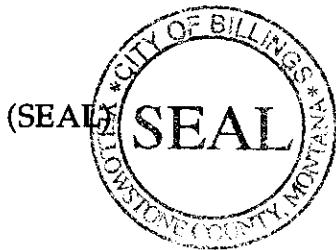


CERTIFICATE AS TO RESOLUTION AND ADOPTING VOTE

I, the undersigned, being the duly qualified and acting recording officer of the City of Billings, Montana (the "City"), hereby certify that the attached resolution is a true copy of a Resolution entitled: "RESOLUTION CALLING A PUBLIC HEARING ON A PROPOSED MODIFICATION OF THE BILLINGS, MONTANA DOWNTOWN REDEVELOPMENT PLAN TO APPROVE CERTAIN PROJECTS AS URBAN RENEWAL PROJECTS" (the "Resolution"), on file in the original records of the City in my legal custody; that the Resolution was duly adopted by the City Council of the City at a regular meeting on September 28, 1998, and that the meeting was duly held by the City Council and was attended throughout by a quorum, pursuant to call and notice of such meeting given as required by law; and that the Resolution has not as of the date hereof been amended or repealed.

I further certify that, upon vote being taken on the Resolution at said meeting, the following Council members voted in favor thereof: McDermott, Regnier, Johnson, Ohnstad, Elison, McDanel, Iverson, Today, Kennedy; voted against the same: Deisz, Larson; abstained from voting thereon: none; or were absent: none.

WITNESS my hand and seal officially this 28 day of Sept, 1998.



Marita Herald  
City Clerk

RESOLUTION NO. 98-17412

RESOLUTION CALLING A PUBLIC HEARING ON A  
PROPOSED MODIFICATION OF THE BILLINGS,  
MONTANA DOWNTOWN REDEVELOPMENT PLAN  
TO APPROVE CERTAIN PROJECTS AS URBAN  
RENEWAL PROJECTS

BE IT RESOLVED by the City Council (the "Council") of the City of Billings, Montana (the "City"), as follows:

Section 1. A public hearing is hereby called and shall be held on October 13, 1998 at 7:30 p.m. in the Council chambers on the proposed modification of the Billings, Montana Downtown Redevelopment Plan. The City proposes to fund certain projects in the Downtown Redevelopment District (the "District"). The proposed modification is the approval of the following projects as Urban Renewal Projects:

- a. Lincoln Center Rehabilitation and Renovation Project. The Lincoln Center located at 415 North 30th Street was an Urban Renewal Project in 1987 and consisted of the renovation and rehabilitation of the Lincoln Junior High School building to provide an administrative facility for the Billings School District No. 2 in order to add a significant number of daytime employees working in the District. Additional work is now required to maintain the Lincoln Center and increase its use to the community. This project will include re-roofing the Lincoln Center, replacement of the boiler, refurbishing and equipping the auditorium for film, musical and assembly uses, refurbishing of the upper floors for additional office and functions use, adding a sound system to the Board Room, adding a security alarm system, installing a fiber optics telecommunications room, and replacing, improving and refurbishing of HVAC systems. The estimated cost of this project is \$1,300,000. The City may approve use of up to \$1,300,000, which will be paid over a two-year period from available tax increments for fiscal years 1997-98 and 1998-99.
- b. Additional Parking for Lincoln Center Area. The Lincoln Center area has become a vital part of the District and additional parking in this area is necessary. This project will consist of acquiring land for and establishing additional off street parking either through surface lots or a parking structure to serve the Lincoln Center area of the Urban Renewal District. The estimated cost of this project is \$2,500,000. The City proposes to use tax increment as it becomes available along with other available revenues as they become available over the next three to four fiscal years.

c. Rehabilitation of Municipal Parking Garages. The City currently has four municipal parking garages in the District which have been financed with tax increment revenues or bond proceeds, parking revenues, special assessments or a contribution thereof and which have been critical to the viability of the District. This project will include improvements to the four garages consisting of but not limited to repairing concrete ramps, beams and columns, shotblasting, sealing and restriping ramps to meet ADA requirements, repairing expansion joints and masonry, resealing staiitowers, and installing new floor deflectors to improve roof drainage. The estimated cost of this project is \$1,000,000 and will be paid from available tax increments for fiscal years 1997-98 and 1998-99.

d. Contract with Downtown Billings Partnership. The City proposes to enter into a contract for services (the "Contract") with the Downtown Billings Partnership for a two year period pursuant to which the Partnership will provide administrative services with respect to implementation of the Urban Renewal Plan. The Contract will specify a plan of work that the City expects to be accomplished for \$114,098, payable in fiscal year 1998-99.

e. Expansion of Yellowstone County Youth Services Facility. Yellowstone County proposes to design, construct and furnish a 16 security detention cell expansion to the County's existing Youth Services Facility which is located in the District at 410 South 26th Street. The estimated cost of the Project is \$1,086,000. The City will approve use of up to \$400,000 of available tax increment for fiscal years 1997-98 and 1998-99 to assist the County with the expansion.

f. Acquisition and Clearing of Land for Probation and Parole Building. This project will assist in the development and construction within the District on South 27th Street between 3rd and 4th Avenues South of a 12,000 square foot office building by General Contractors Construction Company (GCC) which will be leased to the State of Montana for 15 years for its Probation and Parole Offices. The building will require all of lots 13 through 24 of Block 170. The City currently owns lots 13 through 19 and proposes to sell those to GCCC for \$2.50 per square foot. GCCC proposes to purchase lots 20 through 24 and clear them for the project. The estimated cost of the project is \$1,051,000. It is proposed that the City expend up to \$147,753 from the City Land Development Fund to pay the costs of the demolition, clearing and related infrastructure and underwriting the costs of lots 20 through 24 so that the cost to GCCC for those lots will be \$2.50 per square foot.

Section 2. Notice of the public hearing shall be published in The Billings Times on October 1, 1998 and October 8, 1998 in substantially the form attached as Exhibit A hereto.

PASSED this 28th day of September, 1998.



Mayor

A handwritten signature in black ink that reads "Charles J. Tonney".

Attest:

A handwritten signature in black ink that reads "Marita Herold".

City Clerk

## EXHIBIT A

### NOTICE OF PUBLIC HEARING ON MODIFICATION OF THE BILLINGS, MONTANA DOWNTOWN REDEVELOPMENT PLAN (THE URBAN RENEWAL PLAN) TO APPROVE CERTAIN PROJECTS AS URBAN RENEWAL PROJECTS

NOTICE IS HEREBY GIVEN that the City Council (the "Council") of the City of Billings, Montana (the "City") will hold a public hearing on the Modification of the Billings, Montana Downtown Redevelopment Plan (the "Urban Renewal Plan") on October 13, 1998 at 7:30 p.m., M.T., at the Council Chambers in the Billings City Hall, Billings, Montana. The City proposes to fund certain projects in the Downtown Redevelopment District (the "District"), as hereinafter described, if the modification of the Urban Renewal Plan is approved.

The proposed modification is the approval of the following described projects as Urban Renewal Projects:

1. Lincoln Center Rehabilitation and Renovation Project. The Lincoln Center located at 415 North 30th Street was an Urban Renewal Project in 1987 and consisted of the renovation and rehabilitation of the Lincoln Junior High School building to provide an administrative facility for the Billings School District No. 2 in order to add a significant number of daytime employees working in the District. Additional work is now required to maintain the Lincoln Center and increase its use to the community. This project will include re-roofing the Lincoln Center, replacement of the boiler, refurbishing and equipping the auditorium for film, musical and assembly uses, refurbishing of the upper floors for additional office and functions use, adding a sound system to the Board Room, adding a security alarm system, installing a fiber optics telecommunications room, and replacing, improving and refurbishing of HVAC systems. The estimated cost of this project is \$1,300,000 which will be paid over a two year period from available tax increments for fiscal years 1997-98 and 1998-99.
2. Additional Parking for Lincoln Center Area. The Lincoln Center area has become a vital part of the District and additional parking in this area is necessary. This project will consist of acquiring land for and establishing additional off street parking either through surface lots or a parking structure to serve the Lincoln Center area of the Urban Renewal District. The estimated cost of this project is \$2,500,000. The City proposes to use tax increment as it becomes available along with other available revenues as they become available over the next three to four fiscal years.

3. Rehabilitation of Municipal Parking Garages. The City currently has four municipal parking garages in the District which have been financed with tax increment revenues or bond proceeds, parking revenues, special assessments or a contribution thereof and which have been critical to the viability of the District. This project will include improvements to the four garages consisting of but not limited to repairing concrete ramps, beams and columns, shotblasting, sealing and restriping ramps to meet ADA requirements, repairing expansion joints and masonry, resealing staiitowers, and installing new floor deflectors to improve roof drainage. The estimated cost of this project is \$1,000,000 and will be paid from available tax increments for fiscal years 1997-98 and 1998-99.

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5. Expansion of Yellowstone County Youth Services Facility. Yellowstone County proposes to design, construct and furnish a 16 security detention cell expansion to the County's existing Youth Services Facility which is located in the District at 410 South 26th Street. The estimated cost of the Project is \$1,086,000. The City will approve use of up to \$400,000 of available tax increment for fiscal years 1997-98 and 1998-99 to assist the County with the expansion.

6. Acquisition and Clearing of Land for Probation and Parole Building. This project will assist in the development and construction within the District on South 27th Street between 3rd and 4th Avenues South of a 12,000 square foot office building by General Contractors Construction Company (GCCC) which will be leased to the State of Montana for 15 years for its Probation and Parole Offices. The building will require all of lots 13 through 24 of Block 170. The City currently owns lots 13 through 19 and proposes to sell those to GCCC for \$2.50 per square foot. GCCC proposes to purchase lots 20 through 24 and clear them for the project. The estimated cost of the project is \$1,051,000. It is proposed that the City expend up to \$147,753 from the City Land Development Fund to pay the costs of the demolition, clearing and related infrastructure and underwriting the costs of lots 20 through 24 so that the cost to GCCC for those lots will be \$2.50 per square foot.

Any interested persons may appear and will be heard or may file written comments with the City Clerk prior to such hearing.

Dated: \_\_\_\_\_, 1998.

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Charles Tooley, Mayor

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Marita Herold, City Clerk

Publication Dates: October 1, 1998  
October 8, 1998