

**NATCHITOCHEs CITY COUNCIL
SPECIAL CALL MEETING
THURSDAY, MAY 12, 2011
4:00 P.M.**

AGENDA

I. CALL TO ORDER

II. ORDINANCES – FINAL:

#025 McCain Ordinance Levying An Additional Hotel Occupancy Tax Of Two Percent (2.00%) In The Natchitoches Economic Development District A, State Of Louisiana (The "District"); Designating The Full Amount Of Such Additional Hotel Occupancy Tax As The Hotel Occupancy Tax Increments In The District From Which The Hotel Occupancy Tax Increments Will Be Determined And Used To Finance Economic Development Projects In Accordance With And As Authorized By Part II, Chapter 27, Title 33 Of The Louisiana Revised Statutes Of 1950, As Amended; Designating The Initial Annual Baseline Collection Rate And Establishing A Monthly Baseline Collection Rate For The District; Pledging And Dedicating Such Tax Increments To Reimburse Economic Development Costs, And Providing For Other Matters In Connection With The Foregoing

#026 Mims Ordinance Levying An Additional Hotel Occupancy Tax Of Two Percent (2.00%) In The Natchitoches Economic Development District B, State Of Louisiana (The "District"); Designating The Full Amount Of Such Additional Hotel Occupancy Tax As The Hotel Occupancy Tax Increments In The District From Which The Hotel Occupancy Tax Increments Will Be Determined And Used To Finance Economic Development Projects In Accordance With And As Authorized By Part II, Chapter 27, Title 33 Of The Louisiana Revised Statutes Of 1950, As Amended; Designating The Initial Annual Baseline Collection Rate And Establishing A Monthly Baseline Collection Rate For The District; Pledging And Dedicating Such Tax Increments To Reimburse Economic Development Costs, And Providing For Other Matters In Connection With The Foregoing.

#027 Nielsen Ordinance Levying An Additional Hotel Occupancy Tax Of Two Percent (2.00%) In The Natchitoches Economic Development District C, State Of Louisiana (The "District"); Designating The Full Amount Of Such Additional Hotel Occupancy Tax As The Hotel Occupancy Tax Increments In The District From Which The Hotel Occupancy Tax Increments Will Be Determined And Used To Finance Economic Development Projects In Accordance With And As Authorized By Part II, Chapter 27, Title 33 Of The Louisiana Revised Statutes Of 1950, As Amended; Designating The Initial Annual Baseline Collection Rate And Establishing A Monthly Baseline Collection Rate For The District; Pledging And Dedicating Such Tax Increments To Reimburse Economic Development Costs, And Providing For Other Matters In Connection With The Foregoing

III. OTHER BUSINESS

IV. ADJOURNMENT

NOTICE TO THE PUBLIC

In accordance with the Americans with Disabilities Act, if you need special assistance, please contact the City Clerk's Office at (318) 352-2772 describing the assistance that is necessary.

If you wish to address the Council, please complete the "Request to Address City Council" form located on the entrance table.

PROCEEDINGS OF THE CITY COUNCIL
OF THE CITY OF NATCHITOCHES, STATE OF LOUISIANA,
SPECIAL MEETING HELD ON
THURSDAY, MAY 12, 2011, AT FOUR O'CLOCK, (4:00) P.M.

The City Council of the City of Natchitoches met in legal and special session at the Natchitoches Arts Center, 716 Second Street, Natchitoches, Louisiana on Thursday, May 12, 2011, at 7:00 p.m.

There were present: Councilmen; Jack McCain, Dale Nielsen, Don Mims, Jr., and Councilwoman Sylvia Morrow

Absent: Larry Payne

The Mayor asked everyone to rise for the Invocation given by Mr. Michael Braxton, Director of Public Works, followed by the Pledge of Allegiance lead by Mr. Nielsen.

The following Ordinance was Introduced by Councilman McCain and Seconded by Councilman Nielsen as follows, to-wit:

ORDINANCE NO. 025 OF 2011

AN ORDINANCE LEVYING AN ADDITIONAL HOTEL OCCUPANCY TAX OF TWO PERCENT (2.00%) IN THE NATCHITOCHEES ECONOMIC DEVELOPMENT DISTRICT A, STATE OF LOUISIANA (THE "DISTRICT"); DESIGNATING THE FULL AMOUNT OF SUCH ADDITIONAL HOTEL OCCUPANCY TAX AS THE HOTEL OCCUPANCY TAX INCREMENTS IN THE DISTRICT FROM WHICH THE HOTEL OCCUPANCY TAX INCREMENTS WILL BE DETERMINED AND USED TO FINANCE ECONOMIC DEVELOPMENT PROJECTS IN ACCORDANCE WITH AND AS AUTHORIZED BY PART II, CHAPTER 27, TITLE 33 OF THE LOUISIANA REVISED STATUTES OF 1950, AS AMENDED; DESIGNATING THE INITIAL ANNUAL BASELINE COLLECTION RATE AND ESTABLISHING A MONTHLY BASELINE COLLECTION RATE FOR THE DISTRICT; PLEDGING AND DEDICATING SUCH TAX INCREMENTS TO REIMBURSE ECONOMIC DEVELOPMENT COSTS, AND PROVIDING FOR OTHER MATTERS IN CONNECTION WITH THE FOREGOING

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 "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 Act and other law; and

WHEREAS, by ordinance adopted on this date the City of Natchitoches, State of Louisiana (the "City") created the Natchitoches Economic Development District A, State of Louisiana (the "District"), in accordance with La. R.S. 33:9038.32; and

WHEREAS, La. R.S. 33:9038.39 permits the District to levy a hotel occupancy tax for authorized purposes; and

WHEREAS, La. R.S. 33:9038.34(O) provides for the creation of a special trust fund for the furtherance of economic development projects, as defined in the Act, into which the incremental increases in hotel occupancy taxes shall be deposited and loaned, granted, donated, or pledged in furtherance of economic development projects (each Project hereinafter approved being referred to herein as a "Project" or "Projects"); and

WHEREAS, in accordance with the Act, the governing authority of the City, in said ordinance creating the District did further create a special trust fund, named the "Natchitoches #1 Economic Development District Trust Fund" (the "Trust Fund") the purpose of which is to fund economic development projects selected by the District in the manner provided by the Act; and

WHEREAS, in accordance with La. R.S. 33:9038.39, and in order to finance and fund certain Projects, the governing authority of the City, in its capacity as governing authority of the District, desires levy an additional hotel occupancy tax of two percent (2.00%) in the District and to designate such increase in the hotel occupancy tax as the hotel occupancy tax increment which will be used to reimburse costs of economic development projects as defined in the Act;

NOW THEREFORE, BE IT ORDAINED by the Mayor and Councilmen of the City of Natchitoches, State of Louisiana, acting as the governing authority of the Natchitoches Economic Development District A, State of Louisiana, that:

SECTION 1. Levy of Hotel Occupancy Tax. In accordance with La. R.S. 33:9038.39 and other constitutional and statutory authority supplemental thereto, there is hereby levied in the District, effective June 1, 2011, a tax of two percent (2.00%), upon the fee or rent for occupancy of hotel rooms located within the District (the "District Tax").

The word "hotel" in this section shall mean and include any establishment engaged in the business of furnishing or providing rooms intended or designed for dwelling, lodging or sleeping purposes to transient guests where such establishment consists of ten or more guest rooms. "Hotel" does not include any hospital, convalescent or nursing home or sanitarium, or any hotel-like facility operated by or in connection with hospital or medical clinic providing rooms exclusively for patients and their families.

The District Tax shall be paid by the person who occupies or is entitled to occupancy of the hotel room and shall be paid at the time the rent or fee for occupancy is paid. The word "person" shall have the same definition as that contained in La. R.S. 47:301(8).

The proceeds of the District Tax shall be used to pay the costs of economic development projects, as defined in the Act, particularly in La. R.S. 33: 9038.34(M) and La. R.S. 33:9038.36.

As provided by La. R.S. 33:9038.39, no election shall be required in connection with the levy of the District Tax, since there are no qualified electors in the District, as certified by the Natchitoches Parish Registrar of Voters by certification attached hereto as Exhibit A.

SECTION 2. Vendor's Compensation. For the purpose of compensating the dealer in accounting for and remitting the District Tax, each dealer shall be allowed one percent (1.00%) of the amount of District Tax due and accounted for and remitted to the Tax collector in the form of a deduction in submitting his report and paying the amount due by the dealer, provided the amount due was not delinquent at the time of payment, and provided the amount of any credit claimed for taxes already paid to a wholesaler shall not be deducted in computing the commission allowed the dealer hereunder.

SECTION 3. Tax Collector. The District Tax is authorized to be collected by a "Collector" which term shall mean the Natchitoches Tax Commission (the "Collector"). The Collector is hereby authorized, empowered and directed to carry into effect the provisions of this ordinance, to appoint deputies, assistants or agents to assist it in the performance of its duties, and in pursuance thereof to make and enforce such rules as it may deem necessary.

All taxes, revenues, funds, assessments, moneys, penalties, fees or other income which may be collected or come into the possession of the Collector under any provision or provisions of this ordinance relating to the District Tax shall be promptly deposited by the Collector for the account of the District in the Trust Fund, provided, however, any amount which is paid under protest or which is subject to litigation may be transferred to a separate account established by the Collector with said fiscal agent pending the final determination of the protest or litigation.

SECTION 4. Designation of Baseline Collection Rate. The District Tax levied pursuant to Section 1 above is a new hotel occupancy tax and the full amount thereof is hereby designated by the District to be used in determining the hotel occupancy tax increment pursuant to the Act. The initial annual baseline collection rate for the District, which is the amount of the District Tax collected in the District in the most recent completed fiscal year prior to the establishment of the District, is hereby designated to be zero (\$0.00) (the "Initial Annual Baseline Collection Rate"), as the District Tax was not levied during the most recently completed fiscal year of this governing authority prior to the establishment of the District. The monthly baseline collection rate, which is the initial annual baseline collection rate divided by twelve (12), is hereby designated to be zero (\$0.00) (the "Monthly Baseline Collection Rate").

SECTION 5. Certification of Initial Baseline Collection Rate. The chief financial officer of the City has furnish a certification, attached hereto as Exhibit B, as to the accuracy of the Initial Annual Baseline Collection Rate and Monthly Baseline Collection Rate and is further

authorized to publish such certification in *The Natchitoches Times*, the official journal of the City, one time. If the amounts of the Initial Annual Baseline Collection Rate and the Monthly Baseline Collection Rate are not contested within thirty days after the said publication, then such amounts shall be conclusively presumed to be valid, and no court shall have any jurisdiction to alter or invalidate the designation of the amount of either the initial annual baseline collection rate or the monthly baseline collection rate.

SECTION 6. Designation of Hotel Occupancy Tax Increment. The District hereby designates the entire amount of the District Tax as the District's hotel occupancy tax increment, which is to be deposited in the Trust Fund for the furtherance of economic development projects through reimbursement of costs of economic development projects, and hereby pledges and dedicates to such purpose the hotel occupancy tax increment.

SECTION 7. Notice of Intent. The governing authority of the District hereby ratifies the prior publication of a notice describing the levy of the District Tax and informing the citizens of the date of consideration of this ordinance, said notice having been published once a week for two weeks in *The Natchitoches Times*, the official journal of the City, in the form of notice attached hereto as Exhibit C.

SECTION 8: Authorization of Officers. The Mayor and Clerk of the City are hereby authorized, empowered and directed to do any and all things necessary and incidental to carry out the provisions of this ordinance.

SECTION 9: Severability. If any provision of this ordinance shall 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 10: Repealer. All ordinances or resolution, or parts thereof, in conflict herewith are hereby repealed.

SECTION 11: Publication; Effective Date. This ordinance shall be published one time in the official journal of the City, and shall become effective upon approval by the Mayor.

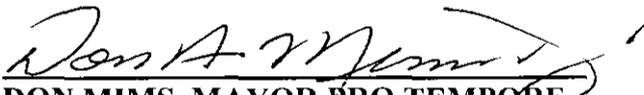
This Ordinance Introduced at the City Council meeting on April 25, 2011 and was published in *The Natchitoches Times* on April 28 and May 5, 2011.

This Ordinance was Introduced at the City Council meeting on April 25, 2011 and was published in *The Natchitoches Times* on April 28 and May 5, 2011 and having been duly advertised and a public hearing on same, was put to a vote by the Mayor and the vote was recorded as follows:

AYES: McCain, Nielsen, Mims, Morrow
NAYS: None
ABSENT: Payne
ABSTAIN: None

THEREUPON, the Mayor declared the Ordinance **PASSED** this 12th day of May, 2011 by a vote of 4 ayes to 0 nays.


WAYNE McCULLEN, MAYOR


DON MIMS, MAYOR PRO TEMPORE

Delivered to the Mayor on the 13th day of May, 2011 at 10:00 A.M.

EXHIBIT A

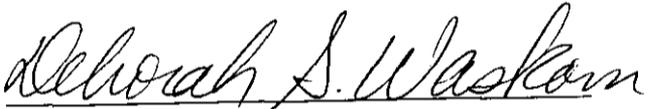
STATE OF LOUISIANA

PARISH OF NATCHITOCHEES

I, Deborah S. Waskom, the duly appointed Registrar of Voters of the Parish of Natchitoches, State of Louisiana, do hereby certify to the City of Natchitoches, State of Louisiana, that there are no qualified electors located in the economic development district known as the "Natchitoches Economic Development District A, State of Louisiana," being an approximately 12.79 acre site at the northwest right-of-way intersection of Washington Street, Front Street and Lafayette Street, having the specific geographical boundaries set forth in the Notice of Intent to levy the hotel occupancy tax.

IN FAITH WHEREOF, witness my signature and official seal of the Registrar of Voters of the Parish of Natchitoches, this 10th day of May 2011.

(SEAL)


Deborah S. Waskom
Natchitoches Parish Registrar of Voters

[ORIGINAL ON FILE WITH THE CITY CLERK OF
THE CITY OF NATCHITOCHEES, STATE OF LOUISIANA
AS AN ATTACHMENT TO ORDINANCE NO. 025 OF 2011]

EXHIBIT B

STATE OF LOUISIANA

PARISH OF NATCHITOCHEES

The undersigned chief financial officer of the City of Natchitoches, State of Louisiana (the "City"), do hereby certify that the initial annual baseline collection for the additional hotel occupancy tax of two percent (2.00%) levied in the economic development district known as the "Natchitoches Economic Development District A, State of Louisiana" (the "District"), which is the amount of such designated hotel occupancy taxes collected in the District during the fiscal year of the City most recently completed prior to the establishment of the District, is zero (\$0.00), as such additional hotel occupancy tax was not levied during the previous fiscal year. The monthly baseline collection rate, which is the annual baseline rate divided by twelve (12), is also zero (\$0.00).

IN FAITH WHEREOF, witness my signature and official seal of the City of Natchitoches, State of Louisiana, this 13th day of May, 2011.

(SEAL)

By: Patrick B Jones
Title: Chief Financial Officer
City of Natchitoches

[ORIGINAL ON FILE WITH THE CITY CLERK OF
THE CITY OF NATCHITOCHEES, STATE OF LOUISIANA
AS AN ATTACHMENT TO ORDINANCE NO. 025 OF 2011]

EXHIBIT C

[The following notice is to published once a week for two weeks in the official journal of the City of Natchitoches, the first publication to appear at least fourteen days before the public hearing mentioned therein]

NOTICE OF INTENTION TO LEVY A TWO PERCENT (2.00%) HOTEL OCCUPANCY TAX WITHIN THE CONFINES OF THE NATCHITOCHEES ECONOMIC DEVELOPMENT DISTRICT A, STATE OF LOUISIANA

NOTICE IS HEREBY GIVEN that the City of Natchitoches, acting through its governing body, the City Council (hereinafter referred to as "City Council") proposes to consider the adoption of an ordinance, pursuant to La. R.S. 33:9038.39, levying an additional two percent (2.00%) hotel occupancy tax ("District Tax") within the confines of the Natchitoches Economic Development District A, State of Louisiana" (the "District") 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 (the "District Tax"). The proceeds of the District Tax will be deposited in a special trust fund to be used for the furtherance of economic development projects 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 said City Council, acting as the governing authority 4:00 o'clock p.m., at the Arts Center, 716 Second Street, in Natchitoches, Louisiana, to hear any objections to the levy of the District Tax.

The District is an approximately 12.79 acre site in the City of Natchitoches, Louisiana. The boundaries of the District are proposed to be as follows:

Beginning at a found 3/8 inch iron rod a the Northwest right of way intersection of Washington Street, Front Street and Lafayette Street, thence North 8 degrees 01 minute 48 seconds East along the West right of way of Washington Street a distance of 90 feet; thence North 78 degrees 14 minutes 22 seconds West a distance of 64.64 feet; thence North 9 degrees 21 minutes 26 seconds East a distance of 57.98 feet; thence North 82 degrees 11 minutes 22 seconds West a distance of 169.83 feet; thence South 12 degrees 51 minutes 50 seconds West a distance of 58.18 feet; thence South 12 degrees 8 minutes 8 seconds West a distance of 1.15 feet; thence North 86 degrees 39 minutes 01 second West a distance of 58.63 feet; thence South 9 degrees 3 minutes 16 seconds East a distance of 90.75 feet to the North right of way of Lafayette Street; thence westerly along the northern right of way of Lafayette Street to the Northeast corner of the intersection of Lafayette Street and Second Street; thence northerly along the eastern right of way of Second Street a distance of 183 feet; thence westerly across the right of way of Second Street to a point that is on the western right of way of Second Street and at the Northeast corner of property owned by the City of Natchitoches; thence North 85 degrees 32 minutes 45 seconds West a distance of 182.52 feet; thence North 3 degrees 51 minutes 39 seconds East a distance of 52.46 feet; thence North 86 degrees 28 minutes 5 seconds West a distance of 149.47 feet to the eastern right of way of Third Street; thence West across the right of way of Third Street to the western right of way of Third Street; thence southerly along the western right of way of Third Street to the Southwest corner of the intersection of Third Street and Buard Street; thence westerly along the southern right of way of Buard Street a distance of 150 feet; thence southerly a distance sufficient to intersect that point on the northerly right of way of Lafayette Street that is 157 feet from the Northwest corner of the intersection of Lafayette Street and Third Street; thence easterly along the northern right of way of Lafayette Street a distance of 157 feet to the Northwest corner of the intersection of Lafayette Street and Third Street; thence easterly across the right of way of Third Street to the Northeast corner of the intersection of Lafayette Street and Third Street; thence southerly along the

eastern right of way of Third Street a distance sufficient to intersect the Southwest corner of the property comprising the Natchitoches Events Center; thence Westerly along the southern boundary of the property comprising the Natchitoches Events Center to a point on the western right of way of Second Street; thence in a southerly direction along the western right of way of Second Street a distance of 50 feet; thence North 84 degrees 39 minutes West a distance of 203.7 feet; thence South 5 degrees 21 minutes West a distance of 51.8 feet; thence South 84 degrees 44 minutes East a distance of 41.5 feet; thence in a southerly direction along the boundary between property of City of Natchitoches and the United States Post Office a distance sufficient to intersect the northern right of way of St. Denis Street; thence in an easterly direction along the northern right of way of St. Denis Street to the Northwest corner of the intersection of St. Denis Street and Second Street; thence easterly across Second Street to the Northeast corner of the intersection of St. Denis Street and Second Street; thence southerly across St. Denis Street to the Southeast corner of the intersection of St. Denis Street and Second Street; thence southerly along the eastern right of way of Second Street a distance of 70.6 feet; thence turn and on an interior angle of 90 degrees 15 minutes run easterly a distance of 90 feet; thence turn and on an interior angle of 90 degrees 39 minutes run southerly a distance of 48.67 feet; thence turn and on an interior angle of 86 degrees 50 minutes run westerly 17.75 feet ; thence turn and on an interior angle of 93 degrees 10 minutes run northerly a distance of 4.08 feet; thence turn and on an interior angle of 88 degrees 28 minutes run westerly a distance of 22 feet; thence turn and on an interior angle of 95 degrees 19 minutes run northerly a distance of 8.5 feet; thence turn and on an interior angle of 93 degrees 59 minutes run westerly a distance of 50 feet to the eastern right of way of Second Street; thence run southerly along the eastern right of way of Second Street to the Northeast corner of the intersection of Second Street and Church Street; thence run easterly along the northern right of way of Church Street to a point that is 102 feet from the Northwest corner of the intersection of Church Street and Front Street; thence North 5 degrees 44 minutes 56 seconds East a distance of 108.05 feet; thence North 83 degrees 59 minutes 20 seconds West a distance of 95.80 feet; thence North 5 degrees 23 minutes 18 seconds East a distance sufficient to intersect the northern right of way of St. Denis Street; thence westerly along the northern right of way of St. Denis Street to a point that is on a line of the eastern right of way of Ducournau Street as extended; thence northerly along the line of the eastern right of way of Ducournau Street as extended to the Northeast corner of the intersection of Horn Street and Ducournau Street; thence continue northerly along the eastern right of way of Durcournau Street to a point that is on the southern boundary of property owned by the City of Natchitoches; thence South 80 degrees 56 minutes 53 seconds East a distance of 104.82 feet; thence South 8 degrees 29 minutes 30 seconds West a distance sufficient to intersect the northern right of way of Lafayette Street; thence easterly along the northern right of way of Lafayette Street to the Northwest corner of the intersection of Washington Street, Front Street and Lafayette Street, being the point of beginning.

* * * * *

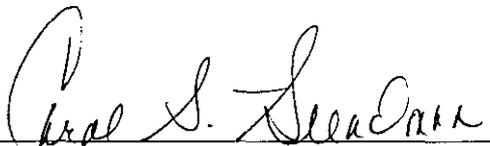
STATE OF LOUISIANA

PARISH OF NATCHITOCHEs

I, the undersigned Clerk of the City of Natchitoches, State of Louisiana (the "City") do hereby certify that the foregoing seven (7) pages constitute a true and correct copy of the proceedings taken by the Mayor and Council of said City on May 12, 2011, levying an additional hotel occupancy tax of two percent (2.00%) in the Natchitoches Economic Development District A, State of Louisiana (the "District"); designating the full amount of such additional hotel occupancy tax as the hotel occupancy tax increments in the District from which the hotel occupancy tax increments will be determined and used to finance economic development projects in accordance with and as authorized by Part II, Chapter 27, Title 33 of the Louisiana Revised Statutes of 1950, as amended; designating the Initial Annual Baseline Collection Rate and establishing a Monthly Baseline Collection Rate for the District; pledging and dedicating such tax increments to reimburse economic development costs, and providing for other matters in connection with the foregoing.

IN FAITH WHEREOF, witness my official signature and the impress of the official seal of said City on this, the 12th day of May, 2011.

(SEAL)


Clerk

Mr. Randy Stelly then addressed the council stating that he is the publisher of the *Real Views* newspaper and also represents an independent party that is registered with the State of Louisiana. He said that he has several questions and the first is if this tax has to be approved by the voters and if not, why?

Mayor McCullen stated that by Louisiana law, it is set up by establishing economic development districts, or TIF districts, where there are no residents within those districts, that it does not have to go before a vote of the public, can be brought before the City Council and approved by vote of the City Council to levee the tax. Mayor McCullen then introduced Mike Busada of Adams and Reese. The firm of Adams and Reese basically drafted all the TIF laws for the State of Louisiana and the Legislature. This is a very common practice in most of the communities and especially south Louisiana where they have benefited from this in redirecting that tax for economic development and that is the intent.

Mr. Randy Stelly then asked the Mayor what special infrastructure or define the infrastructure as to what specifically "infrastructure" means to you that this money is going to be used for.

Mayor McCullen replied that, in his opinion, it certainly means providing the services needed for a business to start up and function whether it be streets, drainage, lighting, water, sewer. He stated that Natchitoches is like any other city in the fact that right now, during economic downturn, we are struggling as far as having ability to be able to provide some of these services and by levying this 2%, it will be redirected to go into these services. It would allow for future bonding if we had a development large enough that would require that. The City had a feasibility study done to determine the need for a hotel and the he thinks everybody realizes there is a shortage and you didn't have to go very far to see this because of the Haynesville Shale, the pipeline and the people that have come in here and are occupying the motels and hotels.

Mr. Randy Stelly then said that since the Mayor is saying that with all this business it looks like they doing a booming business in the occupancy tax right now and would need better occupancy. Mr. Stelly then asked to get back to the infrastructure and inquired if the 2% occupancy tax is only going to these special districts or does some of if go to infrastructure throughout the City?

The Mayor explained that the law allows for you to use this money in any area in the city that you might have. Specifically right now we just finished a road out in the economic development district near the interstate where we put in a road to accommodate the Comfort Suites that was just built. He then stated that there is another hotel that is projected across the street and it allows us to go in and be able to put that infrastructure in to accommodate these developments. The same thing would go with our downtown district as we move forward in the development of the downtown hotel that would be located across the street from the Events Center. Again we would be doing some street upgrades, lighting and sidewalks.

Mr. Stelly then asked specifically if at the interchange of Highway 6 and I-49, how are all those motels and hotels going to benefit if the money is going to develop other places? He asked if they are going to be paying for this and also stated that the developer that is supposed to develop this new hotel, has a record of not paying the taxes where he's at now.

Mayor McCullen responded that these issued can be addressed.

Mr. Stelly said that he is saying that we are talking about raising taxes on business, people and he is wondering how that tax money is going to be used and how it is not putting a burden on the businesses that already exist and that consequently the money is putting burden on them and going to be helping a developer put a hotel up that is going to be in competition with them and asked if that is fair?

The Mayor responded that first of all the burden is not being put on the local public and that he doesn't think there is anyone sitting at this table that would be in favor of any additional taxation.

Mr. Stelly then asked if the City is going to be making a tax collector out of the hotel, all those who are going to have to collect this money?

The Mayor stated that it is a pass through and that the people that we market to try to bring to Natchitoches, the tourist, those are the ones that would be assessed the 2%. It does not tax the local base here. But there will be a restriction as to where that money can be used and it is going to be limited only to those three areas?

The Mayor stated it is not restricted but the intention is first and foremost to spend it in those districts to upgrade. This is where you see in the development right now and it is to accommodate the development so that everyone else in Natchitoches prospers and every business would be prospering here.

Mr. Stelly stated that is very coincidental that the City came up with an idea for new taxes at the same time this hotel is going to be built and he has some serious problems with that.

Ms. Shirley Small Rougeau asked where in District A the hotel is going to be developed, there are no residences?

Mayor McCullen replied that there are none and we have a certification and that there are no residents within any of the districts.

Ms. Rougeau asked if the condominiums are not in District A? The Mayor replied that they not.

Ms. Rougeau then said that she understands and wanted to ask that since we are uninformed citizens . The Mayor stated that the City made every attempt to inform the citizens.

Ms. Rougeau then asked if is it true that this is a \$12 million dollar project that is not being financed by the City? Mayor McCullen stated that is a private developer and we are looking probably in the \$10 to \$12 million dollar range. Ms. Rougeau then added that she understands that the reputation of this developer, builder and marketer is such that financing will not a be a problem is that true? Mayor McCullen responded that financing is in place and thinks that he is safe in saying that local institutions are involved in the financing.

Ms. Rougoue then asked with all of this in place, and all of this good reputation why then, like some of our local, small, developers, that this project cannot pay for the infrastructure in order to put up the hotel. Local, small developers paid for their own infrastructure in order to put up developments in East Natchitoches.

The Mayor responded that they are making their own investment. It will be a private investment and he thinks it is the City's responsibility to upgrade up to their property line to make some things available that we would do for any and every business.

Ms. Rougeau stated these new housing starts and these new developments are not going to contribute to the tax base in Natchitoches. Mayor McCullen said if you look at housing starts and things that go on and the subdivisions, the City of Natchitoches brings in the infrastructure from water to sewer to whatever the needs may be.

Ms. Rougeau said she was just wondering why can't the State project contribute to at least paying for their own infrastructure and why those people in the condominiums are not residents.

Ms. Morrow commented on Randy Stelly's question to the Mayor about a portion of the 2% coming back one block which would be the depot which is one block from the first District No. A. He stated that he would like to see some of the funding from the 2% go toward the depot and was looking out for some of the base for other areas other than the just three.

Mr. Stelly then reminded Ms. Morrow that she said the City was going to have that barbed wire fence torn down around the Ben Johnson Park. Ms. Morrow responded that this was addressed with Kendrick Llorens and that it is being worked on. Ms. Morrow addressed the issue about other portions of the funding going to other sections of the City in that we do have another TIF district in place but for the three that we are looking at and we are looking for some of the tax base to go to other portions of the city.

The following Ordinance was Introduced by Councilman at Large, Don Mims, and Seconded by Councilman McCain as follows, to-wit:

ORDINANCE NO. 026 OF 2011

AN ORDINANCE LEVYING AN ADDITIONAL HOTEL OCCUPANCY TAX OF TWO PERCENT (2.00%) IN THE NATCHITOCHES ECONOMIC DEVELOPMENT DISTRICT B, STATE OF LOUISIANA (THE "DISTRICT"); DESIGNATING THE FULL AMOUNT OF SUCH ADDITIONAL HOTEL OCCUPANCY TAX AS THE HOTEL OCCUPANCY TAX INCREMENTS IN THE DISTRICT FROM WHICH THE HOTEL OCCUPANCY TAX INCREMENTS WILL BE DETERMINED AND USED TO FINANCE ECONOMIC DEVELOPMENT PROJECTS IN ACCORDANCE WITH AND AS AUTHORIZED BY PART II, CHAPTER 27, TITLE 33 OF THE LOUISIANA REVISED STATUTES OF 1950, AS AMENDED; DESIGNATING THE INITIAL ANNUAL BASELINE COLLECTION RATE AND ESTABLISHING A MONTHLY BASELINE COLLECTION RATE FOR THE DISTRICT; PLEDGING AND DEDICATING SUCH TAX INCREMENTS TO REIMBURSE ECONOMIC DEVELOPMENT COSTS, AND PROVIDING FOR OTHER MATTERS IN CONNECTION WITH THE FOREGOING.

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 "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 Act and other law; and

WHEREAS, by ordinance adopted on this date the City of Natchitoches, State of Louisiana (the "City") created the Natchitoches Economic Development District B, State of Louisiana (the "District"), in accordance with La. R.S. 33:9038.32; and

WHEREAS, La. R.S. 33:9038.39 permits the District to levy a hotel occupancy tax for authorized purposes; and

WHEREAS, La. R.S. 33:9038.34(O) provides for the creation of a special trust fund for the furtherance of economic development projects, as defined in the Act, into which the incremental increases in hotel occupancy taxes shall be deposited and loaned, granted, donated, or pledged in furtherance of economic development projects (each Project hereinafter approved being referred to herein as a "Project" or "Projects"); and

WHEREAS, in accordance with the Act, the governing authority of the City, in said ordinance creating the District did further create a special trust fund, named the "Natchitoches #1 Economic Development District Trust Fund" (the "Trust Fund") the purpose of which is to fund economic development projects selected by the District in the manner provided by the Act; and

WHEREAS, in accordance with La. R.S. 33:9038.39, and in order to finance and fund certain Projects, the governing authority of the City, in its capacity as governing authority of the District, desires levy an additional hotel occupancy tax of two percent (2.00%) in the District and to designate such increase in the hotel occupancy tax as the hotel occupancy tax increment which will be used to reimburse costs of economic development projects as defined in the Act;

NOW THEREFORE, BE IT ORDAINED by the Mayor and Councilmen of the City of Natchitoches, State of Louisiana, acting as the governing authority of the Natchitoches Economic Development District B, State of Louisiana, that:

SECTION 1. Levy of Hotel Occupancy Tax. In accordance with La. R.S. 33:9038.39 and other constitutional and statutory authority supplemental thereto, there is hereby levied in the District, effective June 1, 2011, a tax of two percent (2.00%), upon the fee or rent for occupancy of hotel rooms located within the District (the "District Tax").

The word "hotel" in this section shall mean and include any establishment engaged in the business of furnishing or providing rooms intended or designed for dwelling, lodging or sleeping purposes to transient guests where such establishment consists of ten or more guest rooms. "Hotel" does not include any hospital, convalescent or nursing home or sanitarium, or any hotel-like facility operated by or in connection with hospital or medical clinic providing rooms exclusively for patients and their families.

The District Tax shall be paid by the person who occupies or is entitled to occupancy of the hotel room and shall be paid at the time the rent or fee for occupancy is paid. The word "person" shall have the same definition as that contained in La. R.S. 47:301(8).

The proceeds of the District Tax shall be used to pay the costs of economic development projects, as defined in the Act, particularly in La. R.S. 33: 9038.34(M) and La. R.S. 33:9038.36.

As provided by La. R.S. 33:9038.39, no election shall be required in connection with the levy of the District Tax, since there are no qualified electors in the District, as certified by the Natchitoches Parish Registrar of Voters by certification attached hereto as Exhibit A.

SECTION 2. Vendor's Compensation. For the purpose of compensating the dealer in accounting for and remitting the District Tax, each dealer shall be allowed one percent (1.00%) of the amount of District Tax due and accounted for and remitted to the Tax collector in the form of a deduction in submitting his report and paying the amount due by the dealer, provided the amount due was not delinquent at the time of payment, and provided the amount of any credit claimed for taxes already paid to a wholesaler shall not be deducted in computing the commission allowed the dealer hereunder.

SECTION 3. Tax Collector. The District Tax is authorized to be collected by a "Collector" which term shall mean the Natchitoches Tax Commission (the "Collector"). The Collector is hereby authorized, empowered and directed to carry into effect the provisions of this ordinance, to appoint deputies, assistants or agents to assist it in the performance of its duties, and in pursuance thereof to make and enforce such rules as it may deem necessary.

All taxes, revenues, funds, assessments, moneys, penalties, fees or other income which may be collected or come into the possession of the Collector under any provision or provisions of this ordinance relating to the District Tax shall be promptly deposited by the Collector for the account of the District in the Trust Fund, provided, however, any amount which is paid under protest or which is subject to litigation may be transferred to a separate account established by the Collector with said fiscal agent pending the final determination of the protest or litigation.

SECTION 4. Designation of Baseline Collection Rate. The District Tax levied pursuant to Section 1 above is a new hotel occupancy tax and the full amount thereof is hereby designated by the District to be used in determining the hotel occupancy tax increment pursuant to the Act. The initial annual baseline collection rate for the District, which is the amount of the District Tax collected in the District in the most recent completed fiscal year prior to the establishment of the District, is hereby designated to be zero (\$0.00) (the "Initial Annual Baseline Collection Rate"), as the District Tax was not levied during the most recently completed fiscal year of this governing authority prior to the establishment of the District. The monthly baseline collection rate, which is the initial annual baseline collection rate divided by twelve (12), is hereby designated to be zero (\$0.00) (the "Monthly Baseline Collection Rate").

SECTION 5. Certification of Initial Baseline Collection Rate. The chief financial officer of the City has furnish a certification, attached hereto as Exhibit B, as to the accuracy of the Initial Annual Baseline Collection Rate and Monthly Baseline Collection Rate and is further

authorized to publish such certification in *The Natchitoches Times*, the official journal of the City, one time. If the amounts of the Initial Annual Baseline Collection Rate and the Monthly Baseline Collection Rate are not contested within thirty days after the said publication, then such amounts shall be conclusively presumed to be valid, and no court shall have any jurisdiction to alter or invalidate the designation of the amount of either the initial annual baseline collection rate or the monthly baseline collection rate.

SECTION 6. Designation of Hotel Occupancy Tax Increment. The District hereby designates the entire amount of the District Tax as the District's hotel occupancy tax increment, which is to be deposited in the Trust Fund for the furtherance of economic development projects through reimbursement of costs of economic development projects, and hereby pledges and dedicates to such purpose the hotel occupancy tax increment.

SECTION 7. Notice of Intent. The governing authority of the District hereby ratifies the prior publication of a notice describing the levy of the District Tax and informing the citizens of the date of consideration of this ordinance, said notice having been published once a week for two weeks in *The Natchitoches Times*, the official journal of the City, in the form of notice attached hereto as Exhibit C.

SECTION 8: Authorization of Officers. The Mayor and Clerk of the City are hereby authorized, empowered and directed to do any and all things necessary and incidental to carry out the provisions of this ordinance.

SECTION 9: Severability. If any provision of this ordinance shall 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 10: Repealer. All ordinances or resolution, or parts thereof, in conflict herewith are hereby repealed.

SECTION 11: Publication; Effective Date. This ordinance shall be published one time in the official journal of the City, and shall become effective upon approval by the Mayor.

This Ordinance was Introduced at the City Council meeting on April 25, 2011 and was published in *The Natchitoches Times* on April 28 and May 5, 2011 and having been duly advertised and a public hearing on same, was put to a vote by the Mayor and the vote was recorded as follows:

AYES:	Mims, McCain, Morrow, Nielsen
NAYS:	None
ABSENT:	Payne
ABSTAIN:	None

THEREUPON, the Mayor declared the Ordinance **PASSED** this 12th day of May, 2011 by a vote of 4 ayes to 0 nays.


WAYNE McCULLEN, MAYOR


DON MIMS, MAYOR PRO TEMPORE

Delivered to the Mayor on the 13th day of May, 2011 at 10:00 A. M.

EXHIBIT A

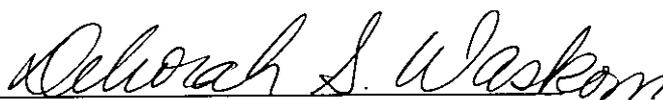
STATE OF LOUISIANA

PARISH OF NATCHITOCHEES

I, Deborah S. Waskom, the duly appointed Registrar of Voters of the Parish of Natchitoches, State of Louisiana, do hereby certify to the City of Natchitoches, State of Louisiana, that there are no qualified electors located in the economic development district known as the "Natchitoches Economic Development District B, State of Louisiana," being an approximately 3,039.98 acre site at the intersection of I-49 and LA Hwy #478, having the specific geographical boundaries set forth in the Notice of Intent to levy the hotel occupancy tax.

IN FAITH WHEREOF, witness my signature and official seal of the Registrar of Voters of the Parish of Natchitoches, this 10th day of May, 2011.

(SEAL)



Deborah S. Waskom
Natchitoches Parish Registrar of Voters

[ORIGINAL ON FILE WITH THE CITY CLERK OF
THE CITY OF NATCHITOCHEES, STATE OF LOUISIANA
AS AN ATTACHMENT TO ORDINANCE NO. 2011-___]

026

EXHIBIT B

STATE OF LOUISIANA

PARISH OF NATCHITOCHEs

The undersigned chief financial officer of the City of Natchitoches, State of Louisiana (the "City"), do hereby certify that the initial annual baseline collection for the additional hotel occupancy tax of two percent (2.00%) levied in the economic development district known as the "Natchitoches Economic Development District B, State of Louisiana" (the "District"), which is the amount of such designated hotel occupancy taxes collected in the District during the fiscal year of the City most recently completed prior to the establishment of the District, is zero (\$0.00), as such additional hotel occupancy tax was not levied during the previous fiscal year. The monthly baseline collection rate, which is the annual baseline rate divided by twelve (12), is also zero (\$0.00).

IN FAITH WHEREOF, witness my signature and official seal of the City of Natchitoches, State of Louisiana, this 13th day of May, 2011.

(SEAL)

By: Patrick G Jones
Title: Chief Financial Officer
City of Natchitoches

[ORIGINAL ON FILE WITH THE CITY CLERK OF
THE CITY OF NATCHITOCHEs, STATE OF LOUISIANA
AS AN ATTACHMENT TO ORDINANCE NO. 026 OF 2011]

EXHIBIT C

[The following notice is to published once a week for two weeks in the official journal of the City of Natchitoches, the first publication to appear at least fourteen days before the public hearing mentioned therein]

NOTICE OF INTENTION TO LEVY A TWO PERCENT (2.00%) HOTEL OCCUPANCY TAX WITHIN THE CONFINES OF THE NATCHITOCHEES ECONOMIC DEVELOPMENT DISTRICT B, STATE OF LOUISIANA

NOTICE IS HEREBY GIVEN that the City of Natchitoches, acting through its governing body, the City Council (hereinafter referred to as "City Council") proposes to consider the adoption of an ordinance, pursuant to La. R.S. 33:9038.39, levying an additional two percent (2.00%) hotel occupancy tax ("District Tax") within the confines of the Natchitoches Economic Development District B, State of Louisiana" (the "District") 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 (the "District Tax"). The proceeds of the District Tax will be deposited in a special trust fund to be used for the furtherance of economic development projects 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 said City Council, acting as the governing authority of both the City and the District, will meet in open and public session on May 12, 2011, at seven o'clock (7:00) p.m., at the Arts Center, 716 Second Street, in Natchitoches, Louisiana, to hear any objections to the levy of the District Tax.

The District is an approximately 3,039.98 acre site in the City of Natchitoches, Louisiana. The boundaries of the District are proposed to be as follows:

Beginning at the northwesterly corner of Tract II as shown on a survey of the Mears Plantation (as shown on a survey by A. J. Brouillette recorded in Map Book 1, page 209 of the records of Natchitoches Parish), which said corner is designated as Point "2" on said survey; thence run South 30 degrees 12 minutes East along the easterly line of property owned by Roy O. Martin Lumber Co., L.P., in Section 56, Township 8 North, Range 7 West to the North line of Section 16, Township 8 North, Range 7 West; thence run in a northwesterly direction along the South line of said Section 56, Township 8 North, Range 7 West to a point where the South line of Section 56 intersects the North line of the Southeast Quarter of the Southwest Quarter of Fractional Section 8; thence run West along the North line of the Southeast Quarter of the Southwest Quarter of Said Section 8 to the Northeast corner of the Southwest Quarter of the Southwest Quarter of said Section 8; thence run South down the East line of the Said Southwest Quarter of the Southwest Quarter of said Section 8 to the North line of Section 17, Township 8 North, Range 7 West; thence run West along the North line of Section 17 and Section 18, Township 8 North, Range 7 West to the Northwest corner of the Northeast Quarter of said Section 18; thence run South along the West line of the Northeast Quarter of Section 18 to the center of said Section 18; thence run East along the South line of the Northeast Quarter of said Section 18 to the West line of Section 17, Township 8 North, Range 7 West, thence run South along the West lines of Sections 17, 20 and 29, Township 8 North, Range 7 West to the Southwest corner of the Northwest Quarter of the Northwest Quarter of said Section 29; thence run East along the South line of the Northwest Quarter of the Northwest Quarter of Section 29 to the Northwest corner of the Southeast Quarter of the Northwest Quarter of Section 29; thence run South along the West line of the Southeast Quarter of Northwest Quarter of Section 29 to the Southwest corner of the Southeast Quarter of Northwest Quarter of Section 29; from this point run East along the South line of the North One-Half of Section 29, Township 8 North, Range 7 West to the East line of said Section 29; thence run North along the East line of said Section 29

and Section 20, Township 8 North, Range 7 West, to the Northeast corner of Southeast Quarter of Southeast Quarter of said Section 20; thence run East along the South line of the North One-Half of the Southwest Quarter of Section 21, Township 8 North, Range 7 West to the Southeast corner of the Northeast Quarter of the Southwest Quarter of Said Section 21; thence run North along the centerline of said Section 21 to the South line of Section 16, Township 8 North, Range 7 West; thence run East along the South line of said Section 16 to the Southeast corner of said Section 16; thence run North along the East line of Section 16 and Section 9 to a point where this line intersects the easterly line of Section 56, Township 8 North, Range 7 West, thence northeasterly along the easterly line of Section 56 to a point where this line intersects the right descending bank of Old River; thence in westerly direction along the meanderings of the right descending bank of Old River to the northwesterly corner of Tract II as shown on a survey of the Mears Plantation and the point of beginning.

* * * * *

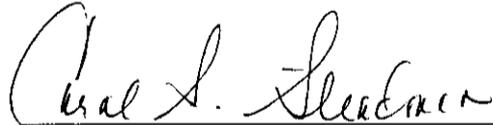
STATE OF LOUISIANA

PARISH OF NATCHITOCHEs

I, the undersigned Clerk of the City of Natchitoches, State of Louisiana (the "City") do hereby certify that the foregoing seven (7) pages constitute a true and correct copy of the proceedings taken by the Mayor and Council of said City on May 12, 2011, levying an additional hotel occupancy tax of two percent (2.00%) in the Natchitoches Economic Development District B, State of Louisiana (the "District"); designating the full amount of such additional hotel occupancy tax as the hotel occupancy tax increments in the District from which the hotel occupancy tax increments will be determined and used to finance economic development projects in accordance with and as authorized by Part II, Chapter 27, Title 33 of the Louisiana Revised Statutes of 1950, as amended; designating the Initial Annual Baseline Collection Rate and establishing a Monthly Baseline Collection Rate for the District; pledging and dedicating such tax increments to reimburse economic development costs, and providing for other matters in connection with the foregoing.

IN FAITH WHEREOF, witness my official signature and the impress of the official seal of said City on this, the 12th day of May, 2011.

(SEAL)


Clerk

The following Ordinance was Introduced by Councilman Nielsen and Seconded by Councilwoman Morrow as follows, to-wit:

ORDINANCE NO. 027 OF 2011

AN ORDINANCE LEVYING AN ADDITIONAL HOTEL OCCUPANCY TAX OF TWO PERCENT (2.00%) IN THE NATCHITOCHES ECONOMIC DEVELOPMENT DISTRICT C, STATE OF LOUISIANA (THE "DISTRICT"); DESIGNATING THE FULL AMOUNT OF SUCH ADDITIONAL HOTEL OCCUPANCY TAX AS THE HOTEL OCCUPANCY TAX INCREMENTS IN THE DISTRICT FROM WHICH THE HOTEL OCCUPANCY TAX INCREMENTS WILL BE DETERMINED AND USED TO FINANCE ECONOMIC DEVELOPMENT PROJECTS IN ACCORDANCE WITH AND AS AUTHORIZED BY PART II, CHAPTER 27, TITLE 33 OF THE LOUISIANA REVISED STATUTES OF 1950, AS AMENDED; DESIGNATING THE INITIAL ANNUAL BASELINE COLLECTION RATE AND ESTABLISHING A MONTHLY BASELINE COLLECTION RATE FOR THE DISTRICT; PLEDGING AND DEDICATING SUCH TAX INCREMENTS TO REIMBURSE ECONOMIC DEVELOPMENT COSTS, AND PROVIDING FOR OTHER MATTERS IN CONNECTION WITH THE FOREGOING.

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 "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 Act and other law; and

WHEREAS, by ordinance adopted on this date the City of Natchitoches, State of Louisiana (the "City") created the Natchitoches Economic Development District C, State of Louisiana (the "District"), in accordance with La. R.S. 33:9038.32; and

WHEREAS, La. R.S. 33:9038.39 permits the District to levy a hotel occupancy tax for authorized purposes; and

WHEREAS, La. R.S. 33:9038.34(O) provides for the creation of a special trust fund for the furtherance of economic development projects, as defined in the Act, into which the incremental increases in hotel occupancy taxes shall be deposited and loaned, granted, donated, or pledged in furtherance of economic development projects (each Project hereinafter approved being referred to herein as a "Project" or "Projects"); and

WHEREAS, in accordance with the Act, the governing authority of the City, in said ordinance creating the District did further create a special trust fund, named the "Natchitoches #1 Economic Development District Trust Fund" (the "Trust Fund") the purpose of which is to fund economic development projects selected by the District in the manner provided by the Act; and

WHEREAS, in accordance with La. R.S. 33:9038.39, and in order to finance and fund certain Projects, the governing authority of the City, in its capacity as governing authority of the District, desires levy an additional hotel occupancy tax of two percent (2.00%) in the District and to designate such increase in the hotel occupancy tax as the hotel occupancy tax increment which will be used to reimburse costs of economic development projects as defined in the Act;

NOW THEREFORE, BE IT ORDAINED by the Mayor and Councilmen of the City of Natchitoches, State of Louisiana, acting as the governing authority of the Natchitoches Economic Development District C, State of Louisiana, that:

SECTION 1. Levy of Hotel Occupancy Tax. In accordance with La. R.S. 33:9038.39 and other constitutional and statutory authority supplemental thereto, there is hereby levied in the District, effective June 1, 2011, a tax of two percent (2.00%), upon the fee or rent for occupancy of hotel rooms located within the District (the "District Tax").

The word "hotel" in this section shall mean and include any establishment engaged in the business of furnishing or providing rooms intended or designed for dwelling, lodging or sleeping purposes to transient guests where such establishment consists of ten or more guest rooms. "Hotel" does not include any hospital, convalescent or nursing home or sanitarium, or any hotel-like facility operated by or in connection with hospital or medical clinic providing rooms exclusively for patients and their families.

The District Tax shall be paid by the person who occupies or is entitled to occupancy of the hotel room and shall be paid at the time the rent or fee for occupancy is paid. The word "person" shall have the same definition as that contained in La. R.S. 47:301(8).

The proceeds of the District Tax shall be used to pay the costs of economic development projects, as defined in the Act, particularly in La. R.S. 33: 9038.34(M) and La. R.S. 33:9038.36.

As provided by La. R.S. 33:9038.39, no election shall be required in connection with the levy of the District Tax, since there are no qualified electors in the District, as certified by the Natchitoches Parish Registrar of Voters by certification attached hereto as Exhibit A.

SECTION 2. Vendor's Compensation. For the purpose of compensating the dealer in accounting for and remitting the District Tax, each dealer shall be allowed one percent (1.00%) of the amount of District Tax due and accounted for and remitted to the Tax collector in the form of a deduction in submitting his report and paying the amount due by the dealer, provided the amount due was not delinquent at the time of payment, and provided the amount of any credit claimed for taxes already paid to a wholesaler shall not be deducted in computing the commission allowed the dealer hereunder.

SECTION 3. Tax Collector. The District Tax is authorized to be collected by a "Collector" which term shall mean the Natchitoches Tax Commission (the "Collector"). The Collector is hereby authorized, empowered and directed to carry into effect the provisions of this ordinance, to appoint deputies, assistants or agents to assist it in the performance of its duties, and in pursuance thereof to make and enforce such rules as it may deem necessary.

All taxes, revenues, funds, assessments, moneys, penalties, fees or other income which may be collected or come into the possession of the Collector under any provision or provisions of this ordinance relating to the District Tax shall be promptly deposited by the Collector for the account of the District in the Trust Fund, provided, however, any amount which is paid under protest or which is subject to litigation may be transferred to a separate account established by the Collector with said fiscal agent pending the final determination of the protest or litigation.

SECTION 4. Designation of Baseline Collection Rate. The District Tax levied pursuant to Section 1 above is a new hotel occupancy tax and the full amount thereof is hereby designated by the District to be used in determining the hotel occupancy tax increment pursuant to the Act. The initial annual baseline collection rate for the District, which is the amount of the District Tax collected in the District in the most recent completed fiscal year prior to the establishment of the District, is hereby designated to be zero (\$0.00) (the "Initial Annual Baseline Collection Rate"), as the District Tax was not levied during the most recently completed fiscal year of this governing authority prior to the establishment of the District. The monthly baseline collection rate, which is the initial annual baseline collection rate divided by twelve (12), is hereby designated to be zero (\$0.00) (the "Monthly Baseline Collection Rate").

SECTION 5. Certification of Initial Baseline Collection Rate. The chief financial officer of the City has furnish a certification, attached hereto as Exhibit B, as to the accuracy of the Initial Annual Baseline Collection Rate and Monthly Baseline Collection Rate and is further

authorized to publish such certification in *The Natchitoches Times*, the official journal of the City, one time. If the amounts of the Initial Annual Baseline Collection Rate and the Monthly Baseline Collection Rate are not contested within thirty days after the said publication, then such amounts shall be conclusively presumed to be valid, and no court shall have any jurisdiction to alter or invalidate the designation of the amount of either the initial annual baseline collection rate or the monthly baseline collection rate.

SECTION 6. Designation of Hotel Occupancy Tax Increment. The District hereby designates the entire amount of the District Tax as the District's hotel occupancy tax increment, which is to be deposited in the Trust Fund for the furtherance of economic development projects through reimbursement of costs of economic development projects, and hereby pledges and dedicates to such purpose the hotel occupancy tax increment.

SECTION 7. Notice of Intent. The governing authority of the District hereby ratifies the prior publication of a notice describing the levy of the District Tax and informing the citizens of the date of consideration of this ordinance, said notice having been published once a week for two weeks in *The Natchitoches Times*, the official journal of the City, in the form of notice attached hereto as Exhibit C.

SECTION 8: Authorization of Officers. The Mayor and Clerk of the City are hereby authorized, empowered and directed to do any and all things necessary and incidental to carry out the provisions of this ordinance.

SECTION 9: Severability. If any provision of this ordinance shall 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.

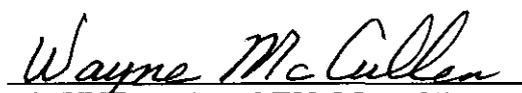
SECTION 10: Repealer. All ordinances or resolution, or parts thereof, in conflict herewith are hereby repealed.

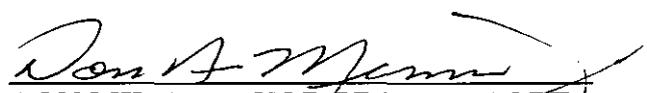
SECTION 11: Publication; Effective Date. This ordinance shall be published one time in the official journal of the City, and shall become effective upon approval by the Mayor.

This Ordinance was Introduced at the City Council meeting on April 25, 2011 and was published in *The Natchitoches Times* on April 28 and May 5, 2011 and having been duly advertised and a public hearing on same, was put to a vote by the Mayor and the vote was recorded as follows:

AYES: Nielsen, Morrow, Mims, McCain
NAYS: None
ABSENT: Payne
ABSTAIN: None

THEREUPON, the Mayor declared the Ordinance **PASSED** this 12th day of May, 2011 by a vote of 4 ayes to 0 nays.


WAYNE McCULLEN, MAYOR


DON MIMS, MAYOR PRO TEMPORE

Delivered to the Mayor on the 13th day of May, 2011 at 5:00 P. M.

EXHIBIT A

STATE OF LOUISIANA

PARISH OF NATCHITOCHEES

I, Deborah S. Waskom, the duly appointed Registrar of Voters of the Parish of Natchitoches, State of Louisiana, do hereby certify to the City of Natchitoches, State of Louisiana, that there are no qualified electors located in the economic development district known as the "Natchitoches Economic Development District C, State of Louisiana," being an approximately 441.26 acre site at the intersection of I-49 and LA Hwy #6 West, having the specific geographical boundaries set forth in the Notice of Intent to levy the hotel occupancy tax.

IN FAITH WHEREOF, witness my signature and official seal of the Registrar of Voters of the Parish of Natchitoches, this 10th day of May, 2011.

(SEAL)


Deborah S. Waskom
Natchitoches Parish Registrar of Voters

[ORIGINAL ON FILE WITH THE CITY CLERK OF
THE CITY OF NATCHITOCHEES, STATE OF LOUISIANA
AS AN ATTACHMENT TO ORDINANCE NO. 2011-]
027

EXHIBIT B

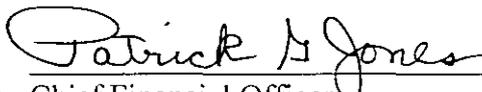
STATE OF LOUISIANA

PARISH OF NATCHITOCHEs

The undersigned chief financial officer of the City of Natchitoches, State of Louisiana (the "City"), do hereby certify that the initial annual baseline collection for the additional hotel occupancy tax of two percent (2.00%) levied in the economic development district known as the "Natchitoches Economic Development District C, State of Louisiana" (the "District"), which is the amount of such designated hotel occupancy taxes collected in the District during the fiscal year of the City most recently completed prior to the establishment of the District, is zero (\$0.00), as such additional hotel occupancy tax was not levied during the previous fiscal year. The monthly baseline collection rate, which is the annual baseline rate divided by twelve (12), is also zero (\$0.00).

IN FAITH WHEREOF, witness my signature and official seal of the City of Natchitoches, State of Louisiana, this 13th day of May, 2011.

(SEAL)

By: 
Title: Chief Financial Officer
City of Natchitoches

[ORIGINAL ON FILE WITH THE CITY CLERK OF
THE CITY OF NATCHITOCHEs, STATE OF LOUISIANA
AS AN ATTACHMENT TO ORDINANCE NO. 027 OF 2011]

EXHIBIT C

[The following notice is to published once a week for two weeks in the official journal of the City of Natchitoches, the first publication to appear at least fourteen days before the public hearing mentioned therein]

NOTICE OF INTENTION TO LEVY A TWO PERCENT (2.00%) HOTEL OCCUPANCY TAX WITHIN THE CONFINES OF THE NATCHITOCHEES ECONOMIC DEVELOPMENT DISTRICT C, STATE OF LOUISIANA

NOTICE IS HEREBY GIVEN that the City of Natchitoches, acting through its governing body, the City Council (hereinafter referred to as "City Council") proposes to consider the adoption of an ordinance, pursuant to La. R.S. 33:9038.39, levying an additional two percent (2.00%) hotel occupancy tax ("District Tax") within the confines of the Natchitoches Economic Development District C, State of Louisiana" (the "District") 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 (the "District Tax"). The proceeds of the District Tax will be deposited in a special trust fund to be used for the furtherance of economic development projects 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 said City Council, acting as the governing authority of both the City and the District, will meet in open and public session on May 12, 2011, at seven o'clock (7:00) p. .m., at the Arts Center, 716 Second Street, in Natchitoches, Louisiana, to hear any objections to the levy of the District Tax.

The District is an approximately 441.26 acre site in the City of Natchitoches, Louisiana. The boundaries of the District are proposed to be as follows:

From a concrete monument marking the existing city limits along the Westerly edge of Louisiana Highway 3110 (By-pass) and being designated as monument No. 250A; thence South 10 degrees 25 minutes 36 seconds East a distance of 13.30 feet; thence South 89 degrees 33 minutes 30 seconds West a distance of 299.75 feet; thence South 02 degrees 31 minutes 54 seconds West a distance of 5.12 feet; thence South 89 degrees 09 minutes 16 seconds West a distance of 351.53 feet; thence South 89 degrees 21 minutes 28 seconds West a distance of 1299.58 feet to a point of compound curvature; thence along a curve to the right having a radius of 2378.75 feet, a delta angle of 11 degrees 32 minutes 56 seconds, an arc length of 479.48 feet to a point of reverse curvature; thence along a curve to the left having a radius of 1018.56 feet, a delta angle of 25 degrees 31 minutes 35 seconds an arc length of 453.79 feet to the Point of Tangency; thence South 75 degrees 22 minutes 49 seconds West a distance of 764.28 feet to a point of curvature; thence along a curve to the right having a radius of 2080.68 feet, a delta angle of 11 degrees 08 minutes 27 seconds, an arc length of 404.57 feet to the Point of Tangency; thence South 86 degrees 31 minutes 15 seconds West a distance of 803.65 feet to a point of curvature; thence along a curve to the left having a radius of 2259.64; a delta angle of 09 degrees 59 minutes 03 seconds an arc length of 393.76 to the Point of Tangency; thence South 76 degrees 32 minutes 12 seconds West a distance of 2227.54 feet to a point on the Westerly Right-of-Way of the Lime Kiln Road being the point of beginning; thence North 25 degrees 46 minutes 57 seconds West along said Westerly Right-of-Way a distance of 567.96 feet; thence South 76 degrees 14 minutes 50 seconds West parallel with the centerline of New Highway 6, a distance of 1974.43 feet; thence South 76 degrees 19 minutes 00 seconds West a distance of 353.14 feet; thence North 0 degrees 18 minutes 05 seconds West a distance of 205.58 feet; thence South 76 degrees 19 minutes 01 seconds West a distance of 962.00 feet; thence South 67 degrees 47 minutes 10 seconds West a distance of 54.42 feet; thence South 67 degrees 46 minutes 43 seconds West a distance of 6.08 feet; thence South 0 degrees 27 minutes 05 seconds East a

distance sufficient to intersect the South property line of Sibley Lake Realty Corp., which said point is on a western extension of the North line of Section 36; thence North 89 degrees 57 minutes 10 seconds West along a line being a western extension of Section 36 a distance sufficient to intersect the existing corporate limits of the City of Natchitoches; thence North 89 degrees 57 minutes 10 seconds West a distance of 346.67 feet to a point on the Easterly Right-of-Way line of Interstate 49; thence along said right-of-way; thence South 30 degrees 42 minutes 39 seconds East a distance of 1293.84 feet; thence South 37 degrees 55 minutes 01 second East a distance of 140.36 feet; thence South 30 degrees 49 minutes 12 seconds East a distance of 1257.52 feet; thence South 30 degrees 41 minutes 44 seconds East a distance of 202.63 feet; thence North 87 degrees 31 minutes 46 seconds West a distance of 420.22 feet to a point on the Westerly Right-of-Way line of I-49; thence along said Right-of-Way North 30 degrees 36 minutes 29 seconds West a distance of 669.69 feet; thence North 19 degrees 29 minutes 56 seconds West a distance of 102.38 feet; thence North 30 degrees 44 minutes 42 seconds West a distance of 1858.83 feet; thence North 36 degrees 25 minutes 17 seconds West a distance of 234.93 feet; thence North 89 degrees 57 minutes 10 seconds West a distance of 618.35 feet; thence North 0 degrees 07 minutes 01 second West a distance of 864.34 feet; thence North 30 degrees 40 minutes 59 seconds West a distance of 944.28 feet; thence North 39 degrees 12 minutes 50 seconds West a distance of 606.71 feet; thence North 47 degrees 22 minutes 56 seconds West a distance of 365.41 feet; thence South 70 degrees 39 minutes 03 seconds West a distance of 32.47 feet; thence South 33 degrees 28 minutes 50 seconds East a distance of 207.08 feet; thence South 56 degrees 17 minutes 27 seconds West a distance of 658.09 feet; thence North 33 degrees 47 minutes 58 seconds West a distance of 367.83 feet to the South right of way of Highway 6; thence South 67 degrees 19 minutes 55 seconds West a distance of 126.42 feet; thence South 71 degrees 23 minutes 44 seconds West a distance of 304.61 feet; thence South 57 degrees 10 minutes 03 seconds West a distance of 76.79 feet; thence South 56 degrees 08 minutes 43 seconds West a distance of 328.46 feet; thence North 33 degrees 40 minutes 55 seconds West a distance of 42.87 feet; thence South 54 degrees 42 minutes 55 seconds West a distance of 59.43 feet; thence South 33 degrees 00 minutes East a distance of 469.26 feet; thence South 57 degrees 00 minutes West a distance of 330 feet; thence North 33 degrees 00 minutes West a distance of 453.3 feet to the southern right of way of Highway 6; thence South 54 degrees 41 minutes 55 seconds West a distance of 289.59 feet; thence South 54 degrees 41 minutes 55 seconds West a distance of 289.59 feet; thence cross Louisiana Highway No. 6 running North 35 degrees 18 minutes 05 seconds West a distance of 130.0 feet to a point on the Northerly Right-of-Way of Highway 6; thence North 48 degrees 59 minutes 17 seconds East a distance of 100.5 feet; thence North 54 degrees 41 minutes 55 seconds East a distance of 293.49 feet; thence North 35 degrees 4 minutes West a distance of 270 feet; thence South 65 degrees 0 minutes West a distance of 96.8 feet; thence North 3 degrees 10 minutes West a distance of 175.4 feet; thence North 18 degrees 16 minutes West a distance of 75.2 feet; thence North 54 degrees 56 minutes East a distance of 319.1 feet; thence North 35 degrees 4 minutes West a distance of 356.9 feet; thence North 89 degrees 54 minutes East a distance of 595.7 feet; thence North 89 degrees 54 minutes East a distance of 108 feet; thence North 89 degrees 54 minutes East a distance of 128.4 feet; thence North 89 degrees 54 minutes East a distance of 13.6 feet; thence South 43 degrees 13 minutes East a distance of 47.7 feet; thence North 46 degrees 47 minutes East a distance of 300 feet; thence North 46 degrees 47 minutes East a distance of 411.18 feet; thence North 13 degrees 2 minutes 10 seconds West a distance of 196.71 feet; thence North 76 degrees 57 minutes 50 seconds East a distance of 200 feet; thence North 9 degrees 13 minutes 36 seconds West a distance of 245.52; thence North 21 degrees 22 minutes 49 seconds West a distance of 303.83 feet; thence North 30 degrees 39 minutes 48 seconds West a distance of 599.94 feet; thence North 33 degrees 30 minutes 35 seconds West a distance of 200.06 feet; thence North 30 degrees 27 minutes 14 seconds West a distance of 751.51 feet; thence North 0 degrees 06 minutes 45 seconds East a distance of 116.66 feet; thence South 89 degrees 52 minutes East a distance sufficient to intersect Point 11 as shown on a plat of survey by R.E.L. Breedlove, recorded at original instrument number 190626 of the records of Natchitoches Parish, Louisiana, being a point on the eastern right of way of I-49; thence South 89 degrees 52 minutes East a distance of 1398 feet to the western right of way of Highway 504; thence South 5 degrees 56 minutes

East a distance of 72.4 feet; thence South 0 degrees 1 minute East a distance of 275 feet; thence South 4 degrees 37 minutes West a distance of 117 feet; thence South 7 degrees 9 minutes West a distance of 200 feet; thence South 15 degrees 5 minutes West a distance of 113 feet; thence North 70 degrees 32 minutes West a distance of 191.2 feet; thence south 19 degrees 26 minutes West a distance of 274 feet; thence South 79 degrees 25 minutes East a distance of 205.3 feet; thence along the westerly side of Highway 504 a distance sufficient to intersect old Louisiana Highway 6; thence in an easterly direction, along the existing city limits of the City of Natchitoches to that point located on the southerly right of way of old Highway 6 and the eastern right of way of the spur road that connects highway 504 and old Highway 6 to new Highway 6; thence South 47 degrees 22 minutes 21 seconds East a distance of 178.24 feet to a point on the Northerly Right-of-Way of the New Louisiana Highway No. 6; thence North 73 degrees 25 minutes 24 seconds East a distance of 200.00 feet; thence North 45 degrees 19 minutes 39 seconds West a distance of 172.58 feet to a point on a curve to the right having a radius of 11,809.16 and an arc length of 670.53 feet; thence North 76 degrees 19 minutes 00 seconds East a distance of 768.67 feet; thence South 0 degrees 27 minutes 05 seconds East a distance of 138.69 feet to a point on the Northerly Right-of-Way of the New Highway No. 6; thence North 76 degrees 19 minutes 01 second East a distance of 171.91 feet; thence North 80 degrees 36 minutes 21 East a distance of 401.12 feet; thence North 76 degrees 19 minutes 01 seconds East a distance of 300.00 feet; thence North 72 degrees 01 minute 40 seconds East a distance of 144.68 feet; thence North 0 degrees 18 minutes 05 seconds West a distance of 158.49 feet; thence North 76 degrees 19 minutes 00 seconds East a distance of 186.18 feet; thence North 76 degrees 14 minutes 50 seconds East a distance of 1,834.16 feet to a point on the Westerly edge of the Lime Kiln Road; thence North 14 degrees 41 minutes 32 seconds West a distance of 192.83 feet; thence North 78 degrees 18 minutes 28 seconds East a distance of 160.22 feet; thence South 15 degrees 41 minutes 46 seconds East along the Easterly Right-of-Way of the Lime Kiln Road a distance of 187.16 feet; thence North 76 degrees 14 minutes 50 seconds East a distance of 623.86 feet to a point of curvature; thence along a curve to the left having a radius of 2924.05 feet, a delta angle of 54 degrees 06 minutes 37 seconds; an arc length of 735.43 feet; thence South 89 degrees 49 minutes 36 seconds East a distance of 1616.49 feet; thence South a distance sufficient to intersect a point on the southerly right of way of an easement and being located on the existing city limits of the City of Natchitoches; thence westerly along the existing city limits and easement to the point of beginning on the westerly right of way of Lime Kiln Road.

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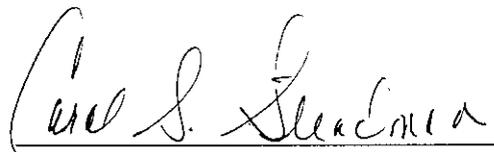
STATE OF LOUISIANA

PARISH OF NATCHITOCHEs

I, the undersigned Clerk of the City of Natchitoches, State of Louisiana (the "City") do hereby certify that the foregoing eight (8) pages constitute a true and correct copy of the proceedings taken by the Mayor and Council of said City on May 12, 2011, levying an additional hotel occupancy tax of two percent (2.00%) in the Natchitoches Economic Development District C, State of Louisiana (the "District"); designating the full amount of such additional hotel occupancy tax as the hotel occupancy tax increments in the District from which the hotel occupancy tax increments will be determined and used to finance economic development projects in accordance with and as authorized by Part II, Chapter 27, Title 33 of the Louisiana Revised Statutes of 1950, as amended; designating the Initial Annual Baseline Collection Rate and establishing a Monthly Baseline Collection Rate for the District; pledging and dedicating such tax increments to reimburse economic development costs, and providing for other matters in connection with the foregoing.

IN FAITH WHEREOF, witness my official signature and the impress of the official seal of said City on this, the 12th day of May, 2011.

(SEAL)


Clerk

The Mayor asked if there were any other business to be brought forth?

Mayor McCullen then received a motion from Mr. Nielsen to adjourn the meeting and was seconded by Mr. McCain and the vote was recorded to adjourn as follows:

AYES:	Nielsen, McCain, Morrow, Mims
NAYS:	None
ABSENT:	Payne
ABSTAIN:	None

Mayor McCullen then declared the meeting adjourned. The meeting was then adjourned at 4:20 p.m.


MAYOR WAYNE MCCULLEN


DON MIMS, MAYOR PRO TEMPORE