

AGENDA

*Regular Council Meeting
City Council Chambers*

*August 27, 2013
7:00 p.m.*

**CALL TO ORDER
PLEDGE OF ALLEGIANCE
ROLL CALL**

1. APPROVAL OF COUNCIL MINUTES/COMMITTEE MINUTES

- a. City Council 8/13/2013
- b. Finance Committee 8/8/2013

2. SCHEDULE MEETINGS

3. REQUEST OF CITIZENS & PUBLIC COMMENT

4. APPOINTMENTS

5. PROCLAMATIONS

6. STAFF REPORTS

7. CITY COUNCIL COMMENTS

8. MAYOR COMMENTS

9. COMMITTEE RECOMMENDATIONS

Finance Committee – 8/8/13

Water & Sewer Debts to Collection: Committee Recommended Approval

10. PUBLIC HEARINGS

- a. **RESOLUTION 3621:** A Resolution Levying And Assessing A Tax Upon All Of The Property Within Maintenance District No. 204 To Defray The Cost Of Maintaining The Improvements In The Said Maintenance District No. 204 For The Fiscal Year 2013-2014
- b. **RESOLUTION 3622:** A Resolution Levying And Assessing A Tax Upon All Of The Property Within Maintenance District No. 205 To Defray The Cost Of Maintaining The Improvements In The Said Maintenance District No. 205 For Fiscal Year 2013-2014
- c. **RESOLUTION 3623:** A Resolution Levying And Assessing A Tax Upon All Of The Property Within Maintenance District No. 207 To Defray The Cost Of Maintaining The Improvements In The Said Maintenance District No. 207 For Fiscal Year 2013-2014
- d. **RESOLUTION 3624:** 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 2013-2014
- e. **RESOLUTION 3625:** A Resolution Levying And Assessing A Tax Upon All Property In Special Improvement Lighting District No. 167 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 2013-2014
 - f. **RESOLUTION 3626:** A Resolution Levying And Assessing A Tax Upon All Property In Special Improvement Lighting District No. 171 To Defray The Cost Of Maintenance And Electrical Current In Said Special Improvement Lighting District And Authorizing And Directing Payment Therefore, For The Fiscal Year 2013-2012
 - g. **RESOLUTION 3627:** A Resolution Levying And Assessing A Tax Upon All Property In Special Improvement Lighting District No. 172 To Defray The Cost Of Maintenance And Electrical Current In Said Special Improvement Lighting District And Authorizing And Directing Payment Therefore, For The Fiscal Year 2013-2014
 - h. **RESOLUTION 3628:** A Resolution Levying And Assessing A Tax Upon All Property In Special Improvement Lighting District No. 173 To Defray The Cost Of Maintenance And Electrical Current In Said Special Improvement Lighting District And Authorizing And Directing Payment Therefore, For The Fiscal Year 2013-2014
 - i. **RESOLUTION 3629:** A Resolution Levying And Assessing A Tax Upon All Property In Special Improvement Lighting District No. 195 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 2013-2014
 - j. **RESOLUTION 3630:** A Resolution Levying And Assessing A Tax Upon All Property In Special Improvement Lighting District No. 202 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 2013-2014
 - k. **RESOLUTION 3631:** A Resolution Pursuant To §2-9-212 Of The Montana Code Annotated, Authorizing A Permissive Medical Levy For FY 2013-2014 To Fund Group Health Insurance Premium Contributions By The City And Providing For Hearing Thereon
 - l. **RESOLUTION 3632:** A Resolution Pursuant To §15-10-203 Of The Montana Code Annotated, Authorizing The Budgeting Of An Increased Amount Of Ad Valorem Tax Revenues In FY 2013-2014 In Excess Of The Property Tax Revenues For The Prior Fiscal Year And Providing For Hearing Thereon
 - m. **RESOLUTION NO. 3616:** A Resolution Approving And Adopting A Final Budget For The City Of Miles City For FY 2013-2014; Authorizing Procedure For Adjustments To Appropriations For Certain Fee Based Budgets; Authorizing Procedure For Transferring Appropriations Between Items Within The Same Fund
 - n. **RESOLUTION NO. 3617:** A Resolution Electing To Operate Under The All-Purpose Mill Levy And Fixing The Tax Levy For The General Fund, Ambulance Fund And Airport Fund To Be Levied And Assessed On All The Taxable Property In The City Of Miles City For Fiscal Year 2013-2014

12. **BID AWARD**
BID OPENING

13. OLD BUSINESS

- a. **RESOLUTION 3621:** A Resolution Levying And Assessing A Tax Upon All Of The Property Within Maintenance District No. 204 To Defray The Cost Of Maintaining The Improvements In The Said Maintenance District No. 204 For The Fiscal Year 2013-2014
- b. **RESOLUTION 3622:** A Resolution Levying And Assessing A Tax Upon All Of The Property Within Maintenance District No. 205 To Defray The Cost Of Maintaining The Improvements In The Said Maintenance District No. 205 For Fiscal Year 2013-2014
- c. **RESOLUTION 3623:** A Resolution Levying And Assessing A Tax Upon All Of The Property Within Maintenance District No. 207 To Defray The Cost Of Maintaining The Improvements In The Said Maintenance District No. 207 For Fiscal Year 2013-2014
- d. **RESOLUTION 3624:** 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 2013-2014
- e. **RESOLUTION 3625:** A Resolution Levying And Assessing A Tax Upon All Property In Special Improvement Lighting District No. 167 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 2013-2014
- f. **RESOLUTION 3626:** A Resolution Levying And Assessing A Tax Upon All Property In Special Improvement Lighting District No. 171 To Defray The Cost Of Maintenance And Electrical Current In Said Special Improvement Lighting District And Authorizing And Directing Payment Therefore, For The Fiscal Year 2013-2012
- g. **RESOLUTION 3627:** A Resolution Levying And Assessing A Tax Upon All Property In Special Improvement Lighting District No. 172 To Defray The Cost Of Maintenance And Electrical Current In Said Special Improvement Lighting District And Authorizing And Directing Payment Therefore, For The Fiscal Year 2013-2014
- h. **RESOLUTION 3628:** A Resolution Levying And Assessing A Tax Upon All Property In Special Improvement Lighting District No. 173 To Defray The Cost Of Maintenance And Electrical Current In Said Special Improvement Lighting District And Authorizing And Directing Payment Therefore, For The Fiscal Year 2013-2014
- i. **RESOLUTION 3629:** A Resolution Levying And Assessing A Tax Upon All Property In Special Improvement Lighting District No. 195 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 2013-2014
- j. **RESOLUTION 3630:** A Resolution Levying And Assessing A Tax Upon All Property In Special Improvement Lighting District No. 202 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 2013-2014
- k. **RESOLUTION 3631:** A Resolution Pursuant To §2-9-212 Of The Montana Code Annotated, Authorizing A Permissive Medical Levy For FY 2013-2014 To Fund Group Health Insurance Premium Contributions By The City And Providing For Hearing Thereon
- l. **RESOLUTION 3632:** A Resolution Pursuant To §15-10-203 Of The Montana Code Annotated, Authorizing The Budgeting Of An Increased Amount Of Ad Valorem Tax

Revenues In FY 2013-2014 In Excess Of The Property Tax Revenues For The Prior Fiscal Year And Providing For Hearing Thereon

NEW BUSINESS

- a. **RESOLUTION 3616: A RESOLUTION APPROVING AND ADOPTING A** Final Budget For The City Of Miles City For FY 2013-2014; Authorizing Procedure For Adjustments To Appropriations For Certain Fee Based Budgets; Authorizing Procedure For Transferring Appropriations Between Items Within The Same Fund
- b. **RESOLUTION 3617: A Resolution Electing To Operate Under The All-Purpose Mill Levy And Fixing The Tax Levy For The General Fund, Ambulance Fund And Airport Fund To Be Levied And Assessed On All The Taxable Property In The City Of Miles City For Fiscal Year 2013-2014**
- c. **RESOLUTION NO. 3634: A Resolution Authorizing The Removal Of All Handicapped Parking Signs Located Along The North Half Of The East Side Of North 11th Street Between Pleasant And Main Street.**

14. ADJOURNMENT

Public comment on any public matter that is not on the agenda of this meeting can be presented under ARequest of Citizens@ provided it is within the jurisdiction of the City to address. Public comment will be entered into the minutes of this meeting. The City Council cannot take any action on a matter unless notice of the matter has been made on an agenda and an opportunity for public comment has been allowed on the matter. Public matter does not include contested cases and other adjudicative proceedings.

REGULAR COUNCIL MEETING

August 13, 2013

7:00 p.m.

CALL TO ORDER

The Regular Council meeting was held Tuesday, August 13, 2013, in the City Council Chambers at City Hall, 17 S. 8th Street, Miles City, Montana. Mayor C. A. Grenz called the meeting to order. Council Members present were Mark Ahner, Dwayne Andrews, Roxanna Brush, Sue Galbraith, John Hollowell, Jerry Partridge and Bill Melnik. Councilperson John Uden was excused.

Also present were City Attorney Dan Rice, Public Utilities Director Al Kelm, Police Chief Doug Colombik, Public Works Director Scott Gray, City Clerk Lorrie Pearce, Grant Administrator Dawn Colton, Animal Control Officer Brian Certain, Payroll/HR Officer Billie Burkhalter, Dispatch Director Heather Roos, Utility Billing Clerk Patti Bishop, Police Officer Ryan Ketchum, Library Director Sonja Woods, Library Employee Hannah Nash, Police Department Secretary Karen Hathaway, Deputy City Court Clerk Gail Krezelak and Council Recorder/Deputy City Clerk Connie Watts.

PLEDGE OF ALLEGIANCE

Mayor Grenz led the Council in the Pledge of Allegiance.

APPROVAL OF COUNCIL & COMMITTEE MINUTES

Regular Council Minutes – 7/23/2013

- ** *Councilperson Galbraith moved to approve the minutes of the Regular Council Meeting of July 23, 2013, seconded by Councilperson Brush and passed unanimously, 7-0.*

Public Safety Committee Meeting: 7/24/2013

- ** *Councilperson Galbraith moved to approve the minutes of the Public Safety Committee Meeting of July 24, 2013. The motion was seconded by Councilperson Hollowell and passed unanimously, 7-0.*

City Council Meeting for Public Comment: 7/30/13

- ** *Councilperson Galbraith moved to approve the minutes of the City Council Meeting of July 30, 2013, seconded by Councilperson Brush and passed unanimously, 7-0.*

Flood Control Committee: 8/7/13

- ** *Councilperson Hollowell moved to approve the August 7, 2013, minutes of the Flood Control Committee, with a correction. The motion was seconded by Councilperson Melnik and passed unanimously, 7-0.*

SCHEDULE MEETINGS

Finance Committee: Wednesday, August 21, 2013 @ 6:00 pm
Planning Board: Tuesday, August 20, 2013 @ 6:00 pm
Public Service Committee: Wednesday, August 14, @ 6:00 pm

REQUEST OF CITIZENS & PUBLIC COMMENT

None

APPOINTMENTS

None

PROCLAMATIONS

None

STAFF REPORTS

CITY COUNCIL COMMENTS

John Hollowell

- Said the Economic Development Committee has asked the City for a letter of support regarding the need for a detention center. In response to a question from the Mayor, Councilperson Hollowell said the new detention center would have room for up to 28 inmates, and possibly more.
- Thanked the Economic Development Committee, especially Mike Corell and Lew Vadheim, for negotiating with Transco for permission to allow new businesses to use their tracks.

- Asked if the proposed preliminary budget was on the website – the Deputy Clerk confirmed that it is.

Dwayne Andrews

- Referring to a petition which had been presented to the Council regarding the budget cuts, including the Animal Control Officer and Secretary at the Police Department, Councilperson Andrews said he felt it is very important for the Council to take this petition seriously. He said many citizens have signed it and, thereby, have voiced their opinion that the proposed staff reductions are needed services.

Roxanna Brush

- She does not see where in the budget the Library is being cut – it is being given the same amount as last year. **Mayor Grenz** mentioned that the Library has been given about \$16,000 out of the Capital Improvement Fund for carpet and other necessities.
- Asked if she was correct that over the last two years the reserve has been depleted by almost \$1,000,000. **Councilperson Ahner** said that was not correct, that last year there was almost one million dollars in reserves, \$250,000 of which was moved to the Capital Improvement Fund. At the end of June this year there was about \$850,000 in cash reserves.

Jerry Partridge

- Noted that cash reserves are basically “locked up” due to a resolution passed last year which restricted the use of cash reserves to fund the General Fund without two-thirds vote of the Council.
- Feels that \$850,000 is a lot of money in reserves for the City of Miles City.

Sue Galbraith

- Asked for clarification on the cash reserves. She said there is \$850,000 in cash reserves and \$192,000 in the CIP, which adds up to a little over \$1,000,000. Last year the money to fund the CIP was taken from the cash reserves. So cash reserves this year, if added to the CIP fund, is approximately the same as last year.

MAYOR COMMENTS

- Corrected a recent article in *The Miles City Star* wherein it was reported that Mayor Joe Whalen had been offered health insurance but declined. He said the Council had offered insurance but Mayor

Whalen said he would rather have the money instead. He was offered a compromise of 50% of what the insurance would cost, which he declined.

- Wanted the Council to be aware of a request for an open container variance requested by Kelly Reid for a college football game at Denton Field. The Council had no objection.
- He had a request from Unisend, a cell phone leaseholder. He will refer this item to the Finance Committee to determine the lease amount the City will require.

COMMITTEE RECOMMENDATIONS

Public Safety Committee: 7/24/13

- *Request from First Interstate Bank to change a one-way alley to a two-way alley from Montana Ave. to 11th Street – tabled in Committee*

Councilperson Andrews explained this item was tabled because one part of the alley was too narrow to accommodate two-way traffic unless a utility pole and/or a tree would be removed. The Committee is awaiting a decision from First Interstate Bank on whether it wants to continue with the two-way alley by removing the obstruction(s.)

- *Request by the Methodist Church to remove all handicapped parking signs from in front of the Church*

Councilperson Andrews said the Church had requested this because there is a curb where the signs are, which causes many people to exit their vehicles on the street side. The Church board felt this is dangerous and would rather have people use the handicapped areas that are already set up in the parking lot behind the Church. The Committee recommended approval of this request.

** *Councilperson Hollowell moved to have a resolution drafted to remove the handicapped parking signs in front of the Methodist Church, seconded by Councilperson Andrews and passed unanimously, 7-0.*

PUBLIC HEARINGS

Preliminary Budget: The Mayor asked for comments from the audience on the preliminary budget.

Sonja Woods, Library Director, stated that the Library is in a City building and is definitely a department of the City. The money contributed by

the City is almost \$20,000 less this year because of increases in health insurance and small employee raises.

Linda Wildman, 2103 Tompy, noted that the preliminary budget shows a transfer of \$46,000 into the CIP fund this year. She feels this transfer should not be done this year, as only \$58,000 was used last year, and the \$192,000 that is in the fund is adequate for any equipment purchases this year. She reminded the Council that no Capital Improvement Plan has ever been set up by the Council, only the fund was created. Therefore, no criteria for this money yet exists. That needs to be done before money is moved around.

She suggested that replenishing the CIP fund could wait until next year, since the flood study is being done this year. She also noted that the \$46,000 could more than fund the Animal Control Officer's position for at least a year.

Ms. Wildman also asked that some discussion be had on the budget for Maintenance District 204 appropriations, as it needs to be adjusted drastically. She encouraged the Council, as she did at the first public hearing, to clarify to the taxpayers what positions are being eliminated and/or reduced.

Jean Lindley, East Main Animal Clinic, spoke in opposition to eliminating the secretarial position at the Police Department and the downsizing of the Animal Control Officer. The Animal Control Officer is less than four years away from retirement, and she feels it is morally and ethically wrong to cut someone that close to retirement, and also to make a cut to a long-term employee that would cause him to lose his insurance benefits, as well as his retirement.

Leslie Janshen, 70 Spruce Drive, asked if the \$850,000 in cash reserves is in an interest bearing account, and suggested it should be.

She also asked how the positions that were targeted for cuts were arrived at. **Mayor Grenz** said they felt they were the least important. Ms. Janshen said the "smaller" or "least important" positions are always the ones that contribute the most. She asked about the proposed School Resource Officer position, which, **Mayor Grenz** said, is partially funded by grants, and is on the agenda for discussion later tonight.

Hannah Nash, Library employee, stated the Library is very grateful for the \$16,000 from the CIP fund; however, she said the 1% inflation increase from the City does not even come close to covering the increase in basic costs, such as water, electricity, salaries and health insurance.

John Scheuering, 819 Main Street, spoke in favor of more funds for the Library, stating it is one of the final hopes of downtown Miles City. It is also a center for the kids to go after school and during the summer.

He also spoke in favor of retaining the full position of the Animal Control Officer.

Rob Shipley, 603 S. 4th, spoke in favor of being “overly generous” to the Library, and also expressed his support of the Animal Control Officer.

Ryan Ketchum, Police Officer for the City of Miles City, spoke on behalf of the Animal Control Officer, as well as all the other police officers, in favor of retaining the full-time Animal Control Officer position and the Police Department’s secretarial position. He asked the Council to take into consideration that those positions are greatly needed, and those cuts would place an undue burden on the officers of the Police Department. **Mayor Grenz** noted almost all Police Department employees received substantial raises last fiscal year.

Gail Krezelak of the City Judge’s office, spoke against the Police Department and Animal Control Officer cuts. She sees first-hand how busy they both are, and expressed concern about the police officers adequately covering crime in the City if they also have to take on animal control issues. She expressed concern that a full-time job will have to be covered by a half-time position.

Billie Burkhalter, HR/Payroll Officer for the City of Miles City, echoed Ms. Krezelak’s comments. In response to Mayor Grenz’s statement to Officer Ketchum about raises for the Police Department last year, Ms. Burkhalter stated those raises were pushed through by the Mayor and Council with no spreadsheets to determine what the increased costs would do to the City’s budget. **Mayor Grenz** also noted the high turnover of officers in the Police Department because of the relatively low wages.

More than 10 other people, including **Police Chief Doug Colombik**, **Police Department secretary Karen Hathaway**, and **Library Director Sonja Woods**, spoke in favor of retaining the Police Department positions as they are. Many also expressed their desire to adequately fund the Library. Some points were: is it illegal to transport people in the same vehicle (police cars) as animals...why were the Police Department raises not taken into consideration with the whole City budget....retaining the Animal Control Officer is a safety issue for the City...it is an essential position....the part-time secretary position is 30 hours per week with no benefits....

The Council was encouraged to look at the petitions and pay attention to the names (over 400 signatures.)

Hearing no further comments, the hearing was closed at 8:20 p.m.

OLD BUSINESS

RESOLUTION 3615 – A Resolution Authorizing The City Of Miles City To Enter Into A Construction Agreement With The State Of Montana For Construction And Maintenance Of Sidewalk, Curb And Gutter Along Tatro And Milwaukee Streets In Miles City, Montana. *(Tabled at 7/23/13 Council Meeting)*

- ** *Councilperson Ahner moved to remove the Resolution from the table, seconded by Councilperson Brush and passed unanimously, 7-0.*
- ** *Councilperson Ahner then moved to approve Resolution 3615, read by title only, and seconded by Councilperson Brush*

Councilperson Ahner then said he had met with the County Commissioners, who have agreed to give the City its CTEP funds. State of Montana District 4 Administrator Shane Mintz suggested the City could push back the Tatro Street project three to five years, at which time there could possibly be enough Urban Renewal money to do the entire project. However, Councilperson Ahner said if the City gambled on that instead of using the CTEP money that is available now, the CTEP money would be unavailable and there is no guarantee the Urban Renewal money would be available, either. He was in favor of continuing with the Tatro project as originally proposed.

After additional discussion, including the possibility of costs being much higher later rather than sooner, *and, on roll call vote, Councilperson Ahner's motion passed unanimously, 7-0. Resolution 3615 was adopted.*

RESOLUTION 3619 – A Resolution Authorizing The City Of Miles City To Enter Into A Construction Agreement With The State Of Montana For Certain Future Improvements On And Along Tatro Street In Miles City, Montana. *(Tabled at 7/23/13 Council Meeting)*

- ** *Councilperson Brush moved to remove the Resolution from the table, seconded by Councilperson Galbraith and passed unanimously.*

- ** *Councilperson Galbraith then moved to approve Resolution 3619, seconded by Councilperson Melnik. On roll call vote, the motion passed unanimously, 7-0. **Resolution 3619 was adopted.***

BID AWARDS

None

BID OPENING

None

NEW BUSINESS

RESOLUTIONS 3621 THROUGH 3632: Resolutions Levying And Assessing A Tax For FY 2013-2014 Within Maintenance Districts No 204, 205 And 207, (Resolutions 3621 Through 3623) And Within Lighting Districts 165, 167, 171, 172, 173, 195 And 202 (Resolutions 3624 Through 3630) As Well As 3631 (Permissive Medical Levy) And 3632 (Increasing Property Tax Revenues)

- ** *Councilperson Ahner moved to move Resolutions 3621 through 3632 to a consent agenda, seconded by Councilperson Brush. After brief discussion, the motion passed unanimously on roll call vote, 7-0.*

- ** *Councilperson Ahner moved to refer Resolutions 3621 through 3632 to the Finance Committee for its review, and for approval upon this first reading, prior to the public hearing and second reading at the next regular Council meeting. The motion was seconded by Councilperson Melnik and, on roll call vote, passed by unanimous consent, 7-0.*

RESOLUTION 3633: A Resolution Authorizing The City Of Miles City To Enter Into An Agreement With The County Of Custer County, Montana, And The School Board Of Trustees, Miles City Unified School District, For The Funding Of A School Resource Officer For FY 2013-2014.

- ** *Councilperson Brush moved to approve Resolution 3633, read by title only and seconded by Councilperson Melnik.*

Councilperson Ahner explained that this position has been placed in the FY 13-14 budget in the amount of \$52,214 for the nine-month period of the school year. The cost of the position would be split between the City, the

County, and the School District. The City has received a grant for \$5,401, which brings the total net cost to \$46,814, which would be split three ways. The net cost to the three entities, then, would be \$15,605. It was mentioned that the Council had voted down funding the position before; however, Councilperson Hollowell said that was when the City would have had to pay the full cost of the position.

****** *On roll call vote, Councilperson Ahner's motion passed unanimously, 7-0. Resolution 3633 was adopted.*

Approval of July Claims

****** *Councilperson Ahner moved to approve July claims, seconded by Councilperson Brush.*

Councilperson Ahner expressed two concerns: 1. A travel reimbursement for a firefighter to the fire academy in Maryland had not been approved by the Mayor, as per City policy for out of state travel.

2. There was an expenditure of \$336 to Red Rock Sporting Goods from the swimming pool fund for hoodie sweatshirts for the lifeguards. Public Utilities Director Al Kelm explained that this has been done before, as a way for people to quickly identify the lifeguards. Councilperson Ahner felt an ID patch would be sufficient.

Councilperson Brush asked about 1. a payment to Burlington Northern for the truck route. It was explained that this is an annual payment by the City.

2. Was informed that the payment of \$15,970 to EMDTF was our matching share to the Drug Task Force.

****** *On roll call vote, Councilperson Ahner's motion to approve the July claims passed 6-1, with Councilperson Ahner voting no.*

ADJOURNMENT

****** *Councilperson Partridge moved to adjourn the meeting, seconded by Councilperson Hollowell and passed unanimously, 7-0.*

The meeting was adjourned at 9:12 p.m.

C.A. GRENZ, Mayor

**Lorrie Pearce
City Clerk**

Finance Committee Meeting August 8, 2013

The **Finance Committee** met Thursday, August 8, 2013, at 6:00 p.m. in the City Hall Conference Room. Present were Chairperson Mark Ahner and Committee Members John Uden, Roxanna Brush and Bill Melnik.

Also present were Mayor C. A. Grenz, Public Utilities Director Al Kelm, Fire Chief Dale Berg, Utility Billing Clerk Patti Bishop, Historical Preservation Officer Connie Muggli and Deputy City Clerk/Recorder Connie Watts.

Water and Sewer Debts to Collection

Billing Clerk Bishop reported there was \$7,403.07 in unpaid utility bills to be sent to the collection agency. Since printing the report received in the packets, she has reduced the original amount by \$276.71. Two have paid their bills and one is deceased.

It was suggested to browse the obituaries and/or legal notices in the paper to try to collect from estates. Also, the City Court Judge has offered to help collect unpaid bills rather than sending them to a collection agency. The Committee felt this should be tried before sending the next batch to the collection agency.

*** Committee Member Uden moved to recommend forwarding \$7,403.07 in unpaid utility bills to the City's collection agency, seconded by Committee Member Melnik and passed unanimously, 4-0.*

Request to Adjust/Waive Ambulance Bill

Fire Chief Dale Berg reported that Solestone has a copy of our payment policy, and will work with debtors just as the City had previously. Chairperson Ahner mentioned we have never adjusted or waived an ambulance bill since he has been on the Finance Committee. The Committee also felt the individual has sufficient resources to make minimal payments of at least \$20/month. **The request to adjust or waive the ambulance bill was denied.**

Resolution to Create and Fund a School Resource Officer for the 2013-2014 School Year

Chairperson Ahner explained this would be a mutually beneficial situation for the three entities of Custer County, the School District and the City. The amount of \$52,215 (funding for the 9 months of the school year) would be reduced by about \$5400 in grant proceeds. The remaining \$46,814 would be split three ways for a net responsibility of \$15,605 each.

The School board will discuss this at their meeting next Tuesday, and the County has placed it on their agenda for Tuesday, also. It will be placed on the City Council's August 13th agenda and has already been accounted for in the FY 13-14 budget.

*** Committee Member Brush moved to recommend approval of the resolution to the Council, seconded by Committee Member Melnik and passed unanimously, 4-0.*

Discussion of Tax Increment Finance Districts (TIF)

Historical Preservation Officer Connie Muggli gave a presentation on the Tax Increment Finance Districts. TIF, she explained, is a state authorized, locally driven funding mechanism that allows cities and counties to direct property tax dollars that accrue from new development, *within a specifically designated district*, to community and economic development activities within that district.

A pamphlet outlining how the TIF works, how to create a district, allowable uses of TIF funds and how to manage a TIF district was distributed to the Committee members.

The maximum length of time for a TIF is 15 years. During that time the difference between the Base Tax Value for Distribution and the Tax Value for Distribution (Base + Increment) - money accrued from new development - is placed in a special fund to be used for economic development activities within the district. Meanwhile, the properties in the district are exempt from increased property tax rates during the life of the TIF.

Taxpayers located within a TIF district pay the same amount as they would if the property were located outside the district. TIF does not increase property taxes; rather, it only affects the way that taxes, once collected, are distributed.

Some allowable uses of TIF funds are: land acquisition, rehabilitation and renovation, demolition and removal of structures, planning, marketing and analysis, general redevelopment activities and constructing, improving and connecting to infrastructure.

A TIF can be used to leverage other funding sources, both public and private. A district may establish a revolving loan fund to provide financing to property owners within the district to make improvements to private infrastructure. The revolving fund may continue in perpetuity, even after the district has "sunsetted." Funds may also be used to pay for program administration and associated development activities.

A TIF is managed by the local governing body or a separate "Urban Renewal Agency" established by the local governing body.

She explained that a consultant would need to be retained at the approximate

cost of \$25,000 to \$30,000. This would include travel, community meetings, review of zoning regulations, in-depth review and updating of the City Growth Policy, work with the City Planning Board, public notices and legal documents and review processes.

Some grants may be available for the consultant, including Montana Main Street Program (1:1/2 match), Dept of Commerce Technical Assistance Program (1:1 match), SEMDC Planning Grants, as well as others.

Committee Member Melnik felt it might be a good thing to pursue in the future, but wanted to get the water and sewer projects done first.

Committee Member Uden felt the City needs to do something to revitalize Main Street, and was in favor of trying this method.

Committee Member Brush wanted to wait, as she would like to get together with the Economic Development group for discussion.

Mayor Grenz said he would like to wait until after budget season, then come back together to revisit it.

Request of Citizens

None

Adjournment

Having no more business to come before the Committee,

****** *Committee Member Uden moved to adjourn the meeting, seconded by Committee Member Melnik and passed unanimously, 4-0.*

The meeting was adjourned at 7:35 p.m.

Respectfully Submitted:

Chairperson Mark Ahner

Deputy City Clerk Connie Watts

RESOLUTION NO. 3621

A RESOLUTION LEVYING AND ASSESSING A TAX UPON ALL OF THE PROPERTY WITHIN MAINTENANCE DISTRICT NO. 204 TO DEFRAY THE COST OF MAINTAINING THE IMPROVEMENTS IN THE SAID MAINTENANCE DISTRICT NO. 204 FOR THE FISCAL YEAR 2013-2014.

WHEREAS, on the 15th day of May, 1984, the City Council of the City of Miles City, Montana, passed Ordinance No. 933 and Resolution No. 2284 creating Maintenance District No. 204 to improve and maintain streets, avenues and alleys by sweeping and flushing, chip sealing and overlaying, curb and gutter replacement and repair, asphalt replacement and repair, snow removal, sanding, signing, storm drain cleaning and repair, weed mowing and alley maintenance or any part thereof; and

WHEREAS, not more than forty percent (40%) of the property owners protested in writing against the passage of the ordinance and the said ordinance was finally passed and adopted on June 12, 1984; and

WHEREAS, pursuant to 7-12-4425, MCA the City Council of the City of Miles City, Montana, is mandated to pass and finally adopt a resolution assessing all of the property within Maintenance District No. 204 in an amount equal to not less than seventy-five percent (75%) of the entire cost of the said work and the estimated cost of maintenance in said district for fiscal year 2013-2014 is \$ 1,136,731.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILES CITY MONTANA, AS FOLLOWS:

Section 1: That to defray the costs of maintaining Maintenance District No. 204 for the fiscal year 2013-2014 there is hereby levied and assessed a tax upon all property in said district as follows:

MAINTENANCE DISTRICT NO. 204: .0302976 per
sq. ft. assessment

FOR EXAMPLE: A typical lot within the district of approximately 7,000 square feet shall have an annual assessment of \$210.00.

Section 2: That there shall be maintained open to public inspection at the City Clerk's Office at City Hall in the City of Miles City, Montana, a list which describes each lot or parcel of land being assessed, with the name of the owner thereof, if known, and the amount levied thereon set opposite which shall be open to the public during business hours between 8:00 AM and 5:00 PM, Monday through Friday, excluding holidays.

Section 3: That the City Clerk of the City of Miles City, Montana, shall sign a notice stating that this resolution levying a special assessment to defray the cost of Maintenance District No. 204, is on file in his or her office and is subject to inspection and said notice shall be published at in the Miles City Star as provided in 7-1-4127 MCA. The notice shall also state that the City Council of the City of Miles City, Montana, shall on 27th day of August, 2012, at 7:00 PM in the City Council Chambers at City Hall, Miles City, Montana, hear objections to the final adoption of this resolution. This Notice shall contain a statement setting out the method of assessment being proposed for adoption. The final date of publication of such Notice shall be at least 5 days prior to the date of such hearing.

PASSED BY THE CITY COUNCIL this 13th day of August, 2013.

MAYOR

ATTEST:

LORRIE PEARCE
CITY CLERK

FINALLY PASSED AND ADOPTED THIS 27th day of August, 2013.

MAYOR

ATTEST:

LORRIE PEARCE
CITY CLERK

RESOLUTION NO. 3622

A RESOLUTION LEVYING AND ASSESSING A TAX UPON ALL OF THE PROPERTY WITHIN MAINTENANCE DISTRICT NO. 205 TO DEFRAY THE COST OF MAINTAINING THE IMPROVEMENTS IN THE SAID MAINTENANCE DISTRICT NO. 205 FOR FISCAL YEAR 2013-2014.

WHEREAS, on the 15th day of May, 1984, the City Council of the City of Miles, Montana, passed Ordinance No. 934 and Resolution No. 2285 creating Maintenance District No. 205 to improve and maintain streets, avenues and alleys by grading and graveling, maintain drainage, asphalt replacement and repair, snow removal, sanding, signing, culvert cleaning and repair, weed mowing, alley maintenance, or any part thereof; and

WHEREAS, not more than forty percent (40%) of the property owners protested in writing against the passage of the Ordinance and said ordinance was finally passed and adopted on June 12, 1984; and

WHEREAS, pursuant to 7-12-4425, MCA, the City Council of the City of Miles City, Montana, is mandated to pass and finally adopt a resolution assessing all of the property within Maintenance District No. 205 in an amount equal to not less than seventy-five percent (75%) of the entire cost of the said work and the estimated cost of maintenance in said district for fiscal year 2013-2014 is \$ 292,983.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILES CITY, MONTANA, AS FOLLOWS:

Section 1: That to defray the cost of maintaining Maintenance District No. 205 for fiscal year 2013-2014 there is hereby levied and assessed a tax upon all property in said district as follows:

MAINTENANCE DISTRICT NO. 205: .037274 per
sq. ft assessment

FOR EXAMPLE: Typical lot within the district of approximately 7,000 square feet shall have an annual assessment \$244.22.

Section 2: That there shall be maintained open to public inspection at the City Clerk's Office at the City Hall in the City of Miles City, Montana, a list which describes each lot or parcel of land being assessed, with the name of the owner thereof, if known, and the amount levied thereon

set opposite which shall be open to the public during business hours between 8:00 AM and 5:00 PM, Monday through Friday, excluding holidays.

Section 3: That the City Clerk of the City of Miles City, Montana, shall sign a notice stating that this resolution levying a special assessment to defray the cost of Maintenance District No. 205, is on file in his or her office and is subject to inspection and said notice shall be published at in the Miles City Star as provided in 7-1-4127 MCA. The notice shall also state that the City Council of the City of Miles City, Montana, shall on 27th day of August, 2013, at 7:00 PM in the City Council Chambers at City Hall, Miles City, Montana, hear objections to the final adoption of this resolution. This Notice shall contain a statement setting out the method of assessment being proposed for adoption. The final date of publication of such Notice shall be at least 5 days prior to the date of such hearing.

PASSED BY THE CITY COUNCIL THIS 13th day of August, 2013.

MAYOR

ATTEST:

LORRIE PEARCE
CITY CLERK

FINALLY PASSED AND ADOPTED THIS 27th day of August, 2013.

MAYOR

ATTEST:

LORRIE PEARCE
CITY CLERK

RESOLUTION NO. 3623

A RESOLUTION LEVYING AND ASSESSING A TAX UPON ALL OF THE PROPERTY WITHIN MAINTENANCE DISTRICT NO. 207 TO DEFRAY THE COST OF MAINTAINING THE IMPROVEMENTS IN THE SAID MAINTENANCE DISTRICT NO. 207 FOR FISCAL YEAR 2013-2014.

WHEREAS, on the 27th day of March, 2007, the City Council of the City of Miles, Montana, passed Ordinance No. 1167 and on March 13th, 2007 Resolution No. 3137 creating Maintenance District No. 207 includes, but is not limited to, sprinkling, chip sealing, seal coating, overlaying, treating, pothole repair, general cleaning, sweeping, flushing, snow removal, leaf and debris removal and the operation, maintenance and repair of traffic signal systems, the repair of traffic and street signs, the placement and maintenance of pavement markings, curb and gutter repair, and minor sidewalk repair that includes cracking, chipping, sinking, and the replacement of not more than 6 feet of sidewalk in any 100-foot portion of sidewalk, and

WHEREAS, not more than forty percent (40%) of the property owners protested in writing against the passage of the Ordinance and said ordinance was finally passed and adopted on March 27, 2007; and

WHEREAS, pursuant to 7-12-4425, MCA, the City Council of the City of Miles City, Montana, is mandated to pass and finally adopt a resolution assessing all of the property within Maintenance District No. 207 in an amount equal to not less than seventy-five percent (75%) of the entire cost of the said work and the estimated cost of maintenance in said district for fiscal year 2013-2014 is \$4,216; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILES CITY, MONTANA, AS FOLLOWS:

Section 1: That to defray the cost of maintaining Maintenance District No. 207 for fiscal year 2013-2014 there is hereby levied and assessed a tax upon all property in said district as follows:

MAINTENANCE DISTRICT NO. 207: .009999 per sq. ft assessment

FOR EXAMPLE: Typical lot within the district of approximately 10,000 square feet shall have an annual assessment \$67.62.

Section 2: That there shall be maintained open to public inspection at the City Clerk's Office at the City Hall in the City of Miles City, Montana, a list which describes each lot or parcel

of land being assessed, with the name of the owner thereof, if known, and the amount levied thereon set opposite which shall be open to the public during business hours between 8:00 AM and 5:00 PM, Monday through Friday, excluding holidays.

Section 3: That the City Clerk of the City of Miles City, Montana, shall sign a notice stating that this resolution levying a special assessment to defray the cost of Maintenance District No. 207, is on file in his or her office and is subject to inspection and said notice shall be published in the Miles City Star as provided in 7-1-4127 MCA. The Notice shall also state that the City Council of the City of Miles City, Montana, shall on 27th day of August, 2013, at 7:00 PM in the City Council Chambers at City Hall, Miles City, Montana, hear objections to the final adoption of this resolution. This Notice shall contain a statement setting out the method of assessment being proposed for adoption. The final date of publication of such Notice shall be at least 5 days prior to the date of such hearing.

PASSED BY THE CITY COUNCIL THIS 13th day of August, 2013.

MAYOR

ATTEST:

LORRIE PEARCE
CITY CLERK

FINALLY PASSED AND ADOPTED THIS 27th day of August, 2013.

MAYOR

ATTEST:

LORRIE PEARCE
CITY CLERK

RESOLUTION NO. 3624

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 2013-2014.

WHEREAS, the City Council for the City of Miles City, Montana did, on the 26th 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 2013-2014 is estimated by the City Council at the sum of \$ 149,555 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 2013-2014 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 .005727 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 27th day of August, 2013, at 7:00 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 13th day of August, 2013.

MAYOR

ATTEST:

LORRIE PEARCE
CITY CLERK

WHEREAS, the above-entitled Resolution was filed in the Office of the City Clerk on the 13th day of August, 2013, 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 27th, 2013, pursuant to published notice;

WHEREAS, the cost of LEASING, MAINTENANCE AND ELECTRICAL CURRENT for fiscal year 2013-2014 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 3624 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 2013-2014 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 27th day of August, 2013.

MAYOR

ATTEST:

LORRIE PEARCE
CITY CLERK

RESOLUTION NO. 3625

A RESOLUTION LEVYING AND ASSESSING A TAX UPON ALL PROPERTY IN SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 167 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 2013-2014.

WHEREAS, the City Council for the City of Miles City, Montana, did on the 26th of February, 1968, create a special improvement district in said City, known and designated as Special Improvement Lighting District No. 167; and,

WHEREAS, the whole cost of LEASING, MAINTENANCE AND ELECTRICAL CURRENT for the fiscal year of 2013-2014 is estimated by the City Council at the sum of \$ 27236; and,

WHEREAS, the property in said Special Improvement Lighting District No. 167 is to be assessed one hundred percent (100%) of the cost during the fiscal year 2013-2014 for LEASING, MAINTENANCE AND ELECTRICAL CURRENT for each lot or parcel of land within Special Improvement Lighting District No. 167.

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. 167, there shall be levied and assessed a tax upon all property in Special Improvement Lighting District No. 167 amounting to . 010916 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 167, 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 28th day of August, 2013, at 7:00 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. 167 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 13th day of August, 2013.

MAYOR
ATTEST:

LORRIE PEARCE
CITY CLERK

WHEREAS, the above-entitled Resolution was filed in the Office of the City Clerk on the 13th day of August, 2013, 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, 2013, pursuant to published notice;

WHEREAS, the cost of LEASING, MAINTENANCE AND ELECTRICAL CURRENT for fiscal year 2013-2014 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 3625 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 2013-2014 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 27th day of August, 2013.

MAYOR

ATTEST:

LORRIE PEARCE
CITY CLERK

RESOLUTION NO. 3626

A RESOLUTION LEVYING AND ASSESSING A TAX UPON ALL PROPERTY IN SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 171 TO DEFRAY THE COST OF MAINTENANCE AND ELECTRICAL CURRENT IN SAID SPECIAL IMPROVEMENT LIGHTING DISTRICT AND AUTHORIZING AND DIRECTING PAYMENT THEREFORE, FOR THE FISCAL YEAR 2013-2012.

WHEREAS, the City Council for the City of Miles City, Montana, did on the 10th day of November, 1969, create a special improvement district in said City, known and designated as Special Improvement Lighting District No. 171; and,

WHEREAS, the whole cost of MAINTENANCE AND ELECTRICAL CURRENT for the fiscal year of 2013-2014 is estimated by the City Council at the sum of \$ 2,605 and,

WHEREAS, the property in said Special Improvement Lighting District No. 171 is to be assessed one hundred percent (100%) of the cost during the fiscal year 2013-2014 for MAINTENANCE AND ELECTRICAL CURRENT for each lot or parcel of land within Special Improvement Lighting District No. 171.

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 MAINTENANCE AND ELECTRICAL CURRENT in Special Improvement Lighting District No. 171, there shall be levied and assessed a tax upon all property in Special Improvement Lighting District No. 171 amounting to .003217 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 171, 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 27th day of August, 2013, at 7:00 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 MAINTENANCE AND ELECTRICAL CURRENT for Special Improvement Lighting District No. 171 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 13th day of August, 2013.

MAYOR

ATTEST:

LORRIE PEARCE
CITY CLERK

WHEREAS, the above-entitled Resolution was filed in the Office of the City Clerk on the 13th day of August, 2013, 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, 2013, pursuant to published notice;

WHEREAS, the cost of MAINTENANCE AND ELECTRICAL CURRENT for fiscal year 2013-2014 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 3626 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 2013-2014 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 27th day of August, 2013.

MAYOR

ATTEST:

LORRIE PEARCE
CITY CLERK

RESOLUTION NO. 3627

A RESOLUTION LEVYING AND ASSESSING A TAX UPON ALL PROPERTY IN SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 172 TO DEFRAY THE COST OF MAINTENANCE AND ELECTRICAL CURRENT IN SAID SPECIAL IMPROVEMENT LIGHTING DISTRICT AND AUTHORIZING AND DIRECTING PAYMENT THEREFORE, FOR THE FISCAL YEAR 2013-2014.

WHEREAS, the City Council for the City of Miles City, Montana did on the 13th day of April, 1970, create a special improvement district in said City, known and designated as Special Improvement Lighting District No. 172; and,

WHEREAS, the whole cost of MAINTENANCE AND ELECTRICAL CURRENT for the fiscal year of 2013-2014 is estimated by the City Council at the sum of \$13,315 and,

WHEREAS, the property in said Special Improvement Lighting District No. 172 is to be assessed one hundred percent (100%) of the cost during the fiscal year 2013-2014 for MAINTENANCE AND ELECTRICAL CURRENT for each lot or parcel of land within Special Improvement Lighting District No. 172.

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 MAINTENANCE AND ELECTRICAL CURRENT in Special Improvement Lighting District No. 172, there shall be levied and assessed a tax upon all property in Special Improvement Lighting District No. 172 amounting to .011770 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 172, 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 27th day of August, 2013, at 7:00 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 MAINTENANCE AND ELECTRICAL CURRENT for Special Improvement Lighting District No. 172 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 13th day of August, 2013.

MAYOR

ATTEST:

LORRIE PEARCE
CITY CLERK

WHEREAS, the above-entitled Resolution was filed in the Office of the City Clerk on the 13th day of August, 2013, 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, 2013, pursuant to published notice;

WHEREAS, the cost of MAINTENANCE AND ELECTRICAL CURRENT for fiscal year 2013-2014 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 3627 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 2013-2014 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 27th day of August, 2013.

MAYOR

ATTEST:

LORRIE PEARCE
CITY CLERK

RESOLUTION NO. 3628

A RESOLUTION LEVYING AND ASSESSING A TAX UPON ALL PROPERTY IN SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 173 TO DEFRAID THE COST OF MAINTENANCE AND ELECTRICAL CURRENT IN SAID SPECIAL IMPROVEMENT LIGHTING DISTRICT AND AUTHORIZING AND DIRECTING PAYMENT THEREFORE, FOR THE FISCAL YEAR 2013-2014.

WHEREAS, the City Council for the City of Miles City, Montana, did on the 13th day of March, 2007, create a special improvement district in said City, known and designated as Special Improvement Lighting District No. 173; and,

WHEREAS, the whole cost of MAINTENANCE AND ELECTRICAL CURRENT for the fiscal year of 2013-2014 is estimated by the City Council at the sum of \$794 and,

WHEREAS, the property in said Special Improvement Lighting District No. 173 is to be assessed one hundred percent (100%) of the cost during the fiscal year 2013-2014 for MAINTENANCE AND ELECTRICAL CURRENT for each lot or parcel of land within Special Improvement Lighting District No. 173.

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 MAINTENANCE AND ELECTRICAL CURRENT in Special Improvement Lighting District No. 173, there shall be levied and assessed a tax upon all property in Special Improvement Lighting District No. 173 amounting to .003597 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 173, 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 27th day of August, 2013, at 7:00 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 MAINTENANCE AND ELECTRICAL CURRENT for Special Improvement Lighting District No. 173 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 13th day of August, 2013.

MAYOR

ATTEST:

LORRIE PEARCE
CITY CLERK

WHEREAS, the above-entitled Resolution was filed in the Office of the City Clerk on the 13th day of August, 2013, 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 28, 2013, pursuant to published notice;

WHEREAS, the cost of MAINTENANCE AND ELECTRICAL CURRENT for fiscal year 2013-2014 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 3628 is hereby adopted, that the special assessment therein provided is hereby levied and assessed accordingly, and that the said

Resolution 3628

assessments are now due and payable and will appear on the fiscal year 2013-2014 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 27th day of August, 2013.

MAYOR

ATTEST:

LORRIE PEARCE
CITY CLERK

RESOLUTION NO. 3629

A RESOLUTION LEVYING AND ASSESSING A TAX UPON ALL PROPERTY IN SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 195 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 2013-2014.

WHEREAS, the City Council for the City of Miles City, Montana, did, on the 28th day of March, 1978, create a special improvement district in said City, known and designated as Special Improvement Lighting District No. 195; and,

WHEREAS, the whole cost of LEASING, MAINTENANCE AND ELECTRICAL CURRENT for the fiscal year of 2013-2014 is estimated by the City Council at the sum of \$6,114 and,

WHEREAS, the property in said Special Improvement Lighting District No. 195 is to be assessed one hundred percent (100%) of the cost during the fiscal year 2013-2014 for LEASING, MAINTENANCE AND ELECTRICAL CURRENT for each lot or parcel of land within Special Improvement Lighting District No. 195.

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. 195, there shall be levied and assessed a tax upon all property in Special Improvement Lighting District No. 195 amounting to .006475 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 195, 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 27th day of August, 2013, at 7:00 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. 195 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 13th day of August, 2013.

MAYOR

ATTEST:

LORRIE PEARCE
CITY CLERK

WHEREAS, the above-entitled Resolution was filed in the Office of the City Clerk on the 13th day of August, 2013, 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, 2012, pursuant to published notice;

WHEREAS, the cost of LEASING, MAINTENANCE AND ELECTRICAL CURRENT for fiscal year 2013-2014 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 3629 is hereby adopted, that the special assessment therein provided is hereby levied and assessed accordingly, and that the said

Resolution 3629

assessments are now due and payable and will appear on the fiscal year 2013-2014 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 27th day of August, 2013.

MAYOR

ATTEST:

LORRIE PEARCE
CITY CLERK

RESOLUTION NO. 3630

A RESOLUTION LEVYING AND ASSESSING A TAX UPON ALL PROPERTY IN SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 202 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 2013-2014.

WHEREAS, the City Council for the City of Miles City, Montana did, on the 10th day of May, 1983, create a special improvement district in said City, known and designated as Special Improvement Lighting District No. 202; and,

WHEREAS, the whole cost of LEASING, MAINTENANCE AND ELECTRICAL CURRENT for the fiscal year of 2013-2014 is estimated by the City Council at the sum of \$ 7,614 and,

WHEREAS, the property in said Special Improvement Lighting District No. 202 is to be assessed one hundred percent (100%) of the cost during the fiscal year 2013-2014 for LEASING, MAINTENANCE AND ELECTRICAL CURRENT for each lot or parcel of land within Special Improvement Lighting District No. 202.

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. 202, there shall be levied and assessed a tax upon all property in Special Improvement Lighting District No. 202 amounting to .008805 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 202, 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 27th day of August, 2013, at 7:00 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. 202 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 by the City Council this 13th day of August, 2013.

MAYOR

ATTEST:

LORRIE PEARCE
CITY CLERK

WHEREAS, the above-entitled Resolution was filed in the Office of the City Clerk on the 13th day of August, 2013 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, 2013, pursuant to published notice;

WHEREAS, the cost of LEASING, MAINTENANCE AND ELECTRICAL CURRENT for fiscal year 2013-2014 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 3630 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 2013-2014 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 27th day of August, 2013.

MAYOR

ATTEST:

LORRIE PEARCE
CITY CLERK

RESOLUTION NO. 3631

A RESOLUTION PURSUANT TO §2-9-212 OF THE MONTANA CODE ANNOTATED, AUTHORIZING A PERMISSIVE MEDICAL LEVY FOR FY 2013-2014 TO FUND GROUP HEALTH INSURANCE PREMIUM CONTRIBUTIONS BY THE CITY AND PROVIDING FOR HEARING THEREON

WHEREAS, the City of Miles City contributes funds for employee group health insurance premiums;

AND WHEREAS, §2-9-212 MCA permits the City of Miles City to levy an annula property tax, designated "Permissive Medical Levy," to fund the payment of such health insurance premiums in the amount in excess of the base contribution as determined under §2-18-703(4)(c) MCA for group benefits under §2-18-703 MCA;

AND WHEREAS, such levy is not subject to the mill levy limitation set forth in §15-10-420 MCA;

AND WHEREAS, the City of Miles City desires to levy such property tax for Fiscal Year 2013-2014;

AND WHEREAS, the provisions of §2-9-212(2)(b) MCA require public hearing upon any increase in such permissive medical levy prior to implementing such levy;

NOW THEREFORE, IT IS RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILES CITY, MONTANA AS FOLLOWS:

That a property tax levy of 20.41 mills be imposed, pursuant to §2-9-212 MCA, for the purposes of funding the premium for group health insurance for Fiscal Year 2013-2014.

BE IT FURTHER RESOLVED that a public hearing shall be held on the above proposed levy on the 27th day of August, 2013 at 7:00 p.m. in the City Hall Chambers at City Hall, 17 S. Eighth Street, Miles City, Montana. The City Clerk shall cause notice of such hearing to be published in the Miles City Star, in accordance with §7-1-4127 MCA, at least 2 times with at least 6 days separating each publication.

SAID RESOLUTION READ AND PUT UPON ITS FINAL PASSAGE THIS 13th DAY OF AUGUST, 2013.

C.A. Grenz, 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 27th DAY OF AUGUST, 2013.**

C.A. Grenz, Mayor

ATTEST:

Lorrie Pearce, City Clerk

RESOLUTION NO. 3632

A RESOLUTION PURSUANT TO §15-10-203 OF THE MONTANA CODE ANNOTATED, AUTHORIZING THE BUDGETING OF AN INCREASED AMOUNT OF AD VALOREM TAX REVENUES IN FY 2013-2014 IN EXCESS OF THE PROPERTY TAX REVENUES FOR THE PRIOR FISCAL YEAR AND PROVIDING FOR HEARING THEREON

WHEREAS, the City Council of the City of Miles City, Montana intends to budget for real and personal property tax revenues for Fiscal Year 2013-2014 in excess of the property tax revenues for Fiscal Year 2012-2013, exclusive of taxes on properties appearing for the first time on the property tax records;

AND WHEREAS, §15-10-203 MCA requires the adoption of a resolution of the City Council authorizing such action;

AND WHEREAS, pursuant to §15-10-203 MCA, published notice and public hearing is required prior to adoption of this resolution;

NOW THEREFORE, IT IS RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILES CITY, MONTANA AS FOLLOWS:

It hereby authorizes the budgeting of real and personal property tax revenues for FY 2013-2014 in excess of the real and personal property tax revenues for FY 2012-2013.

BE IT FURTHER RESOLVED that a pursuant to §15-10-203 MCA, a public hearing shall be held on the above proposed levy on the 27th day of August, 2013 at 7:00 p.m. in the City Hall Chambers at City Hall, 17 S. Eighth Street, Miles City, Montana. The City Clerk shall cause notice of such hearing to be published in the Miles City Star, in accordance with §15-10-203 MCA and §7-1-4127 MCA, at least 2 times with at least 6 days separating each publication. Such publication shall be placed in a portion of the newspaper other than that portion utilized for legal and classified advertisements.

SAID RESOLUTION READ AND PUT UPON ITS FINAL PASSAGE THIS 13th DAY OF AUGUST, 2013.

C.A. Grenz, 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 27th DAY OF AUGUST, 2013.**

C.A. Grenz, Mayor

ATTEST:

Lorrie Pearce, City Clerk

RESOLUTION NO. 3616

A RESOLUTION APPROVING AND ADOPTING A FINAL BUDGET FOR THE CITY OF MILES CITY FOR FY 2013-2014; AUTHORIZING PROCEDURE FOR ADJUSTMENTS TO APPROPRIATIONS FOR CERTAIN FEE BASED BUDGETS; AUTHORIZING PROCEDURE FOR TRANSFERRING APPROPRIATIONS BETWEEN ITEMS WITHIN THE SAME FUND

WHEREAS, there was presented to the City Council of the City of Miles City, Montana a preliminary budget for the City of Miles City for fiscal year 2013-2014;

AND WHEREAS, a public hearing was duly noticed and held on July 30, 2013 and again on August 13, 2013, upon such preliminary budget as required by §7-6-4024 MCA;

AND WHEREAS, upon due consideration of all matters presented at such public hearing, and the City Council having made such amendments, if any, to such preliminary budget as deemed necessary;

NOW THEREFORE, IT IS RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILES CITY, MONTANA AS FOLLOWS:

1. The budget attached hereto as Exhibit "A" (hereinafter "the Final FY 2013-2014 Budget"), and by this reference made a part hereof, is hereby approved and adopted.
2. The appropriations set forth in the Final FY 2013-2014 Budget are hereby authorized.
3. The spending for each fund in the FY 2013-2014 Budget is limited at the level of detail set forth in Exhibit "A" to this resolution, except that:
 - a. Pursuant to the authority of §7-6-4031 MCA, the City Council is hereby authorized throughout the budget period, by appropriate resolution, to transfer appropriations in the Final FY 2013-2014 Budget between items within the same fund; and
 - b. Pursuant to the authority of §7-6-4012 MCA, adjustments to appropriations for the following fee-based funds may be authorized by the City Council during FY 2013-2014:
 - i. Fund No. 2394 Building Inspection Fund
 - ii. Fund No. 2770 Health

- iii. Fund No. 5510 Ambulance Fund
- iv. Fund No. 5610 Airport Fund
- v. Fund No. 6040 Public Works Garage Fund

Provided, all adjustment of fee-based appropriations must be based upon the cost of providing services supported by the fees, and fully funded by the related fees for services, fund reserves, or nonfee revenue such as interest.

4. This Resolution is effective July 1, 2013.

**SAID RESOLUTION FINALLY PASSED AND ADOPTED BY A DULY
CONSTITUTED QUORUM OF THE CITY COUNCIL OF THE CITY OF MILES CITY,
MONTANA, THIS 27th DAY OF AUGUST, 2013.**

C.A. Grenz, Mayor

ATTEST:

Lorrie Pearce, City Clerk

RESOLUTION NO. 3617

A RESOLUTION ELECTING TO OPERATE UNDER THE ALL-PURPOSE MILL LEVY AND FIXING THE TAX LEVY FOR THE GENERAL FUND, AMBULANCE FUND AND AIRPORT FUND TO BE LEVIED AND ASSESSED ON ALL THE TAXABLE PROPERTY IN THE CITY OF MILES CITY FOR FISCAL YEAR 2013-2014

WHEREAS, the City Council of the City of Miles City, Montana on August 27, 2013, by Resolution No. 3616 approved and adopted a final budget for the City of Miles City for fiscal year 2013-2014;

AND WHEREAS, pursuant to §7-6-4451 MCA, the City Council has determined that it is in the best interests of the City of Miles City to operate under the all-purpose annual mill levy;

AND WHEREAS, the City Council has determined the amount of taxes required to balance the budgets provided in §§7-6-4034 and 7-6-4036 MCA;

AND WHEREAS, the City Council is required by law to fix the tax levy required for the City of Miles City for FY 2013-2014;

NOW THEREFORE, IT IS RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILES CITY, MONTANA AS FOLLOWS:

1. The City of Miles City elects to operate under the all-purpose mill levy authorized by §7-6-4451 MCA for Fiscal Year 2013-2014.
2. There is hereby levied and assessed for the Fiscal Year 2013-2014 on all taxable property within the City of Miles City, Montana, a tax for 208.70 mills in the following respective amounts and for the following purposes:
 - a. For the general municipal and administrative purposes 206.20 mills, the money to be collected therefrom to be placed in a fund known as the "General Fund" and to be used for said purposes.
 - b. For the purpose of providing ambulance service to the City of Miles City, 1.0 mills, the money to be collected therefrom to be placed in a fund known as the "Ambulance Fund" and to be used for said purposes.

- c. For the purposes of operation of the City-County Airport, 1.5 mills, the money to be collected therefrom to be placed in a fund known as the "Airport Fund" and to be used for said purposes.

3. The City Clerk is hereby directed to at once certify to the Clerk and Recorder of Custer County, Montana a copy of this resolution.

**SAID RESOLUTION FINALLY PASSED AND ADOPTED BY A DULY
CONSTITUTED QUORUM OF THE CITY COUNCIL OF THE CITY OF MILES CITY,
MONTANA, THIS 27th DAY OF AUGUST, 2013.**

C.A. Grenz, Mayor

ATTEST:

Lorrie Pearce, City Clerk

RESOLUTION NO. 3634

A RESOLUTION AUTHORIZING THE REMOVAL OF ALL HANDICAPPED PARKING SIGNS LOCATED ALONG THE NORTH HALF OF THE EAST SIDE OF NORTH 11TH STREET BETWEEN PLEASANT AND MAIN STREET.

WHEREAS, the City Council is authorized by §49-4-302(4) MCA to establish and erect signage for parking spaces reserved for persons with disabilities or the holders of parking permits issued by the Montana Department of Justice for persons with disabilities, and the City has designated the Public Works Director to be authorized to approve the placement of such signs pursuant to City Code Section 22-194;

AND WHEREAS the City Council has determined that, based on the request of the First United Methodist Church, located at 22 North 11th Street, Miles City, Montana, that the signs placed along the north half of the east side of North 11th Street are not necessary due to available off-street handicapped parking spaces located on the church property;

AND WHEREAS the Public Works Director for the City of Miles City agrees with the City Council's determination that such signs are not necessary;

NOW THEREFORE, IT IS RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILES CITY, MONTANA AS FOLLOWS:

1. The Public Works Director is authorized to cause the handicapped parking signs located on the north half of the east side of North 11th Street to be removed.

SAID RESOLUTION FINALLY PASSED AND ADOPTED BY A DULY CONSTITUTED QUORUM OF THE CITY COUNCIL OF THE CITY OF MILES CITY, MONTANA, THIS 27th DAY OF AUGUST, 2013.

C.A. Grenz, Mayor

ATTEST:

Lorrie Pearce, City Clerk

