

AGENDA REPORT

DATE September 7, 2004

ITEM RESOLUTION 9412 TO LEVY AND ASSESS SPECIAL MAINTENANCE LIGHTING DISTRICTS.

INITIATED BY ANNUAL ASSESSMENT PROCESS

ACTION REQUESTED CONDUCT PUBLIC HEARING AND ADOPT RESOLUTION 9412

PREPARED BY JUDY BURG, ACCOUNTING TECHNICIAN

PRESENTED BY COLEEN BALZARINI, CITY CONTROLLER

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RECOMMENDATION:

Following the public hearing and barring sufficient protest, staff recommends adoption of Resolution 9412.

MOTION:

“I move to adopt Resolution 9412.”

SYNOPSIS:

On August 17, 2004, the City Commission set a September 7, 2004 public hearing date to hear anyone wishing to speak for or against Special Maintenance Lighting Districts Assessments.

The Fiscal Services Department has finalized the Special Lighting Districts maintenance cost estimate, which is reflected in Resolution 9412. These costs include a projected 1.5% increase in utility expenses. Maintenance and an administrative fee equal to 10% of estimated costs for the districts as presented in the annual budget will remain the same. The \$1,117,034 assessment for fiscal year 04/05 projects charges based on actual billings for the district and adjustments for cash balances from prior fiscal years.

BACKGROUND:

In order to legally provide for the necessary assessment support, State laws require City Commission hearings and passage of authorizing resolutions. In accordance with Section 7-12-4329, M.C.A., publication of the Notice of Resolution for Assessment was made within 5 days preceding the Public Hearing.

Sections 7-12-4301 and 7-12-4333, M.C.A., authorize the City Commission to create lighting districts and to assess the costs of installing and/or maintaining the district to the owners of the property embraced within the boundaries of such districts.

For comparison of SLD annual assessments:

<u>TOTAL ASSESSMENT</u>	<u>FISCAL YEAR</u>
\$895,507	00/01 (44 Districts)*
\$972,425	01/02 (37 Districts)**
\$1,144,059	02/03 (18 Districts)***
\$1,183,037	03/04 (16 Districts)****
\$1,117,034	04/05 (17 Districts)*****

- * Three districts were consolidated into one.
- ** Seven districts were consolidated into one.
- *** Twenty-four (24) districts were consolidated into three.
- **** Two districts SLD-C and SLD-R are being assessed individually with separate resolutions for FY 03/04, as modifications were completed to both districts. The assessment totals for these districts are indicated in the individual resolutions.
- ***** One new district was created – Special Lighting District – Industrial Lighting “SLD-I” No. 1298

The 04/05 assessment per district is indicated on the attached projection sheet.