RESOLUTION NO. 96- 17154

A RESOLUTION LEVYING AND ASSESSING ALL PROPERTY WITHIN SPECIAL IMPROVEMENT DISTRICT NO. 1272 (NOW KNOWN AS PARK MAINTENANCE DISTRICT NO. 4007) AN AMOUNT EQUAL TO THE COST OF MAINTAINING THE IMPROVEMENTS WITHIN SAID IMPROVEMENT DISTRICT, PROVIDING FOR NOTICE, PROVISIONAL ADOPTION AND FINAL ADOPTION.

WHEREAS, certain Special Improvement Districts within the City have been created and constructed, and

WHEREAS, certain improvements within those Special Improvement Districts require maintenance, and

WHEREAS, M.C.A. Section 7-12-4162 provides that the City may levy and assess the costs of maintenance against said districts.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA, AS FOLLOWS:

1. MAINTENANCE OF IMPROVEMENTS. Certain improvements including trees, shrubs, grass and care thereof require maintenance within certain Special Improvement Districts.

2. MAINTENANCE DISTRICT BOUNDARIES. The boundaries of the maintenance district shall be co-extensive with the boundaries and be for maintenance of the following Special Improvement District No. 1272.

3. ASSESSMENT METHOD. The entire maintenance costs shall be assessed against the entire district, each lot or parcel of land within said district to be assessed for that part of the whole costs which its area bears to the area of the entire district exclusive of streets, avenues, alleys and public places all as provided in M.C.A. Section 7-12-4162.

4. COST OF MAINTENANCE. The City Council estimates that the cost of maintenance for the annual season of 1996 is as follows: SEE EXHIBIT "A" attached.

5. DISPOSITION OF COLLECTIONS. The monies collected from the tax shall be paid into the following Special Improvement District Maintenance Fund: 1272.

6. NOTICE OF HEARING. On Monday, **September 23, 1996** at 7:30 o'clock p.m., or as soon thereafter as the matter may be considered on the agenda in the Council Chambers of the City Hall, Billings, Montana, the City Council will hear objections to the final adoption of this

resolution. The City Clerk is hereby directed to publish notice thereof once, at least five (5) days prior to the hearing, in the Billings Times.

7. CERTIFICATION. The City Clerk is hereby directed upon final passage and approval of this Resolution to certify a copy thereof to the City Finance Director of the City of Billings, Montana, who shall certify a copy to the Yellowstone County and a copy to the Yellowstone County Assessor.

8. EFFECTIVE DATE. This Resolution shall be effective upon final adoption.

PASSED PROVISIONALLY by the City Council and APPROVED PROVISIONALLY this **9th** day of **September, 1996.**

SEAL

APPROVED PROVISIONALLY:
CITY OF BILLINGS

BY: Charles F. Tooley
Charles F. Tooley, MAYOR

ATTEST PROVISIONALLY:

BY: Marita Herold
Marita Herold, CMC CITY CLERK

The foregoing Resolution No. 96-17154 was FINALLY ADOPTED by the City Council and APPROVED on the **23rd** day of **September, 1996.**

SEAL

CITY OF BILLINGS:

BY: Charles F. Tooley
Charles F. Tooley, MAYOR

ATTEST:

BY: Marita Herold
Marita Herold, CMC CITY CLERK