

Resolution No. 99- 17483

A RESOLUTION OF THE CITY OF BILLINGS REFERRING TO CITY ELECTORS A PROPOSED ORDINANCE AMENDING THE BILLINGS CITY CHARTER DURING THE NEXT GENERAL ELECTION AND PROVIDING BALLOT LANGUAGE TO THE YELLOWSTONE COUNTY ELECTION ADMINISTRATOR.

WHEREAS, The City Council of the City of Billings, Montana, desires to amend the Billings City Charter to provide an additional 2.3 mill levy dedicated to the operation, maintenance and future capital needs of all swimming pools; an

WHEREAS, MCA Section 7-3-103 requires that any amendment to the Billings City Charter must be submitted to and approved by City Electors during a regular election; and

WHEREAS, The City Council has previously approved a proposed ordinance amending the Billings City Charter subject to City Electors approval; and

WHEREAS, The City Council has also drafted sample ballot language which shall be referred to the Yellowstone County Election Administrator and such is included herein

NOW, THEREFORE BE IT RESOLVED,

1. That the proposed ordinance amending the Billings City Charter to provide an additional 2.3 mill levy for the exclusive purpose of operation, maintenance and future capital needs of all city swimming pools is hereby referred to City Electors for approval or disapproval during the next General Election to be held on November 2, 1999.
2. CALLING OF THE ELECTION. The Council of the City of Billings Hereby calls and directs a Special City Election to be held on November 2, 1999 in conjunction with the General Election, for the purpose of voting on the following Question:

SHALL THE CITY CHARTER OF THE CITY OF BILLINGS
BE AMENDED TO AUTHORIZE THE CITY COUNCIL TO LEVY
AN ADDITIONAL 2.3 MILLS FOR THE PURPOSE OF FUNDING
THE OPERATION, MAINTENANCE, AND FUTURE CAPITAL NEEDS
OF ALL CITY-OWNED SWIMMING POOLS, CONDITIONED UPON
ELECTOR APPROVAL OF GENERAL OBLIGATION BONDS RELATING
TO THE HEIGHTS INDOOR/OUTDOOR RECREATION AND AQUATIC
CENTER?

2.3 MILL INCREASE -- YES

2.3 MILL INCREASE -- NO

3. **CONDUCT OF ELECTION.** All qualified electors of the City shall be entitled to vote the election. The Yellowstone County Election Administrator is hereby requested to close registration, give notice thereof and upon close of registration to prepare printed lists of the electors in the City entitled to vote in the election in the City and to conduct the election in the form and manner prescribed by law.
4. **Notice of Election.** The City Clerk is hereby authorized and requested to cause notice of the call and holding of the election to be given by publishing notice at least once a week for the three consecutive weeks before the election in the Billings Times, a newspaper of general circulation in Yellowstone County. The notice of election as published shall read substantially as follows:

**NOTICE OF CITY CHARTER AMENDENT
CITY OF BILLINGS, MONTANA
NOVEMBER 2, 1999**

NOTICE IS HEREBY GIVEN by the City Council (the "Council") of the City of Billings, Montana (the "City"), that pursuant to a certain resolution duly adopted at a regular meeting of the Council on July 26, 1999, a special city election of the registered voters of the City will be held on November 2, 1999, in conjunction with the general election, for the purpose of voting on the following question:

**SHALL THE CITY CHARTER OF THE CITY OF BILLINGS
BE AMENDED TO AUTHORIZE THE CITY COUNCIL TO LEVY
AN ADDITIONAL 2.3 MILLS FOR THE PURPOSE OF FUNDING
THE OPERATION, MAINTENANCE, AND FUTURE CAPITAL NEEDS
OF ALL CITY-OWNED SWIMMING POOLS, CONDITIONED UPON
ELECTOR APPROVAL OF GENERAL OBLIGATION BONDS RELATING
TO THE HEIGHTS INDOOR/OUTDOOR RECREATION AND QUATIC
CENTER?**

2.3 MILL INCREASE – YES

2.3 MILL INCREASE – NO

The polls shall be open between the hours of 7:00 a.m. and 8:00 p.m., and the polling places for the election shall be the normal polling places for City residents during a general election.

Absentee ballots may be obtained at the office of the Yellowstone County Election Administrator at Courthouse, 217 North 27th, Billings, Montana until 12:00 p.m., November 1, 1999.

DATED this _____ day of _____ 1999.

City Clerk

Published: _____

5. **BALLOTS.** The Election Administrator is hereby requested to prepare suitable ballots for use at the election at the polling places, together with the precinct lists.
6. **FORM OF BALLOT.** The ballot shall be printed in substantially the Following form:

OFFICIAL BALLOT

**CITY OF BILLINGS, MONTANA
CITY CHARTER AMENDMENT
NOVEMBER 2, 1999**

INSTRUCTIONS TO VOTERS: Mark an X or similar mark in the vacant square before the words "AMEND CITY CHARTER – YES" if you wish to vote for the Charter Amendment; if you are opposed to the Charter Amendment make an X or similar mark in the vacant square before the words "AMEND CITY CHARTER – NO"

7. That a copy of this resolution will be provided to the Yellowstone County Election Administrator as soon as possible after its adoption and approval in order to inform her of the details of the election and the pertinent requests and authorizations as to the conduct of the election.

APPROVED AND PASSED by the City Council of Billings, Montana this 26th day of July, 1999.

THE CITY OF BILLINGS:



BY:

Charles F. Tooley, MAYOR

ATTEST:

By: Marita Herold
Marita Herold, CMC/AAE CITY CLERK