

## RESOLUTION NO. 3903

### **A RESOLUTION OF INTENT AND FINAL RESOLUTION LEVYING AN AMENDED ASSESSMENT UPON BENEFITTED PROPERTY IN THE CITY OF MILES CITY, MONTANA, SPECIAL IMPROVEMENT DISTRICT 211, TO DEFRAY THE COST OF THE PAVING OF ARROWHEAD LANE.**

**BE IT RESOLVED** by the City Council of the City of Miles City (“City”), Montana, as follows:

Section 1. CREATION OF DISTRICT. The City Council of the City of Miles City (“Council”) by passage of Resolutions No. 3588, 3644, and 3729, created Special Improvement District No. 211 (the “District”) to finance the cost of paving Arrowhead Lane to benefit the property owners adjacent thereto and situated within the City.

Section 2. LEVY OF ASSESSMENT OF BENEFITTED PROPERTIES. The Council passed and adopted Resolution 3795, levying an assessment against benefitted properties within the District. It has been discovered that there was an error in the calculation of said assessments, and pursuant to the authority granted in Section 7-12-4186 MCA, the City has deemed it necessary to correct the amounts levied and assessed.

Section 3. INTENT TO LEVY AND ASSESS, AND FINAL LEVY AND ASSESSMENT. This resolution provides notice of the City’s intent to levy and assess the properties described herein in accordance with the corrected calculations contained in the attached Exhibit “A.” Upon final passage of this resolution, following the public hearing called for in Section 4, and upon making any adjustments to the attached Exhibit A, the City hereby declares that it is levying and assessment of the property described in Exhibit A, and that the calculation of said amended assessment shall be final for calendar year 2016.

Section 4. PUBLICATION OF NOTICE OF RESOLUTION FOR AMENDED TAX LEVY. The City Clerk will sign and publish a notice stating that the City levied the amended special assessment to defray the costs of improvements and stating that a copy of this Resolution, including Exhibit A, is on file in the Clerk’s Office and subject to inspection. The notice, a copy of which is attached hereto as Exhibit B, shall be published twice in the Miles City Star; and mailed to the owner of each lot or parcel of land to be assessed; and mailed to such other persons known to the Clerk to have an ownership interest in the property. Such notice shall state that objections to the final adoption of this resolution may be submitted in writing to the City Clerk, or presented during the public hearing on this resolution, which shall be during the regular City Council meeting on the 10<sup>th</sup> day of May, 2016, in City Hall, 17 S. 8<sup>th</sup> Street, Miles City, Montana, in the City Council chambers. At the time so fixed the City Council shall meet and

hear all objections to the final passage of this resolution. A copy of the final passage of this resolution levying the amended assessment shall be delivered to the City Treasurer within 2 days after its final passage.

**SAID RESOLUTION READ PUT UPON ITS FINAL PASSAGE THIS 12<sup>th</sup> DAY OF APRIL, 2016.**

  
\_\_\_\_\_  
John Hollowell, Mayor

ATTEST:

  
\_\_\_\_\_  
Lorrie Pearce, City Clerk

**SAID RESOLUTION FINALLY PASSED AND ADOPTED BY A DULY CONSTITUTED QUORUM OF THE CITY COUNCIL OF THE CITY OF MILES CITY, MONTANA, THIS 10<sup>th</sup> DAY OF MAY, 2016.**

  
\_\_\_\_\_  
John Hollowell, Mayor

ATTEST:

  
\_\_\_\_\_  
Lorrie Pearce, City Clerk

Owner	Block	Lot	Linear Feet	Total	Annual
Arlynn & Stephanie Irish	3	20	85	\$ 4,559.02	\$ 303.93
Justin & Valerie Russel	6	18	104.79	\$ 5,620.43	\$ 374.70
Ron & Becky Stanton	6	17	70	\$ 3,754.47	\$ 250.30
Ron & Becky Stanton	6	16	87.44	\$ 4,689.90	\$ 312.66
Kanyon & Jennifer Chamberli	6	15	71.75	\$ 3,848.32	\$ 256.55
Kanyon & Jennifer Chamberli	6	14	91.55	\$ 4,910.34	\$ 327.36
Susan Stanton	6	33A	66.15	\$ 3,547.98	\$ 236.53
Ronald G Stanton	6	33B	52.22	\$ 2,800.86	\$ 186.72
James E Stanton	6	34A	91.27	\$ 4,895.32	\$ 326.35
Keith & Pam Polesky	6	10	65	\$ 3,486.34	\$ 232.42
John Jacob & Jessica Klamm	3	12	42.5	\$ 2,279.47	\$ 151.96
M & L Enterprises	A	1	85	\$ 4,559.02	\$ 303.93
M & L Enterprises	A	2	78.98	\$ 4,236.14	\$ 282.41
M & L Enterprises	A	3	89.29	\$ 4,789.12	\$ 319.27
Timothy J King	A	4	89.29	\$ 4,789.12	\$ 319.27
M & L Enterprises	A	5	89.29	\$ 4,789.12	\$ 319.27
M & L Enterprises	A	6	85.04	\$ 4,561.17	\$ 304.08
M & L Enterprises	A	7	85	\$ 4,559.02	\$ 303.93
				\$ 76,675.15	

15 years

**Total: 1,429.56 100%**

Out of the 7 lots 1 house is completely built and 2 more houses are WIP.

18 lots/14 developed

Revised April 2016, the calculation on 34A was incorrect. This changed all SID locations amount to be paid. LP

Owner	Block	Lot	Linear Feet	Total	Annual
Arlynn & Stephanie Irish	3	20	85	\$ 4,559.02	\$ 303.93
Justin & Valerie Russel	6	18	104.79	\$ 5,620.43	\$ 374.70
Ron & Becky Stanton	6	17	70	\$ 3,754.47	\$ 250.30
Ron & Becky Stanton	6	16	87.44	\$ 4,689.90	\$ 312.66
Kanyon & Jennifer Chamberli	6	15	71.75	\$ 3,848.32	\$ 256.55
Kanyon & Jennifer Chamberli	6	14	91.55	\$ 4,910.34	\$ 327.36
Susan Stanton	6	33A	66.15	\$ 3,547.98	\$ 236.53
Ronald G Stanton	6	33B	52.22	\$ 2,800.86	\$ 186.72
James E Stanton	6	34A	91.27	\$ 4,895.32	\$ 326.35
Keith & Pam Polesky	6	10	65	\$ 3,486.34	\$ 232.42
John Jacob & Jessica Klamm	3	12	42.5	\$ 2,279.47	\$ 151.96
M & L Enterprises	A	1	85	\$ 4,559.02	\$ 303.93
M & L Enterprises	A	2	78.98	\$ 4,236.14	\$ 282.41
M & L Enterprises	A	3	89.29	\$ 4,789.12	\$ 319.27
Timothy J King	A	4	89.29	\$ 4,789.12	\$ 319.27
M & L Enterprises	A	5	89.29	\$ 4,789.12	\$ 319.27
M & L Enterprises	A	6	85.04	\$ 4,561.17	\$ 304.08
M & L Enterprises	A	7	85	\$ 4,559.02	\$ 303.93
<b>Total:</b>			<b>1,429.56</b>	<b>\$ 76,675.15</b>	<b>\$ 5,151.96</b>

15 years

Out of the 7 lots 1 house is completely built and 2 more houses are WIP.

18 lots/14 developed

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Owner	Block	Lot	Linear Feet	Annual	Total
Arlynn & Stephanie Irish	3	20	85	\$ 225.39	\$ 3,380.84
Justin & Valerie Russel	6	18	104.79	\$ 277.86	\$ 4,167.95
Ron & Becky Stanton	6	17	70	\$ 185.61	\$ 2,784.21
Ron & Becky Stanton	6	16	87.44	\$ 231.86	\$ 3,477.90
Kanyon & Jennifer Chamberlir	6	15	71.75	\$ 190.25	\$ 2,853.80
Kanyon & Jennifer Chamberlir	6	14	91.55	\$ 242.76	\$ 3,641.37
Susan Stanton	6	33A	66.15	\$ 175.41	\$ 2,631.08
Ronald G Stanton	6	33B	52.22	\$ 138.47	\$ 2,077.04
James E Stanton	6	34A	91.27	\$ 242.02	\$ 3,630.23
Keith & Pam Polesky	6	10	65	\$ 172.36	\$ 2,585.37
John Jacob & Jessica Klammm	3	12	42.5	\$ 112.69	\$ 1,690.39
M & L Enterprises	A	1	85	\$ 225.39	\$ 3,380.84
M & L Enterprises	A	2	78.98	\$ 209.43	\$ 3,141.40
M & L Enterprises	A	3	89.29	\$ 236.77	\$ 3,551.48
Timothy J Kling	A	4	89.29	\$ 236.77	\$ 3,551.48
M & L Enterprises	A	5	89.29	\$ 236.77	\$ 3,551.48
M & L Enterprises	A	6	85.04	\$ 225.50	\$ 3,382.43
M & L Enterprises	A	7	85	\$ 225.39	\$ 3,380.84
<b>Total:</b>			<b>1,429.56</b>		<b>\$56,860.11</b>

15 years

Out of the 7 lots 1 house is completely built and 2 more houses are WIP.

18 lots/14 developed

Revised April 2016, the calculation on 34A was incorrect. This changed all SID locations amount to be paid. LP

**Total**

Exhibit B

CITY OF MILES CITY  
Office of Finance & Administration  
P.O. Box 910, Miles City, MT 59301  
234-3462

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**LEGAL NOTICE**

**NOTICE IS HEREBY GIVEN** that the City Council of the City of Miles City at a Regular Council Meeting held on Tuesday, April 12<sup>th</sup> at 7:00 p.m., passed on first reading the following Resolution:

RESOLUTION NO 3903: A Resolution of Intent and Final Resolution Levying an Amended Assessment (as The Result of an Error in the Original Assessment for 2016) Upon Benefitted Property in the City of Miles City, Montana, Special Improvement District 211, to Defray the Cost of the paving of Arrowhead Lane

The above Resolution is on file and available for public inspection at the City Clerk's Office at City Hall, 17 S. 8th Street, Miles City, Montana. You are further notified that objections to the final adoption of the Resolution will be heard by the City Council at its regularly scheduled meeting in the Council Chambers at City Hall, 17 S. 8th Street, Miles City, Montana, on Tuesday, May 10<sup>th</sup> at 7:00 p.m.

For information or questions you may contact the City Clerk at 234-3462.

BY ORDER OF THE CITY COUNCIL

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Lorrie Pearce  
City Clerk

(Publish April 15<sup>th</sup> & April 22<sup>nd</sup>, 2016)

# Affidavit of Publication

STATE OF MONTANA }  
County of Custer } ss.

Mary Rose Bovee, being duly sworn on her oath, says that she has been the principal clerk of the printer of the MILES CITY STAR, a daily newspaper of general circulation, printed and published at Miles City, in said County and State. **City of Miles City, Legal Notice.**

**Resolution Number 3903.** A printed and true copy which, cut from the columns of said newspaper, is hereto attached, and made a part hereof, was printed and published in said newspaper, in the regular and entire issue of every number of the paper during the period and time of publication, on the following dates, April 15, and 22, 2016.

Signed Mary Rose Bovee

Subscribed and sworn to before me this 15th day of April, 2016

Tabatha Hallman

Tabatha Hallman , Notary Public for the state of Montana, residing at Rosebud. My Commission Expires June 1, 2019.

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NOTICE IS HEREBY GIVEN that the City Council of the City of Miles City at a Regular Council Meeting held on Tuesday, April 12th at 7:00 p.m., passed on first reading the following Resolution:  
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For information or questions you may contact the City Clerk at 234-3462.  
BY ORDER OF  
THE CITY COUNCIL  
Lorrie Pearce  
City Clerk  
(Published April 15, & 22, 2016)  
MNAXLP

