



**CITY OF GREAT FALLS
COMMISSION AGENDA REPORT**

Item: Resolution 9849 to Levy Special Assessments on Properties within Special Improvement Lighting District – City-Owned Residential Lighting No. 1303

From: Martha Capps, Operations Supervisor

Initiated By: Annual Assessment Process

Presented By: Coleen Balzarini, Fiscal Services Director

Action Requested: City Commission conduct public hearing and adopt Resolution 9849

Public Hearing:

1. Mayor conducts public hearing, calling three times each for opponents and proponents.
2. Mayor closes public hearing and asks the will of the Commission.

Suggested Motion:

1. Commissioner moves:

“I move that the City Commission (adopt /deny) Resolution 9849.”

2. Mayor calls for a second, discussion, and calls for the vote.
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Staff Recommendation: Staff recommends the City Commission adopt Resolution 9849.

Background: On September 26, 2008, staff received a signed petition from McIntyre Enterprises, Inc. and Murphy Real Estate, LLC, the owner and developers of Bootlegger Addition Phase I, requesting the installation of street lights in the newly annexed subdivision. The petition requested the installation of eight (8) 100 watt HPS semi-cut off street light units mounted on 20-foot steel poles with underground wiring in accordance with the City’s Street Lighting Policy. There are 25 individual properties within Bootlegger Addition Phase I.

On November 18, 2008 the City Commission duly passed and adopted Resolution 9787 creating Special Improvement Lighting District – City-owned Residential Lighting District No. 1303 (SLD-1303). A map of the district is attached for your review. City staff obtained quotes from all interested contractors and vendors willing to submit a quote for the installation of the roadway lighting, and the bid contract was awarded under separate action to A.T. Klemens & Sons, Inc. on February 3, 2009.

On March 17, 2009, the City Commission adopted Resolution 9819, authorizing the City to enter into a loan agreement with the Montana Board of Investments, for an amount up to \$36,346 to fund the cost to install the roadway lighting in Bootlegger Addition. Property owners located within SLD-1303 will have a special assessment for the installation costs of the improvements for a term of 15 years and will also have an ongoing annual maintenance assessment for the roadway lighting.

Concurrences: The District was created at the request of the Developer. Fiscal Services staff is responsible for the operational expenses, along with assessing and collecting the revenues necessary for the operations; Public Works is responsible for the maintenance of the District.

Fiscal Impact: Adoption of Resolution 9849 will allow the City to fund the installation, operation and maintenance costs required to be made each year within SLD-1303.

Installation:

Public roadway lighting for SLD-1303 has been completed as provided in Resolution 9787, for a total assessable cost of THIRTY-SIX THOUSAND THREE HUNDRED FORTY-SIX DOLLARS (\$36,346), plus annual interest. The special assessment for the installation costs of the improvements shall be payable over a term of 15 years.

Maintenance:

The ongoing annual energy and maintenance costs for said improvements were estimated to be THREE THOUSAND EIGHT HUNDRED NINETY-TWO DOLLARS (\$3,892).

These charges will be placed on the property tax bills of the individual properties within the district for their proportionate share of the installation and maintenance costs.

Alternatives: The City Commission could choose to deny Resolution 9849; however, non-approval of debt assessments would result in a general obligation to repay the loan to the Montana Board of Investments rather than an obligation of the benefitting properties to repay. It would also deny the assessment necessary to fund expenses related to annual ongoing operation and maintenance of the district.

Attachments/Exhibits: Resolution 9849