

## RESOLUTION 00-17622

### A RESOLUTION CREATING EXTENDED SPECIAL IMPROVEMENT MAINTENANCE DISTRICT NO. 4013 ON NORTH BROADWAY FOR THE PURPOSE OF MAINTENANCE OF STREETSCAPE IMPROVEMENTS

**WHEREAS**, the City Council of Billings, Montana, hereby finds, determines and declares that:

1. The public interest and convenience require the creation of the above named district;
2. That said district is of more than local or ordinary public benefit which requires that said district be an extended district;
3. All lands are benefited and no lands which are not benefited have been included within the district. All lands within the district will be enhanced in value to the extent of the assessments to be levied upon such lands, and all lands included within the district should be assessed accordingly to pay the costs and expenses of the district.
4. All lands in the district are subject to the previously created SID 1346 by virtue of which, and the benefit for, this maintenance district is being created.

### **NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS:**

1. *Jurisdiction and Creation.* Special Improvement Maintenance District Number 4013 is of more than local or ordinary public benefit. The Council has acquired jurisdiction to order the proposed improvement, and it does hereby create Extended Special Improvement Maintenance District Number 4013. All lands included within Special Improvement Maintenance District Number 4013 are benefited and no lands which are not benefited have been included in said district.
2. *General Character of Improvement and Maintenance.* The general character of the improvements to be maintained is as follows: trees, ornamental plantings, lighting, irrigation, intersection bulbs, sidewalk repairs, curb and gutter repairs, storm drainage modifications, colored concrete crosswalks and curb borders, sidewalk furniture, tree grates, and trash receptacles installed as part of Special Improvement District No. 1346. The purpose of said district is to provide perpetual maintenance of the subject streetscape improvements.
3. *Boundaries.* The boundaries of the district are described and designated on Exhibit "B" attached hereto.
4. *Maintenance Estimate.* The estimated cost of the proposed maintenance for the first year will be \$6,291.00 as described in the Maintenance Estimate attached hereto in Exhibit "C".
5. *Assessment Method:* All of the costs and expenses of the district will be assessed against the entire district, and each lot or parcel of land within the district will be assessed for that part of the whole cost which its assessable area bears to the total assessable area in the entire district, exclusive of streets, avenues, alleys and public places. Assessments for each lot during the first year will be approximately \$0.021787/square foot of lot area. In accordance with 7-1-1479 MCA, the assessment for each lot in each ensuing year will be set by the City Council by resolution.
6. *Payment of Assessment.* The assessments for all maintenance and costs of the district shall be paid in equal annual installments, provided that payment of one-half of said

annual assessment may be deferred to May 31 of the year following the assessment. All money derived from the collection of said assessments otherwise shall constitute a fund to be known as Fund of Special Improvement Maintenance District Number 4013.

7. *Bonds for Improvement.* There will be no bonds sold for this district as it is for maintenance only.
8. *Engineering.* The streetscape improvements shall be installed under SID 1346. No engineering will be required for the said maintenance district.
9. *District Accounts.* The Director of Finance is hereby authorized and directed to establish the necessary accounts to govern the receiving of all revenues and the expenditures of the same district.

**PASSED AND ADOPTED** by the City Council of the City of Billings, Montana, and **APPROVED**  
Sept 25 2000.

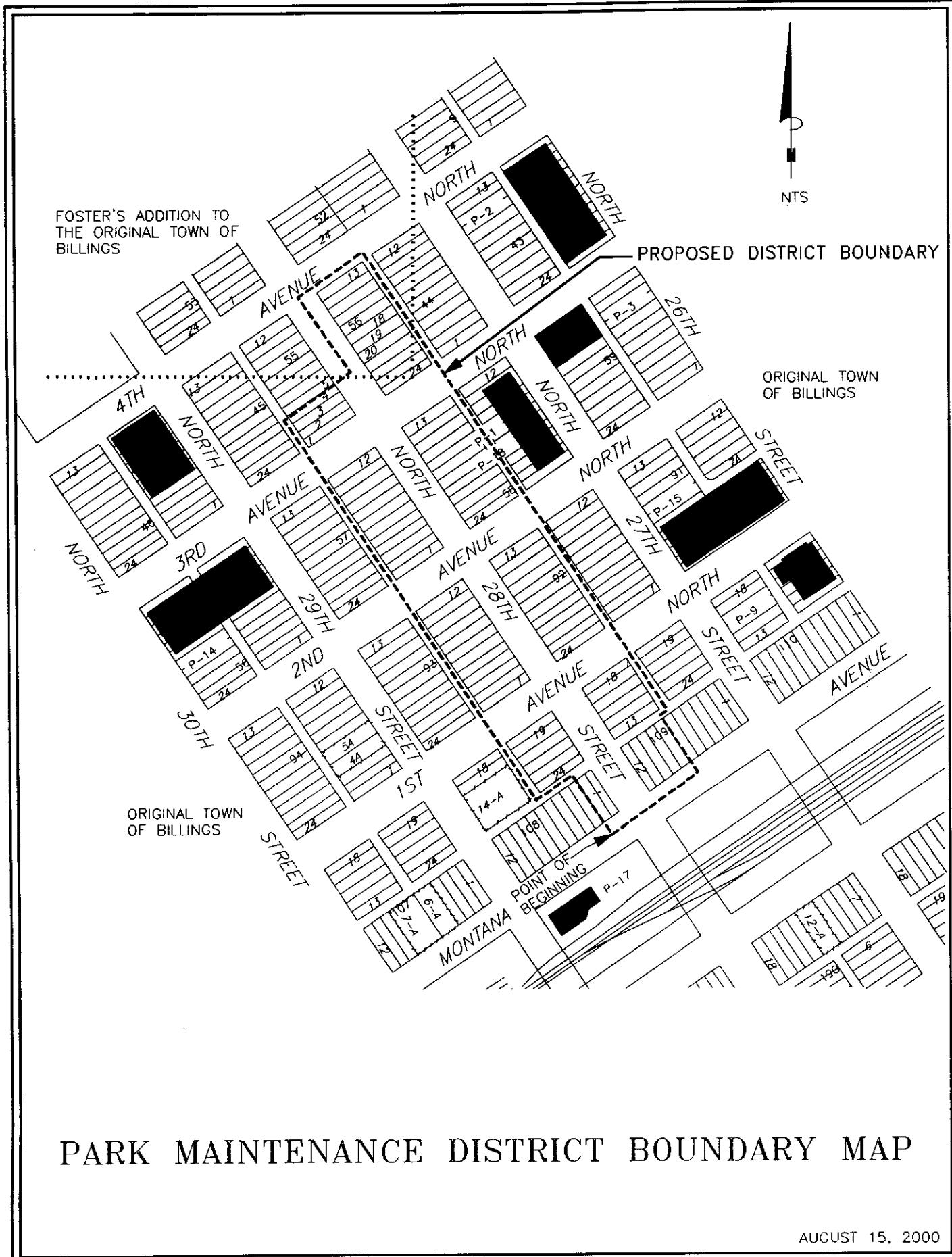
CITY OF BILLINGS



By: Charles F. Tooley  
CHARLES F. TOOLEY Mayor

ATTEST:

By: Marita Herold  
MARITA HEROLD, CMC/AAE City Clerk



**LEGAL DESCRIPTION  
NORTH BROADWAY STREETSCAPE  
PARK MAINTENANCE DISTRICT NO. 4013**

BEING LOCATED IN YELLOWSTONE COUNTY, MONTANA, IN THE NORTH ½ OF SECTION 3, TOWNSHIP 1 SOUTH, RANGE 26 EAST AND IN THE SOUTHEAST ¼ OF SECTION 32 AND THE SOUTHWEST ¼ OF SECTION 33, TOWNSHIP 1 NORTH, RANGE 26 EAST, PRINCIPAL MERIDIAN OF MONTANA.

Beginning at the southwest corner of Lot 2, Block 108 of the Plat of the Original Town of Billings; thence northwesterly along the westerly line of Lot 2 to the northwest corner of Lot 2, Block 108; thence westerly to the southwest corner of Lot 24, Block 108; thence northwesterly to the northwest corner of Lot 19, Block 108; thence northwesterly to the southwest corner of Lot 1, Block 93; thence northwesterly to the northwest corner of Lot 12, Block 93; thence northwesterly to the southwest corner of Lot 1, Block 57; thence northwesterly to the northwest corner of Lot 12, Block 57; thence northwesterly to the southwest corner of Lot 1, Block 45; thence northwesterly to the northwest corner of Lot 4, Block 45; thence northeasterly to the northeast corner of Lot 4, Block 45; thence northerly to the northwest corner of Lot 13, Block 56 of the Plat of Foster's Addition of the Town of Billings; thence northeasterly to the northeast corner of Lot 13, Block 56; thence southeasterly to the southeast corner of Lot 24, Block 44 of the Plat of the Original Town of Billings; thence southeasterly to the northeast corner of Lot 13, Block 58; thence southeasterly to the southeast corner of Lot 24, Block 58; thence southeasterly to the northeast corner of Lot 13, Block 92; thence southeasterly to the southeast corner of Lot 24, Block 92; thence southeasterly to the northeast corner of Lot 18, Block 109; thence southeasterly to the southeast corner of Lot 13, Block 109; thence southerly to the northeast corner of Lot 8, Block 109; thence southeasterly to the southeast corner of Lot 8, Block 109; thence southwesterly to the southwest corner of Lot 12, Block 109; thence southwesterly to the southeast corner of Lot 1, Block 108; thence southwesterly to the southwest corner of Lot 2, Block 108 and the Point of Beginning. Excepting from the above bounded area all public street and alley right-of-ways as shown on the official plats on file in the Yellowstone County Courthouse.

**CITY OF BILLINGS - PARK MAINTENANCE DISTRICT**  
**ESTIMATE OF ANNUAL MAINTENANCE COSTS**

PMD Number: 4013PMD Description: North Broadway StreetscapeDate: August 15, 2000

BA SUB	ELE	SUB OBJ	ACCOUNT DESCRIPTION	ESTIMATED MAINTENANCE COSTS
452				
	11	Wages		
	40	Wages (Full-time systems and supervision at \$31.00 per hour for 32 hours per year)	\$992.00	
	60	Temporary wages (2 hours x 3 days per week for 24 weeks at \$8.50)	\$1,224.00	
				Wages Total
				\$2,216.00
			Operations and Supplies, Etc.	
	22	90	Other Operating Supplies	\$175.00
	23	10	Gas, Oil, Grease, Etc.	\$600.00
		20	Motor Vehicle Parts	\$60.00
		30	Mach/Equipment Parts	\$50.00
		90	Tires, Tubes, Etc.	\$30.00
	24	10	Consumable Tools	\$45.00
	34	10	Electricity	\$120.00
		20	Water Service	\$650.00
		40	Natural Gas Expense	\$10.00
		50	Phone, Telegraph Expense	\$10.00
	36	20	Labor - Motor Vehicles	\$175.00
		50	Ground Maintenance	\$50.00
		90	Other Repair/Maintenance	\$50.00
	39	65	Other Service/Finance Charges	\$900.00
		90	Other Contract Services	\$50.00
	54	10	Special Assessments	\$0.00
			Total Operations and Supplies, Etc.	\$2,975.00
			Proposed North 28th Street Streetscape O & M Estimated Total	\$5,191.00
			Capital E/I Reserve	\$900.00
			Contingency Reserve	\$200.00
			Total North 28th Street Streetscape O & M Annual Cost Estimate	\$6,291.00
			Assessment Area of District (Square Feet)	288,750
			First Year Assessment (Per Square Foot)	\$0.021787