

## RESOLUTION NO. 4269

**A RESOLUTION LEVYING AND ASSESSING A TAX UPON ALL PROPERTY IN SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 165 TO DEFRAY THE COST OF LEASING, MAINTENANCE AND ELECTRICAL CURRENT IN SAID SPECIAL IMPROVEMENT LIGHTING DISTRICT AND AUTHORIZING AND DIRECTING PAYMENT THEREFORE, FOR THE FISCAL YEAR 2019-2020.**

**WHEREAS**, the City Council for the City of Miles City, Montana did, on the 25th of February, 1968, create a special improvement district in said City, known and designated as Special Improvement Lighting District No. 165; and,

**WHEREAS**, the whole cost of LEASING, MAINTENANCE AND ELECTRICAL CURRENT for the fiscal year of 2019-2020 is estimated by the City Council at the sum of \$175,342 and,

**WHEREAS**, the property in said Special Improvement Lighting District No. 165 is to be assessed one hundred percent (100%) of the cost during the fiscal year 2019-2020 for LEASING, MAINTENANCE AND ELECTRICAL CURRENT for each lot or parcel of land within Special Improvement Lighting District No. 165.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF MILES CITY, MONTANA, THAT:**

Section 1: To defray one hundred percent (100%) of the cost of LEASING, MAINTENANCE AND ELECTRICAL CURRENT in Special Improvement Lighting District No. 165, there shall be levied and assessed a tax upon all property in Special Improvement Lighting District No. 165 amounting to 0.005857 per square foot;

Section 2: A description of each lot or parcel of land, the total square footage of property contained therein, the name of the owner and the amount assessed against each lot or parcel of land in Special Improvement Lighting District 165, is attached hereto as Exhibit "A" and made a part hereof, and shall, upon passage, be kept on file in the City Clerk's Office.

Section 3: The City Council of Miles City, Montana, will be in session at the City Council Chambers on the 27<sup>th</sup> day of August, 2019, at 6:00 P.M., at which time and place the said Council will hear objections to the final adoption of this resolution.

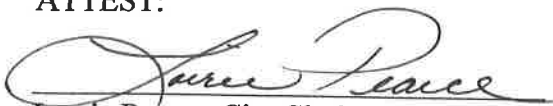
Section 4: The City Clerk is hereby authorized and directed to publish in a newspaper of general circulation within the City of Miles City, in the manner provided for in 7-1-4127 MCA, a notice stating that the resolution levying the special assessment to defray the cost of LEASING, MAINTENANCE AND ELECTRICAL CURRENT for Special Improvement Lighting District No. 165 is on file at City Hall and subject to inspection.

Section 5: Said notice shall state time and place at which objections to the final adoption of this resolution will be heard by the City Council, and the last publication of said notice shall be published at least five (5) days before the time set by the Council for hearing objections to the final adoption of this resolution.

PASSED BY THE CITY COUNCIL THIS 13<sup>th</sup> day of August, 2019.

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

ATTEST:

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

**WHEREAS**, the above-entitled Resolution was filed in the Office of the City Clerk on the 13<sup>th</sup> day of August, 2019, and has ever since been on file in said office subject to public inspection.

**WHEREAS**, the City Clerk, having given notice of the passing and filing of said Resolution by publishing, in accordance with 7-1-4127 MCA, said notice in the Miles City Star, a newspaper published in Miles City, with the last date of publication at least five (5) days before the day set therein for hearing all objections to the final adoption of said Resolution.

**WHEREAS**, a hearing on objections was conducted by the City Council on August 27<sup>th</sup>, 2019, pursuant to published notice;

**WHEREAS**, the cost of LEASING, MAINTENANCE AND ELECTRICAL CURRENT for fiscal year 2019-2020 appears to the satisfaction of the City Council as suitable and proper and, therefore, the cost shall be assessed against the property in said District.

**THEREFORE, BE IT RESOLVED** that the Resolution 4269 is hereby adopted, that the special assessment therein provided is hereby levied and assessed accordingly, and that the said assessments are now due and payable and will appear on the fiscal year 2019-2020 Tax Statement. A copy of this resolution, as adopted, certified by the City Clerk, must be delivered to the City Treasurer within 2 days after its passage.

FINALLY PASSED AND ADOPTED by the City Council this 27<sup>th</sup> day of August, 2019.

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

ATTEST:

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

**LEGAL NOTICE**  
**NOTICE IS HEREBY GIV-**  
**EN** that the City Council of  
the City of Miles City at a  
Regular Council Meeting  
held on Tuesday, August  
13th, 2019, at 6:00 p.m.,  
passed on first reading the  
following Resolutions:

- Res No. 4269 - Ltg Dist  
No. 165
- Res No. 4270 - Ltg Dist  
No. 167
- Res No. 4271 - Ltg Dist  
No. 171
- Res No. 4272 - Ltg Dist  
No. 172
- Res No. 4273 - Ltg Dist  
No. 195
- Res No. 4274 - Ltg Dist  
No. 202
- Res No. 4275 - Ltg Dist  
No. 173

Said Resolutions 4269  
through 4275 levy and as-  
sess a tax upon all prop-  
erty in Special Improve-  
ment Lighting District Nos.  
165, 167, 171, 172, 173,  
195 and 202 to defray  
the cost of leasing and/or  
maintenance and electri-  
cal current in the Special  
Improvement Lighting Dis-  
tricts and authorizes and  
directs payment for the fis-  
cal year 2019-2020.

The above Resolutions  
are on file and available  
for public inspection at the  
City Clerk's Office at City  
Hall, 17 S. 8th St., Miles  
City, Montana. You are  
further notified that objec-  
tions to the final adoption  
of the Resolutions will be  
heard by the City Council  
at its regularly scheduled  
meeting in the Council  
Chambers at City Hall, 17

S. 8th St., Miles City, Mon-  
tana, on Tuesday, August  
27, 2019, at 6:00 p.m.  
For information or ques-  
tions, you may contact  
the City Clerk, 17 S. 8th  
St., Miles City, Montana,  
59301, at telephone num-  
ber (406)234-3462.

**BY ORDER OF THE CITY  
COUNCIL**  
Lorrie Pearce, City Clerk  
(Published August 16, and  
23, 2019)  
**MNAXLP**

# 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 Numbers 4269, 4270, 4271, 4272,**  
**4273, 4274, 4275.** 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 August 16, and 23, 2019.

Signed Mary Rose Bovee  
Subscribed and sworn to before me this 23rd  
day of August, 2019  
Tabatha Hallman

Tabatha Hallman, Notary Public for the State of  
Montana, residing at Rosebud. My Commission Expires  
June 1, 2023.

