

## RESOLUTION 23-11150

### A RESOLUTION LEVYING AND ASSESSING PROPERTY IN SPECIAL IMPROVEMENT LIGHTING MAINTENANCE DISTRICTS OF THE CITY OF BILLINGS, PROVIDING FOR NOTICE, HEARING AND ADOPTION.

WHEREAS, certain lighting maintenance districts have been created within the City of Billings; and

WHEREAS, Title 7, Chapter 12, Part 43, Montana Code Annotated (MCA) provides for assessing the costs of maintaining lights and furnishing electrical current annually within these lighting maintenance districts; and

WHEREAS, §7-12-4332, MCA. provides that the City shall pass a resolution levying and assessing maintenance costs.

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

1. DISTRICTS AND ASSESSMENTS. The lighting maintenance districts and assessments shall pay one hundred percent (100%) of all the costs of maintenance and lighting are hereby levied and assessed as listed on EXHIBIT "A" attached hereto, and by this reference, said exhibit is made a part hereof.
2. PERIOD OF ASSESSMENT. That said assessments shall pay costs for the fiscal year 2024 (July 1, 2023, through June 30, 2024).
3. DISPOSITION OF COLLECTIONS. That the assessments as collected shall be placed in the respective lighting maintenance funds and shall be used to pay the costs of maintenance and lighting as provided by law.
4. NOTICE OF HEARING. On Monday, September 11, 2023, at 5:30 p.m., or as soon thereafter as the matter could be considered on the agenda in the Council Chambers of the City Hall, Billings, Montana, the City Council heard objections to the adoption of this resolution. The City Clerk published notice twice, at least five (5) days prior to the hearing, in the Yellowstone County News.
5. EFFECTIVE DATE. This resolution shall be effective upon adoption.

ADOPTED AND APPROVED by the City Council of the City of Billings, Montana,  
on the 11<sup>th</sup> day of September, 2023.

CITY OF BILLINGS



ATTEST:

By: William A. Cole  
William A. Cole, Mayor

By: Denise R. Bohlman Deputy for  
Denise R. Bohlman, City Clerk

***Exhibit A***

<b>District Number</b>	<b>FY 24 Assessment</b>
8	\$7,000
9	\$6,000
10	\$21,500
13	\$200,000
14	\$100,000
17	\$17,000
18	\$2,400
95	\$12,000
97	\$127,000
99	\$17,500
100	\$27,000
107	\$25,500
109	\$66,000
113	\$7,400
114	\$14,000
115	\$3,300
116	\$9,000
117	\$49,000
118	\$3,300
119	\$2,100
121	\$36,500
122	\$2,900
123	\$5,000
124	\$14,200
125	\$6,000
126	\$3,000
127	\$10,500
128	\$7,500
129	\$5,000
130	\$1,900
131	\$13,000
133	\$3,400
134	\$8,000
135	\$8,000
136	\$7,200
137	\$6,500
138	\$11,500
139	\$4,000
143	\$9,000
144	\$430
145	\$7,200
146	\$5,500

147	\$6,500
149	\$35,000
150	\$11,500
151	\$9,800
152	\$61,000
153	\$8,300
154	\$18,000
155	\$7,500
157	\$14,100
158	\$12,300
159	\$15,000
160	\$11,000
161	\$16,100
162	\$830
163	\$17,900
164	\$5,800
165	\$13,500
167	\$3,700
171	\$8,700
172	\$8,200
173	\$18,000
174	\$15,200
175	\$5,200
176	\$600
178	\$4,000
179	\$8,100
180	\$5,500
181	\$25,000
182	\$9,200
183	\$17,500
184	\$5,900
185	\$2,200
186	\$17,000
187	\$3,600
188	\$4,450
189	\$3,600
190	\$19,000
191	\$6,650
192	\$4,800
193	\$11,900
194	\$12,000
195	\$5,600
196	\$2,700
197	\$2,750
198	\$1,800

200	\$4,000
201	\$7,700
202	\$15,800
203	\$750
204	\$11,000
205	\$470
206	\$5,000
207	\$5,800
208	\$10,500
209	\$8,500
210	\$3,200
211	\$1,800
212	\$5,400
213	\$1,040
214	\$5,500
216	\$2,100
217	\$7,800
220	\$12,500
221	\$130
222	\$2,450
223	\$4,350
224	\$20,000
225	\$9,300
226	\$4,700
227	\$12,600
228	\$12,300
229	\$6,300
230	\$15,000
231	\$9,000
232	\$38,000
233	\$27,000
234	\$10,000
235	\$11,500
236	\$4,100
237	\$6,000
238	\$240
239	\$1,500
240	\$10,000
241	\$8,800
242	\$1,270
244	\$1,700
245	\$1,100
246	\$5,200
247	\$15,000
249	\$42,000

250	\$5,300
251	\$58,000
252	\$8,500
253	\$26,000
254	\$4,500
255	\$4,900
257	\$20,000
258	\$43,000
259	\$38,000
261	\$7,500
262	\$46,000
263	\$25,000
264	\$5,000
265	\$5,800
266	\$1,400
270	\$12,900
271	\$14,300
272	\$42,000
273	\$3,200
276	\$11,500
277	\$13,000
278	\$5,750
279	\$900
280	\$14,000
283	\$11,000
285	\$4,800
286	\$3,800
288	\$28,000
289	\$5,200
290	\$3,000
292	\$9,500
293	\$3,600
294	\$7,300
295	\$1,720
296	\$18,000
297	\$3,300
298	\$3,000
299	\$5,100
300	\$6,100
301	\$85,000
302	\$6,500
305	\$19,000
306	\$6,100
307	\$73,000
308	\$4,100

**City Council Regular**

**Date:** 09/11/2023  
**Title:** Public Hearing & Resolution Setting Annual Light District Assessments for FY24  
**Presented by:** Jennifer Duray  
**Department:** Public Works  
**Presentation:** Yes  
**Legal Review:** Yes  
**Project Number:** N/A

**RECOMMENDATION**

Staff recommends that City Council conduct a public hearing and approve the proposed resolution adopting the annual Special Improvement Lighting Maintenance District assessments for FY24.

**BACKGROUND (Consistency with Adopted Plans and Policies, if applicable)**

Montana Code Annotated, Section 7-12-4332, requires that the City Council annually adopt a resolution to assess the costs for each Special Improvement Lighting Maintenance District (SILMD) on or before the first Monday in October each year. The amount assessed is based on anticipated utility rates, estimated maintenance costs and administrative fees, as well as the reserve requirements needed for each district. The attached resolution specifies the proposed SILMD assessments for FY24.

**ALTERNATIVES**

City Council may:

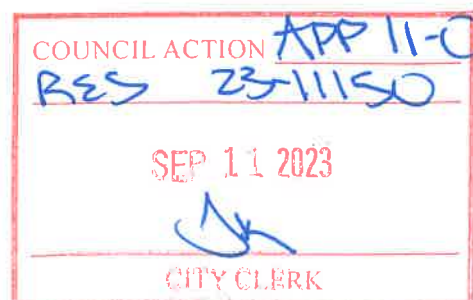
- Approve the resolution assessing annual light districts; or,
- Not approve the resolution. If Council does not approve the resolution, Council will need to approve the resolution at the September 25, 2023, Council meeting to be in compliance with State statutes.

**FISCAL EFFECTS**

SILMD assessments for FY24 will generate approximately \$2,712,680 in revenues which is the amount calculated to recover the estimated costs of electricity, maintenance and administration fees, and to maintain an adequate cash balance in each light district fund. The SILMD assessment will increase for 176 light districts, decrease for 4 light districts, and remain unchanged for 18 light districts. The overall increase for existing light districts in FY2024 compared to FY2023 is \$234,370 or 9.5%. The primary reason for the increases is due to a significant increase in electricity prices.

**Attachments**

FY24 SILMD Assessment Resolution



309	\$10,500
310	\$4,850
311	\$8,000
312	\$13,500
313	\$9,500
315	\$14,000
316	\$20,200
317	\$4,100
318	\$13,100
320	\$5,200
321	\$16,000
322	\$3,400
323	\$32,000
324	\$13,000
325	\$7,700
326	\$3,300
327	\$3,150
328	\$12,000
329	\$5,000
330	\$7,400
332	\$4,600
Total	\$2,712,680