

RESOLUTION
R 1 7 4 - 0 7 / 0 8

**A RESOLUTION CANVASSING AND DECLARING THE RESULTS
OF A SPECIAL MUNICIPAL ELECTION HELD IN THE CITY OF SELMA, ALABAMA
ON TUESDAY, FEBRUARY 26, 2008 REGARDING THE PROPOSITION TO
ISSUE BONDS FOR MUNICIPAL IMPROVEMENTS**

WHEREAS, at a meeting of the City Council ("*the Council*") of the City of Selma ("*the City*") in the State of Alabama held on November 26, 2007, Ordinance No. O101-07/08 was duly adopted by the Council in which a special municipal election was called to be held in the City on February 26, 2008 (*being the fourth Tuesday in the month of February*, for the purpose of submitting to the qualified electors of the City to determine their will with respect to the following proposition:

Whether the said City shall be authorized to issue, on its credit, its General Obligation Bonds to the extent of \$12,300,000 for acquiring, providing and constructing municipal improvements for the following purposes: (i) public works for heavy equipment and vehicles for various City departments including garbage system, street paving, gutter, sidewalk and curbing in the City; (ii) improvements to the City's park and recreation for renovations to Memorial Stadium and Bloch Park, construction and equipping of a movie theatre, amphitheatre/riverfront walk and city marina for the City; (iii) public safety for the acquisition of custom fire engine, heavy rescue truck and air trailer to be used by the City's fire department; (iv) information technology improvements for the acquisition of broadband infrastructure including wireless and fiber optics, public safety camera system, business application computer system/hardware technical infrastructure and public safety application system/hardware technical infrastructure; (v) capital improvements to the following public buildings: Wilson Building, City Hall, Carl Morgan Convention Center, Sturdivant Hall, Live Oak Cemetery, Vaughan Smitherman, Larry Striplin Performing Arts Center, Selma Animal Shelter, Fleet Maintenance Building, Cecil Jackson Public Safety Building, Selma Fire Department and an extension to the Selma Public Library; (vi) acquisition of trolley for public transportation in the City; and (vii) paying the cost of issuance of the bonds; which bonds if authorized at said election shall bear interest at a rate or rates not exceeding 7 % per annum, payable semiannually, until their maturity and which shall mature and be payable in installments in the following respective principal amounts on March 1 in the following respective years: \$1,400,000 in 2009; \$1,400,000 in 2010; \$15,000 in 2011; \$15,000 in 2012; \$20,000 in 2013; \$20,000 in 2014; \$315,000 in 2015; \$330,000 in 2016; \$345,000 in 2017; \$360,000 in 2018; \$375,000 in 2019; \$395,000 in 2020; \$415,000 in 2021; \$435,000 in 2022; \$455,000 in 2023; 475,000 in 2024; \$500,000 in 2025; \$525,000 in 2026; \$550,000 in 2027; \$580,000 in 2028; \$610,000 in 2029; \$640,000 in 2030; \$675,000 in 2031; \$705,000 in 2032; and \$745,000 in 2033.

WHEREAS, notice of the said election was published in *The Selma Times Journal*, a newspaper published in the City of Selma, Dallas County and having general circulation daily for four (4) consecutive weeks in the issues of the said newspaper published beginning December 23, 2007, in the form of the said notice as provided in the said ordinance, the first of the said dates of publication having been more than thirty days before the date of the said election, and having been on or before the fourth Tuesday of the second month next preceding the month in which the said election was held; and

WHEREAS, said election was held in the City on February 26, 2008, in all respects as provided in the said notice between the hours of 7:00 o'clock, a.m., and 7:00 o'clock, p.m., being the legal hours provided by law for the holding of the said election in addition to an additional hour ordered by a Circuit Judge and approved by the U.S. Department of Justice, and the ballots used in the said election were in all respects in the forms therefore set out in the said ordinance, and the officials who conducted the said election have duly made and duly filed with the Council their respective reports, returns, and certificates; *and*

WHEREAS, the Council is required by law to canvass the returns of the said election on the first Tuesday next after the said election, and declare the results thereof, and at a meeting of the Council held on March 4, 2008, the Council, acting as a board of canvassers, has duly canvassed the said returns and ascertained the results of the said election with respect to the said proposition.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Selma, acting as a board of canvassers for the purpose of canvassing the results of the Special Municipal Election held Tuesday, February 26, 2008, as follows:

1. The recitations contained in the foregoing preambles are hereby found and declared to be true and are hereby adopted as a part of this ordinance; *and*
2. The election was duly called, notice thereof was duly given, and the said election was duly held and the ballots used thereat were in all respects as provided by law; *and*
3. At the said election on the proposition to authorize the City to issue, on its credit, its General Obligation Bonds to the extent of \$12,300,000 for acquiring, providing and constructing certain municipal improvements, the canvass of the returns indicated the following:

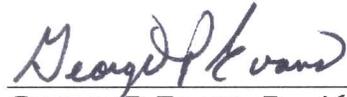
PRECINCT NO.	NAME OF PRECINCT	VOTES FOR	VOTES AGAINST	TOTAL VOTES
1-W	Old Nat'l Guard Armory	48	453	501
1-E	Memorial Stadium	23	376	399
2-N	Old KFC	88	41	129
2-S	Cahaba Road Fire Station	65	282	347
3-N	Byrd School	91	244	335
3-S	Dallas County Courthouse	54	95	149
4-W	Woodrow Avenue Fire Station	143	107	250
4-E	Selma Mall	100	42	142
5-W	Selma High School	92	49	141
5-E	Rangedale Community Center	130	30	160
6-W	Northern Heights Pres. Church	118	20	138
6-E	Ford's Grocery	138	39	177
7-N	Queen of Peace	148	109	257
7-S	West Trinity Baptist Church	125	27	152
8-W	GWC-Carver Community Center	75	30	105
8-E	East End Fire Station	149	46	195
	Absentee	19	19	38
	Provisional Ballots	14	1	15
TOTALS		1620	2010	3630

4. At said election on the proposition to authorize the City to issue, on its credit, its General Obligation Bonds to the extent of \$12,300,000 for acquiring, providing and constructing certain municipal improvements, a total of 3630 votes were received and cast;
 - (i) of the said votes so received and cast, 1620 were received and cast *for* said proposition and 2010 votes were received and cast *against* said proposition; *and*

- (ii) that the number of votes received and cast in the election *against* proposition to authorize the City to issue, on its credit, its General Obligation Bonds to the extent of \$12,300,000 for acquiring, providing and constructing certain municipal Improvements exceeded by 390 votes the number of votes received and cast in said election *for* the proposition to authorize the City to issue, on its credit, its General Obligation Bonds to the extent of \$12,300,000 for acquiring, providing and constructing certain municipal improvements ; *and*
- (iii) that at said election a majority of the qualified electors of the said City who voted thereat voted against the proposition to authorize the City to issue, on its credit, its General Obligation Bonds to the extent of \$12,300,000 for acquiring, providing and constructing certain municipal improvements.

BE IT FURTHER RESOLVED that this resolution shall comprise the canvass and declaration by the Council of the results of the aforesaid election and shall be recorded in the minutes of the proceedings of the City.

**ADOPTED BY THE CITY COUNCIL OF THE CITY OF SELMA, ALABAMA,
on this the 4th day of March, 2008.**



GEORGE P. EVANS, *President*

ATTEST:



LOIS WILLIAMS, *City Clerk*

APPROVED:



JAMES PERKINS, JR., *Mayor*