each parcel District, as delineated in La. R.S. 33:9091.12(B), in an amount not to exceed \$1,200, except a parcel whose owner qualifies for special assessment pursuant to Article VII, Section 18(G)(1) of the Louisiana Constitution, with the precise amount as requested by duly adopted board resolution, for a period of seven years commencing on January 1, 2026 and ending December 31, 2032. The fee is estimated to generate approximately \$232,000.00 per year. Any fee levied upon a parcel in the District shall be in addition to any ad valorem tax affecting real property, or any charge, (including, but not limited to, a sanitation charge), fee, license, permit, or rate imposed or levied pursuant to the regulatory authority of the City of New Orleans in the operation of the city, its departments, agencies, boards and commissions, whether attached or unattached, including, but not limited to, the Sewerage & Water Board. The proceeds of any fee collected shall be used to aid in crime prevention and reduction by providing additional security for district residents. The affairs of the District shall be managed by the Board of Commissioners of the Upper Audubon District ("Board"). The Board shall adopt

an annual budget in accordance with the Local Government Budget Act, R.S. 39:1301, et seq.
The members of the Board shall serve without compensation.

The official ballot to be used for said election shall be printed and worded in the voting machines as follows:

UPPER AUDUBON SECURITY DISTRICT PROPOSITION

Shall the City of New Orleans levy an annual fee on each parcel within the Upper Audubon Security District ("District"), as delineated in La. R.S. 33:9091.12(B), in an amount not to exceed \$1,200, with the precise amount as requested by duly adopted board resolution, except a parcel whose owner qualifies for special assessment pursuant to Article VII, Section 18(G)(1) of the Louisiana Constitution, for a term of seven years, commencing January 1, 2026 and ending December 31, 2032, which fee is estimated to generate approximately \$232,000 annually, to be used solely and exclusively to aid in crime prevention and reduction by providing additional security for district residents, except a 1% City collection fee, and if used for additional law enforcement or security personnel and their services, such personnel and services shall be supplemental to and not in lieu of those provided by the New Orleans Police Department?

SECTION 2. District Boundaries. The area of the City of New Orleans within following boundaries: the Uptown side of Audubon Park to St. Charles Avenue (riverside only) to Broadway

Street (both sides) to Magazine Street (lakeside only) and back to the Uptown side of Audubon Park.

SECTION 3. Publication of Notice of Election. Notice of said election shall be published in the official journal of the City of New Orleans once a week for four consecutive weeks, with the first publication being not less than 45 days nor more than 90 days prior to the date fixed for the election, which notice shall be substantially in the form attached hereto as Exhibit A and incorporated herein by reference as if the same were set forth herein in full.

SECTION 4. Canvass. The Council, acting under the powers granted to it by the City Charter and state statutes, shall meet at its regular meeting place, the Council Chamber, City Hall, 1300 Perdido Street, New Orleans, Louisiana on Thursday, December 18, 2025 beginning at 10:00 a.m. and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of said election.

SECTION 5. Polling Places. The polling places set forth in the aforesaid notice of election are hereby designated as the polling places at which to hold the said election, and the commissioners-in-charge and commissioners will be the same persons as those designated in accordance with law.

SECTION 6. Election Commissioners; Voting Machines. The officers designated to serve as commissioners-in-charge and commissioners pursuant to Section 5 hereof, or such substitutes therefor, as may be selected and designated in accordance with La. R.S. 18:1287, shall hold the said election as herein provided, and shall make due returns of said election to the City Council. All registered voters in the District are entitled to vote at said election and voting machines shall be used thereat.

SECTION 7. Authorization of Officers. The Clerk of Criminal District Court is hereby empowered, authorized, and directed to arrange for and to furnish to said election officers in ample time for the holding of said election, the necessary equipment, forms and other paraphernalia essential to the proper holding of said election and the President and Clerk of the City Council and the City Attorney are authorized, empowered, and directed to take any and all further action required by state and/or federal law to arrange for the election.

SECTION 8. Furnishing Election Call to Election Officials. Certified copies of this resolution shall be forwarded to the Secretary of State, the Clerk of Court and ex-officio parish custodian of voting machines in and for the Parish of Orleans, State of Louisiana, and the Registrar of Voters in and for said parish, as notification of the election herein called, in order that each may prepare for said election and perform their respective functions as required by law.

SECTION 9. Application to State Bond Commission. Application is made to the State Bond Commission for consent and authority to hold the aforesaid election as herein provided, and in the event said election results in approval of the proposition, for further consent and authority to levy and collect the special fee provided for therein, and a certified copy of this resolution shall be forwarded to the State Bond Commission on behalf of the City Council requesting prompt consideration and approval of the application.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Giarrusso, Green, Harris, Moreno, Morrell, Thomas - 6
NAYS: 0
ABSENT: King - 1

AND THE RESOLUTION WAS ADOPTED.

THE FOREGOING IS CERTIFIED
TO BE A TRUE AND CORRECT COPY



ASSISTANT CLERK OF COUNCIL

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(AS CORRECTED)

EXHIBIT "A"

NOTICE OF ELECTION

Pursuant to the provisions of Resolution R-25-412 adopted by the City Council of New Orleans on July 24, 2025, NOTICE IS HEREBY GIVEN, that an election will be held in New Orleans on November 15, 2025 and at the election there will be submitted to all registered voters (who are qualified and entitled to vote at the said election under the Constitution and Laws of the State of Louisiana and the Constitution and Laws of the United States) residing in the Upper Audubon Security District ("District"), which is comprised of the area of the City of New Orleans located within the following boundaries: the Uptown side of Audubon Park to St. Charles Avenue (riverside only) to Broadway Street (both sides) to Magazine Street (lakeside only) and back to the Uptown side of Audubon Park, to wit:

UPPER AUDUBON SECURITY DISTRICT PROPOSITION

Shall the City of New Orleans levy an annual fee on each parcel within the Upper Audubon Security District ("District"), as delineated in La. R.S. 33:9091.12(B), in an amount not to exceed \$1,200 per year, with the precise amount as requested by duly adopted board resolution, except a parcel whose owner qualifies for special assessment pursuant to Article VII, Section 18(G)(1) of the Louisiana Constitution, for a term of seven years, commencing January 1, 2026 and ending December 31, 2032, which fee is estimated to generate approximately \$232,000 annually, to be used exclusively to aid in crime prevention and reduction by providing additional security for District residents, except a 1% City collection fee, solely, and if used for additional law enforcement or security personnel and their services, such

personnel and services shall be supplemental to and not in lieu of those provided by the New Orleans Police Department?

Said election shall be held at the polling places located within the precincts delineated hereinbelow. The polls in such precincts will open at 7:00 a.m. and close at 8:00 p.m., in accordance with the provisions of R.S. 18:541. Registered voters in each of the following precincts who are residents of the District shall be eligible to vote on said proposition:

POLLING PLACES

<u>WARD</u>	<u>PRECINCT</u>	<u>LOCATION</u>
14	10 (partial), 11 (partial)	Audubon Charter Lower School 428 Broadway Street

The estimated cost of this election, as determined by the Louisiana Secretary of State, based upon the provisions of Title 18, Chapter 8A of the Louisiana Revised Statutes and the actual costs of similar elections, is \$7,400.

The Council, acting under the powers granted to it by the City Charter and state statutes, shall meet at its regular meeting place, the Council Chamber, City Hall, 1300 Perdido Street, New Orleans, Louisiana on Thursday, December 18, 2025, beginning at 10:00 a.m. and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of said election.

EXHIBIT B
NOTICE OF ELECTION

Pursuant to the provisions of Resolution R-25-412 adopted by the City Council of New Orleans on July 24, 2025, and as further amended by Resolution R-25- adopted on September 11, 2025, NOTICE IS HEREBY GIVEN, that an election will be held in New Orleans on November 15, 2025 and at the election there will be submitted to all registered voters (who are qualified and entitled to vote at the said election under the Constitution and Laws of the State of Louisiana and the Constitution and Laws of the United States) residing in the Upper Audubon Security District (“District”), which is comprised of the area of the City of New Orleans located within the following boundaries: the Uptown side of Audubon Park to St. Charles Avenue (riverside only) to Broadway Street (both sides) to Magazine Street (lakeside only) and back to the Uptown side of Audubon Park, to wit:

UPPER AUDUBON SECURITY DISTRICT PROPOSITION

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Said election shall be held at the polling places located within the precincts delineated hereinbelow. The polls in such precincts will open at 7:00 a.m. and close at 8:00 p.m., in accordance with the provisions of R.S. 18:541. Registered voters in each of the following precincts who are residents of the Upper Audubon Security District shall be eligible to vote on said proposition:

POLLING PLACES

WARD

PRECINCT

LOCATION

14

10 (partial), 11 (partial)

Audubon Charter Lower
School 428 Broadway Street

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