

AGENDA REPORT

DATE October 18, 2005

**ITEM:** RESOLUTION 9524 INTENT TO CREATE SPECIAL IMPROVEMENT LIGHTING DISTRICT – CITY OWNED RESIDENTIAL LIGHTING NO. 1304

**INITIATED BY:** FISCAL SERVICES DEPARTMENT

**ACTION REQUESTED:** ADOPT RESOLUTION OF INTENT AND SET PUBLIC HEARING

**PREPARED BY:** JUDY BURG, ACCOUNTING TECHNICIAN

**PRESENTED BY:** COLEEN BALZARINI, FISCAL SERVICES DIRECTOR

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RECOMMENDATION:

Staff recommends the City Commission adopt Resolution 9524 and set a public hearing date.

MOTION:

I move the City Commission adopt Resolution 9524 and set a public hearing for November 15, 2005 at 7:00 p.m.

SYNOPSIS:

Staff has received a signed petition from the developer of the Eagles Crossing Phase I Addition requesting street lights be installed. The petition is for the installation of twenty-one (21) 150 watt HPS street lighting units on 20 foot steel poles with underground wiring. There are sixty (60) properties within the Eagles Crossing Phase I Addition. The boundary lines of this area are outlined on the attached Exhibit "A".

The special assessment for the installation cost of the improvements shall be payable over a term not to exceed 15 years. Initially, the estimated annual special improvement assessment (inclusive of capital, financing, operations and maintenance costs) in the newly created area will be \$141.51 for an average lot of 14,070 square feet. Estimated costs per parcel are shown on the attached Exhibit "B". The property owners have the right to prepay the assessment as provided by law.

After the payment of construction costs are satisfied, there will continue to be an ongoing estimated annual maintenance assessment of \$60.85 for an average lot of 14,070 square feet for energy, transmission, distribution and other ongoing related costs as shown on the attached Exhibit "C".

**BACKGROUND:**

MCA 7-12-4301 and MCA 7-12-4333 authorizes the City Commission to create lighting districts and to assess the cost of installing and/or maintaining the district to the owners of the property embraced within the boundaries of such district.

On July 19, 2005 the City Commissioners adopted Resolution No. 9506 creating the City's Street Light Policy, which establishes a policy that the City own and operate any new street lighting districts that would be requested by property owners or developers as allowed by state.

Staff received a signed petition from the developer of Eagles Crossing Phase I Addition requesting street lights be installed. The petition is for the installation of twenty-one (21) 150 watt HPS street lighting units on 20 foot steel poles with underground wiring, which meets the requirements set forth in the policy for new street light districts.