



# CITY OF MILES CITY AGENDA

*Regular Council Meeting  
City Council Chambers*

*August 23, 2016  
7:00 p.m.*

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

1. **APPROVAL OF COUNCIL MINUTES/COMMITTEE MINUTES**
  - A. Regular Council Meeting 8/09/2016
  - B. Finance Committee Meeting 8/04/2016
  - C. Special Council Meeting 8/15/2016
2. **SCHEDULE MEETINGS**
3. **REQUEST OF CITIZENS & PUBLIC COMMENT**
4. **APPOINTMENTS**  
Michelle Simpson- Planning Board Member
5. **PROCLAMATIONS**  
**STAFF REPORTS**
6. **CITY COUNCIL COMMENTS**
7. **MAYOR COMMENTS**
8. **COMMITTEE RECOMMENDATIONS**
9. **BID OPENINGS**
10. **BID AWARDS**  
Recommendations on bids received for installation of 20 inch pipe on Tongue River
11. **PUBLIC HEARINGS**
  - A. **RESOLUTION NO. 3949- A Resolution Approving and Adopting a Final Budget for the City of Miles City for FY 2016-2017; Authorizing Procedure For Adjustments to Appropriations For Certain Fee Based Budgets; Authorizing Procedure For Transferring Appropriations Between Items Within the Same Fund**

- B. **RESOLUTION NO. 3950- 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 2016-2017**
- C. **RESOLUTION NO. 3955- A Resolution Pursuant to 2-9-212 of The Montana Code Annotated, Authorizing A Permissive Medical Levy for FY 2016-2017 to Fund Group Health Insurance Premium Contributions by The City and Providing For Hearing Thereon**
- D. **RESOLUTION NO. 3956- 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 2016-2017**
- E. **RESOLUTION NO. 3957 - 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 2016-2017**
- F. **RESOLUTION NO. 3958 -A Resolution Levying and Assessing A Tax Upon All Property in Special Improvement Lighting District No. 171 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 2016-2017**
- G. **RESOLUTION NO. 3959- A Resolution Levying and Assessing A Tax Upon All Property in Special Improvement Lighting District No. 172 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 2016-2017**
- H. **RESOLUTION NO. 3960- 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 2016-2017**
- I. **RESOLUTION NO. 3961- 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 2016-2017**

- J. **RESOLUTION NO. 3962- A Resolution Levying and Assessing A Tax Upon All Property in Special Improvement Lighting District No. 173 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 2016-2017**
- K. **RESOLUTION NO. 3963- : 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 2016-2017**
- L. **RESOLUTION NO. 3964- 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 the Fiscal Year 2016-2017**
- M. **RESOLUTION NO. 3965- 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 the Fiscal Year 2016-2017**
- N. **RESOLUTION NO. 3968- A Resolution Pursuant to §7-6-4006 of the Montana Code Annotated, Authorizing Amendment of Final Budget for FY 2015-2016 for Unanticipated Revenues and Expenditures in the Housing Authority Fund**
- O. **RESOLUTION NO. 3969- 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 2016-2017 in Excess of the Property Tax Revenues for the Prior Fiscal Year and Providing for Hearing Thereon**
- P. **PUBLIC HEARING on FY 2016/2017 Preliminary Budget**

**12. UNFINISHED BUSINESS**

- A. **OFFER OF AMENDMENTS TO FY 16/17 PRELIMINARY BUDGET**
- B. **RESOLUTION NO. 3955- *(Second Reading)* A Resolution Pursuant to 2-9-212 of The Montana Code Annotated, Authorizing A Permissive Medical Levy for FY 2016-2017 to Fund Group Health Insurance Premium Contributions by The City and Providing For Hearing Thereon**
- C. **RESOLUTION NO. 3956- *(Second Reading)* 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 2016-2017**

- D. RESOLUTION NO. 3957 - *(Second Reading)* 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 2016-2017**
- E. RESOLUTION NO. 3958 -*(Second Reading)* A Resolution Levying and Assessing A Tax Upon All Property in Special Improvement Lighting District No. 171 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 2016-2017**
- F. RESOLUTION NO. 3959- *(Second Reading)* A Resolution Levying and Assessing A Tax Upon All Property in Special Improvement Lighting District No. 172 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 2016-2017**
- G. RESOLUTION NO. 3960- *(Second Reading)* 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 2016-2017**
- H. RESOLUTION NO. 3961- *(Second Reading)* 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 2016-2017**
- I. RESOLUTION NO. 3962- *(Second Reading)* A Resolution Levying and Assessing A Tax Upon All Property in Special Improvement Lighting District No. 173 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 2016-2017**
- J. RESOLUTION NO. 3963- : *(Second Reading)* 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 2016-2017**
- K. RESOLUTION NO. 3964- *(Second Reading)* 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 the Fiscal Year 2016-2017**

- L. **RESOLUTION NO. 3965- (Second Reading) 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 the Fiscal Year 2016-2017**
- M. **RESOLUTION NO. 3968- (Second Reading) A Resolution Pursuant to §7-6-4006 of the Montana Code Annotated, Authorizing Amendment of Final Budget for FY 2015-2016 for Unanticipated Revenues and Expenditures in the Housing Authority Fund**
- N. **RESOLUTION NO. 3969- (Second Reading) A Resolution Pursuant to §15-10-420 of the Montana Code Annotated, Authorizing the Budgeting of an Increased Amount of Ad Valorem Tax Revenues in FY 2016-2017 in Excess of the Property Tax Revenues for the Prior Fiscal Year and Providing for Hearing Thereon**

**13. NEW BUSINESS**

- A. **RESOLUTION NO. 3949- A Resolution Approving and Adopting a Final Budget for the City of Miles City for FY 2016-2017; Authorizing Procedure For Adjustments to Appropriations For Certain Fee Based Budgets; Authorizing Procedure For Transferring Appropriations Between Items Within the Same Fund**
- B. **RESOLUTION NO. 3950- 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 2016-2017**
- C. **COUNCIL HEARING: Interview for Ward II Council Vacancy**
- D. **Approval on Home Occupation Permit Request- Karla Murnin, 1603 Pearl**
- E. **ADJOURNMENT**

Public comment on any public matter that is not on the agenda of this meeting can be presented under Request 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 9, 2016**

**7:00 p.m.**

### **CALL TO ORDER**

The Regular Council meeting was held Tuesday, August 9, 2016, in the City Hall Conference Room at City Hall, 17 S. 8<sup>th</sup> Street, Miles City, Montana. City Council President Galbraith called the meeting to order. Council Members present were John Uden, Rachel Sloan, Dwayne Andrews, Susanne Galbraith, Brant Kassner, Jeff Erlenbusch, Ken Gardner and Kathy Wilcox. Mayor Hollowell was excused.

Also present were Attorney Dan Rice, Police Chief Doug Colombik, Public Utilities Director Allen Kelm, Fire Chief Gary Warren, Public Works Director Scott Gray, Planner II Dawn Colton, Flplain Adm/AutoCad/Asst. PWPV Samantha Malenovsky, Grant Writer/Historic Preservation Administer and City Clerk/Minute Recorder Lorrie Pearce.

### **PLEDGE OF ALLEGIANCE**

City Council President Galbraith led the Council in the Pledge of Allegiance.

### **APPROVAL OF COUNCIL & COMMITTEE MINUTES**

#### **Regular Council Minutes: 7/26/2016**

**\*\*** *Councilperson Uden moved to approve the minutes of the Regular Council Meeting of July 26, 2016 subject to any corrections, and seconded by Councilperson Sloan. The motion **passed** by unanimous consent, 8-0.*

#### **Human Resource Minutes: 7/26/2016**

**\*\*** *Councilperson Sloan moved to approve the minutes of the Human Resource Meeting of July 26, 2016, and seconded by Councilperson Wilcox. The motion **passed** by unanimous consent, 8-0.*

#### **Finance Committee Meeting Minutes: 7/27/2016**

**\*\*** *Councilperson Andrews moved to approve the minutes of the Finance Committee Meeting of July 27, 2016, and seconded by Councilperson Erlenbusch. The motion **passed** by unanimous consent, 8-0*

## SCHEDULE MEETINGS

Public Service Meeting

August 11, 2016 at 6:00pm

## REQUEST OF CITIZENS & PUBLIC COMMENT

Realtors' presentation of playset for Bender Park

Carol Hardesty presented a proposal on the behalf of the Eastern Montana Board of Realtors to donate a playset with a value of \$9,700 to Bender Park. She said she had been communicating with Director Gray and Foreman Stone on the project. There will be volunteers from MC 2, Kiwanis and National Association of Realtors to construct the playset and surround it with rubber mulch. Hopefully it will be completed by September 15, 2016.

*\*\* Councilperson Uden moved that the project set forward by the Realtors Association here in Miles City for playground equipment at Bender Park, seconded by Councilperson Sloan. The motion passed by roll call vote 8-0*

Attorney Rice advised the board that they will need to get permits from the City and Dennis Hirsch, build the playset and then the City will accept the donation once it is complete.

*\*\* Councilperson Uden moved to waive any portion of the Cities cost, seconded by Councilperson Kassner. The motion passed by roll call vote. 8-0*

Economic Development- Budget

Re-scheduled for Council Meeting 8/23/16

Kristy Murphy- Zoning Compliance

Kristy Murphy, 200 Hubbel Street, handed out a copy of the noncompliance writ that was given to Todd Schwab January 30, 2015. She said it clearly delineates what he was supposed to do. She said in the letter it clearly specifies that the property is presently in a Mobile Home A area, and allowed two trailer houses. Also, per Dennis Hirsch it is also vacant land and there was no permit. She passed around a picture to show the area that was discussed. She also passed out a picture of the property from this spring, and then from the present. She said trucks come and go all hours of the day, seven days a week. She added that he had not been dumping on it anymore.

She said that she was told by Jeff Noble that the issue would have to go back to the Mayor and charge him again.

President Galbraith apologized that the Mayor was not present and that she would convey the issue to him.

Mrs. Murphy said that it is time to do something about it, because there are many others that received violations and have cleaned up their property.

Councilperson Uden asked Attorney Rice that since he had been served with a violation, can a warrant be issued for his arrest. Attorney Rice said no, it has been through the process, but he would talk to Prosecutor Noble as to what had happened so far. He thought it may have to be reviewed by the Zoning Board again and go from there. He said he would ask Prosecutor Noble to update the Mayor on the issue.

After a long discussion, Councilperson Wilcox suggested to postpone further discussion until more information is available.

Other

Bernice Cotton, 621 Felton Street, said she was at the meeting for the third time to find out what was happening with the mess on Wells Street. She was aware that Mr. Certain was issuing warrants, but nothing is happening. President Galbraith said the Mayor was absent and did not know where the issue was at, but she would convey the information to the Mayor. Chief Colombik said unfortunately everything is jammed up in court.

Attorney Rice said that it will be six months from the day they first appear in Court. That is the speedy trial rule.

Councilperson Gardner said that he talked to Prosecutor Noble and the attorney representing this individual is drafting a letter for a settlement agreement, so maybe the City can clean up the site. The courts would be willing to let him out to represent himself.

### **APPOINTMENTS**

None

### **PROCLAMATIONS**

None

### **STAFF REPORTS**

Floodplain Administrator, Samantha Malenovsky updated Council on the floodplain:



- District agreement is still being discussed between the County and City
- Army Corp's (FCSA) agreement is out as a draft and waiting for comments
- Army Corp is working on the scope of work and cost estimates, it plans on having the draft completed this month. She will get copies to everyone once she receives it. The Army Corp is planning on being in Miles City in September to discuss the project management plan, cost of work and district agreement
- Asked the Council to think about work in kind that could be used on Section 205. The flood control committee is also working with KLJ on some cost share ideas
- A potential public education meeting with KLJ and Army Corp on October 18
- Announced that there is a spot to fill on the flood steering committee and it had to be a Councilperson. If anyone was interested to contact her

Director Kelm said that the City did receive the full \$400,000 forgiveness on the loan for the waste water treatment plant phase II project.

Director Gray asked the public to be patient with the City crew and repairs on Stower Street. There was a water break and felt that it would take about one month for it to be fixed.

Chief Warren said that so far this year there have been 793 alarms which included 30 this month and interviews will start this weekend for the open position.

### **CITY COUNCIL COMMENTS**

None

### **MAYOR COMMENTS**

President Galbraith read a letter from the Fourth of July committee thanking the City for its support and participation on the celebration.

### **STANDING COMMITTEE RECOMMENDATIONS**

None

### **BID OPENINGS**

Installation of Waterline on Tongue River

Director Kelm opened the five bids received:

1. Jarrett Construction for an amount of \$358,921
2. Western Municipal Construction for an amount of \$369,000

3. Kinkaid Civil Construction for an amount of \$439,000
4. Advanced Engineering and Environmental Services for an amount of \$457,584
5. John Muggli Contracting for an amount of \$348,790

*\*\* Councilperson Uden moved to send the bids to Finance, seconded by Councilperson Sloan. The motion passed 8-0*

## **BID AWARDS**

None

## **PUBLIC HEARINGS**

**A. RESOLUTION NO. 3949- A Resolution Approving and Adopting a Final Budget for the City of Miles City for FY 2016-2017; Authorizing Procedure For Adjustments to Appropriations For Certain Fee Based Budgets; Authorizing Procedure For Transferring Appropriations Between Items Within the Same Fund**

President Galbraith called for comments from opponents three times, then proponents three times and, hearing none, the hearing was closed.

**B. RESOLUTION NO. 3953- A Resolution pursuant to §7-6-4006 of the Montana Code Annotated, Authorizing Amendment of Final Budget for FY 2016-2017 to Appropriate Unanticipated Expenses to Lighting District No. 165 Fund 2400 For Electrical Utilities Expenses**

President Galbraith called for comments from opponents three times, then proponents three times and, hearing none, the hearing was closed.

## **UNFINISHED BUSINESS**

**A. RESOLUTION NO. 3953- (Second Reading) A Resolution pursuant to §7-6-4006 of the Montana Code Annotated, Authorizing Amendment of Final Budget for FY 2015-2016 to Appropriate Unanticipated Expenses to Lighting District No. 165 Fund 2400 For Electrical Utilities Expenses**

*\*\* Councilperson Sloan moved to approve the Resolution and amend in the title FY 2016-2017 to FY 2015-2016, seconded by Councilperson Kassner. On roll call vote, the motion passed 8-0*

## NEW BUSINESS

### **A. Discussion on Jeff Williams request to refer back to Board of Appeals for preliminary approval on setback**

Property Owner Jeff Williams, 1611 Tompy Street, asked Council for approval on a special permit to install raise planters in his boulevard on Cottage Street. The first twenty five feet coming off Tompy Street would have an L shaped bench installed and the remaining 30' along Cottage a raised planter bed which have four perpendicular parts and three parallel parts to Cottage Street. They would be three feet high with plants no higher than three feet tall so not to exceed the six feet limit in the Cities Ordinance. He said he has very limited time and would like to make it look attractive and appealing instead of the weeds.

Attorney Rice explained that the issue was first presented to the Board of Appeals regarding the setback and sent to Council for feedback on the setback. The Board of Appeals cannot approve construction on City property, so the feedback will go back to Board of Appeals and then it will make a final recommendation to Council and then a Resolution for the revocable license would need to be approved by the Council.

Councilperson Andrews and Galbraith said that it cannot block the visual, so it could not be on a corner.

Councilperson Uden asked if Mr. Certain had given him a notice to clean up his yard. Mr. Williams said yes. Councilperson Uden wondered if he hadn't cleaned up his yard yet, how the City can trust him to keep the plant and planters at the six foot height. Mr. Williams said that he wanted to put a barrier to prevent growth on the right of way and he didn't think that it had been 30 days since he received the notice.

Councilperson Wilcox asked why concrete planter instead of railroad ties or something lower and can be disassemble more easily. Mr. Williams said that he can put something mobile, but did not like the look of railroad ties. He would like something that is appealing like in a business park. He added that he would like to do it around the rest of his yard.

President Galbraith said she will send recommendation to the Board of Appeals.

### **B. RESOLUTION NO. 3951- A Resolution Approving a Procedure to Review Demolition of Historically Significant Buildings, Landmarks and Sites Within Designated Historic Districts in Miles City**

*\*\* Councilperson Wilcox moved to approve the Resolution, by title only, seconded by Councilperson Gardner.*

Administrator Muggli explained that for the last couple of years the Historic Preservation Commission had been pushing for an Ordinance to review and request the demolition of a building of historic value. She said they are talking about buildings like the Olive Hotel.

She said that Building Inspector Hirsch and the commission made a compromise on the process, once Inspector Hirsch receives a building permit she will look it over and if it is a historic building she will call the owner and make them aware of cost benefit analysis, market research, and tax credit availability in the downtown district. It would be entirely up to the property owner as to what they do with the property. From the commission perspective they are looking at preserving historic buildings, so if they can step in and save a building, it is worth a try.

*\*\* The motion passed 5-3, with Councilperson Gardner, Uden and Kassner voting no*

**C. RESOLUTION NO. 3954- A Resolution Approving a “Task Order for the City of Miles City” With Kadrmas, Lee & Jackson, INC., For Assistance in Preparation of DNRC Easement Application**

*\*\* Councilperson Gardner moved to approve the Resolution, by title only, seconded by Councilperson Uden. On roll call vote, the motion passed 8-0*

**D. RESOLUTION NO. 3955- (First Reading) A Resolution Pursuant to 2-9-212 of The Montana Code Annotated, Authorizing A Permissive Medical Levy for FY 2016-2017 to Fund Group Health Insurance Premium Contributions by The City and Providing For Hearing Thereon**

*\*\* Councilperson Wilcox moved to approve the Resolution, by title only, seconded by Councilperson Erlenbusch. On roll call vote, the motion passed 8-0*

## CONSENT AGENDA

*\*\* Councilperson Uden moved to suspend the rules to place items E thru N*

*on a consent agenda, seconded by Councilperson Andrews. The motion passed 8-0*

*\*\* Councilperson Wilcox moved to place items E thru N on a consent agenda, seconded by Councilperson Andrews. The motion passed 8-0*

- E. RESOLUTION NO. 3956- (First Reading) 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 2016-2017**
- F. RESOLUTION NO. 3957 - (First Reading) 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 2016-2017**
- G. RESOLUTION NO. 3958 -(First Reading) A Resolution Levying and Assessing A Tax Upon All Property in Special Improvement Lighting District No. 171 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 2016-2017**
- H. RESOLUTION NO. 3959- (First Reading) A Resolution Levying and Assessing A Tax Upon All Property in Special Improvement Lighting District No. 172 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 2016-2017**
- I. RESOLUTION NO. 3960- (First Reading) 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 2016-2017**
- J. RESOLUTION NO. 3961- (First Reading) 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 2016-2017**

- K. RESOLUTION NO. 3962- (*First Reading*) A Resolution Levying and Assessing A Tax Upon All Property in Special Improvement Lighting District No. 173 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 2016-2017**
- L. RESOLUTION NO. 3963- : (*First Reading*) 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 2016-2017**
- M. RESOLUTION NO. 3964- (*First Reading*) 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 the Fiscal Year 2016-2017**
- N. RESOLUTION NO. 3965- (*First Reading*) 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 the Fiscal Year 2016-2017**

*Resolutions No: 3956,3957,3958,3959,3960,3961,3962,3963,3964,3965 passed on consent agenda 8-0*

- O. RESOLUTION NO. 3966- A Resolution Approving an Agreement With Williams Brother Construction, LLC, For Miles City Wastewater Improvements Phase II-2016**

*\*\* Councilperson Erlenbusch moved to approve the Resolution, by title only, seconded by Councilperson Sloan. On roll call vote, the motion passed 8-0*

- P. RESOLUTION NO. 3967- A Resolution Approving “An Agreement Between the Montana Department of Transportation and the City of**

### **Miles City for Installation and Maintenance of a CORS Station**

*\*\* Councilperson Sloan moved to approve the Resolution, by title only, seconded by Councilperson Gardner. On roll call vote, the motion passed 8-0*

### **Q. RESOLUTION NO. 3968- (First Reading) A Resolution Pursuant to §7-6-4006 of the Montana Code Annotated, Authorizing Amendment of Final Budget for FY 2015-2016 for Unanticipated Revenues and Expenditures in the Housing Authority Fund**

*\*\* Councilperson Uden moved to approve the Resolution, by title only, seconded by Councilperson Wilcox. On roll call vote, the motion passed 8-0*

### **R. Approval on preliminary plat for Vision Enterprises (Fretland Property)**

*\*\* Councilperson Sloan moved to approve the preliminary plat for Vision Enterprises (Fretland Property) and adopt the staff report as finding of facts, determine that the request of changes is not a material change and approve the amended plat with conditions set forth in the staff report, seconded by Councilperson Kassner.*

Planner Colton explained that the change would be a benefit to the public. She said that Mallet Lane is a private road and the owner wanted to take out the culde sac and make it into a T shape, this would provide access to the four adjacent lots. She added that she would agree that it is a material change if the road was a public road, but it is not.

*\*\* On roll call vote, the motion passed 8-0*

### **S. Site Plan Approval- First Interstate Bank**

*\*\* Councilperson Wilcox moved to approve the adoption of the staff report as finding of fact and approve the site plan as presented by First Interstate Bank, seconded by Councilperson Kassner. On roll call vote, the motion passed 8-0*

### **T. APPROVAL OF JULY CLAIMS**

*\*\* Councilperson Galbraith moved to approve the July claims, seconded by Councilperson Andrews. On roll call vote, the motion passed 8-0*

## ADJOURNMENT

**\*\*** *Councilperson Uden moved to adjourn the meeting, seconded by Councilperson Sloan, and **passed** unanimously.*

The meeting was adjourned at 8:25 p.m.

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**Susanne Galbraith, Council President**

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**Lorrie Pearce, City Clerk**



## Finance Committee Meeting

August 4, 2016

The Finance Committee met Thursday, August 4, 2016 at 6:00 p.m. in the Council Chambers. Present were Committee Chairperson Susanne Galbraith and Committee Members Kathy Wilcox and Dwayne Andrews. Committee Member Rachel Sloan was excused.

Also present were Public Utilities Director Allen Kelm and Recorder Lorrie Pearce

Committee Chairperson Galbraith called the meeting to order.

**1. Request of Citizens:**

None

**2. RESOLUTION NO. 3953- A Resolution pursuant to §7-6-4006 of the Montana Code Annotated, Authorizing Amendment of Final Budget for FY 2015-2016 to Appropriate Unanticipated Expenses to Lighting District No. 165 Fund 2400 For Electrical Utilities Expenses**

*\*\* Committee Member Wilcox moved to recommend to Council approval of Resolution No. 3953, seconded by Committee Member Andrews. The motion passed 3-0*

**3. Review and Recommendation on the contract and notice to proceed for the Williams Brothers Contract**

*\*\* Committee Member Galbraith moved to recommend to Council to accept the contract and notice to proceed for the Williams Brothers contract, seconded by Committee Member Wilcox.*

Director Kelm said the contract is for the phase II Waste Water Treatment Plant project. The bonding is in order and Attorney Rice has looked it over and agreed with it. He said he asked for a contractors schedule and if all agree, he will have the Mayor sign the contract so work can begin before winter.

*\*\* On roll call vote, the motion passed 3-0*

**4. Review and Recommendation on \$150,000 change order to Williams Brothers contract for electrical**

*\*\* Chairperson Wilcox moved to recommend to Council approval of the \$150,000 change order to William Brothers contract for electrical, seconded by Chairperson Galbraith.*

Director Kelm said that after the bids were opened at the Council meeting, and a couple of days later he received a call from Williams Brothers. He was told that there was a problem with the bid received because an entire section of the bid from subcontractor Colstrip Electric was missed for an amount of \$150,000. Director Kelm had consulted with Engineer Brad Koenig and both felt that the overlook was not intentional because Colstrip Electric missed that section in all three bids the City received, which meant that all the bids were under bid by \$150,000.

*\*\* On roll call vote the motion passed 3-0*

**5. Review and Recommendation on KLJ Tasks for DNRC Easement for 20 Inch Water Line**

*\*\* Committee Member Wilcox moved to recommend to Council the approval on KLJ Tasks for DNRC Easement for 20 Inch Water Line, seconded by Committee Member Galbraith.*

Director Kelm explained that KLJ is the engineer for the installation of a 20 inch water line under the Tongue River. Requests were made to DNRC, Fish and Game and Army Corp. DNRC responded to the City that it did not have an easement for the water line. He said there were a lot of surveys, application that needed filed and a fee paid. DNRC will meet in September for a decision on the easement. He hopes to receive it before the project gets started.

*\*\* On roll call vote the motion passed 3-0*

**6. Discussion on Interlocal Agreement with County**

Chairperson Galbraith explained that she would like to see the County pay \$175 per hour plus actual mileage. She felt that what they are paying at the present time was not fair to the City, because the City pays for the cost of the building, maintenance and wear on the ambulance, etcetera.

Committee Member Andrews said that raising the cost of the mileage may help. And to make sure that the County residents are paying the same as City residents for all calls.

Committee Member Wilcox thought the County should pay the private pay rate, plus mileage plus 20%. She agreed that there should be some sort of surcharge.

Chairperson Galbraith said that she would like the per hour cost charged raised to \$175.00 or go back to the formula that was used in 2009. She felt that when the ambulance is making a County run, the City is missing out on Billings runs, which would bring in a lot more money. Also, when there is a County run, two employees need to be called in and are paid overtime.

After a long discussion the consensus was to study the cost of the ambulance and bring back to Finance Committee at a later date.

**7. Adjournment**

**\*\*** *Committee Member Andrews moved to adjourn the meeting, seconded by Committee Member Wilcox and **passed** unanimously, 3-0.*

The meeting was adjourned at 5:45 p.m.

---

**Susanne Galbraith, Chairperson**

---

**Lorrie Pearce Recorder/City Clerk**

**SPECIAL COUNCIL MEETING    August 15, 2016**  
**7:00 p.m.**

**CALL TO ORDER**

The Special Council meeting was held Monday, August 15, 2016, in the City Hall Conference Room at City Hall, 17 S. 8<sup>th</sup> Street, Miles City, Montana. Mayor John Hollowell called the meeting to order. Council Members present were John Uden, Dwayne Andrews, Susanne Galbraith, Jeff Erlenbusch, Ken Gardner and Kathy Wilcox. Councilpersons Rachel Sloan and Brant Kassner were excused

Also present was City Clerk/Minute Recorder Lorrie Pearce.

**PLEDGE OF ALLEGIANCE**

Mayor Hollowell led the Council in the Pledge of Allegiance.

**1.    Request of Citizens & Public Comment**

None

**2.    New Business**

- A.    RESOLUTION NO. 3969- *(First Reading)* 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 2016-2017 in Excess of the Property Tax Revenues for the Prior Fiscal Year and Providing for Hearing Thereon**

*\*\* Councilperson Galbraith moved to approve the Resolution, by title only, seconded by Councilperson Gardner and on roll call vote **passed 6-0.***

**ADJOURNMENT**

*\*\* Councilperson Galbraith moved to adjourn the meeting, seconded by Councilperson Andrews, and passed unanimously.*

The meeting was adjourned at 7:10 p.m.

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**John Hollowell, Mayor**

---

**Lorrie Pearce, City Clerk**

2611 Gabel Road  
PO Box 80303  
Billings, MT 59108-0303  
406 245 5439  
kljeng.com



August 17, 2016

Allen Kelm  
City of Miles City  
17 South 8th Street  
Miles City, MT 59301

Re: Recommendation of Award 20-Inch Tongue River Water Main Crossing

Dear Allen:

Bids on the referenced project were opened on August 09, 2016. A total of five (5) bids were received. The bids were checked for proper documentation and no errors were found.

The low bidder is John Muggli Contracting out of Miles City, Montana, using Central Trenching. We also contacted Underground Solution who stated that "We have used Central Trenching on multiple project and never had an issue with them". We recommend a contract be awarded to John Muggli for \$348,790.00.

At this time, retain the bid bonds for the three (3) lowest bidders and return the others. Once the contract has been signed, you should return the remaining three (3) bid bonds.

We are attaching the *Notice of Award* for your approval. Following approval, please sign the document, and keep the original for your files. Then scan and send a copy to our office. Upon receiving the signed copy we will then send to the contractor for their documents.

Please feel free to contact us with any questions at (406) 373-7244. Thank you for the opportunity to work with you on this project.

Sincerely,

KLJ

A handwritten signature in black ink that reads "McKenzie Butcher". The signature is written in a cursive, flowing style.

McKenzie Butcher, EIT  
Design Engineer

Enclosure(s): (1) Tabulation of Bids  
(1) Notice of Awards

Project #: 2414109  
cc: KLJ file  
Doug Whitney, PE

# Public Hearing

+

Unfinished Business

+

New Business - 3949+3950

# RESOLUTION NO. 3949

**A RESOLUTION APPROVING AND ADOPTING A FINAL BUDGET FOR THE CITY OF MILES CITY FOR FY 2016-2017; 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 fiscal year 2016-2017;

*AND WHEREAS*, a public hearing was duly noticed and held on August 09, 2016 and again on August 23, 2016, 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 2016-2017 Budget,") and by this reference made a part hereof, is hereby approved and adopted.
2. The appropriations set forth in the Final FY 2016-2017 Budget are hereby authorized.
3. The spending for each fund in the FY 2016-2017 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 2016-2017 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 budgets may be authorized by the City Council during FY 2016-2017:
    - i. Fund No. 2394 Building Inspection
    - ii. Fund No. 2770 Health Fund
    - 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 non-fee revenue such as interest.

- 4. This Resolution is effective July 1, 2016.

**SAID RESOLUTION FINALLY PASSED AND ADOPTED BY A DULY CONSTITUTED QUORUM OF THE CITY COUNCIL OF THE CITY OF MILES CITY, MONTANA, THIS 23<sup>rd</sup> DAY OF AUGUST, 2016.**

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John Hollowell, Mayor

ATTEST:

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Lorrie Pearce, City Clerk



## RESOLUTION NO. 3950

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 2016-2017

*WHEREAS* the City Council of The City of Miles City, Montana, on August 23, 2016, by Resolution No. 3950 approved and adopted a final budget for the City of Miles City for fiscal year 2016-2017;

*AND WHEREAS*, pursuant to §7-6-4451, 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 as 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 2016-2017;

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 for Fiscal Year 2016-2017.
2. There is hereby levied and assessed for the Fiscal Year 2016-2017 on all taxable property within the City of Miles City, Montana, a tax for 200.07 mills in the following respective amounts and for the following purposes:
  - A. For the general municipal and administrative purposes 197.57 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 by the City of Miles City, 1.00 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, 1.50 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, AT ITS REGULAR MEETING, DULY NOTICED, THIS 23RD DAY OF AUGUST, 2016.

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John Hollowell,  
Mayor

ATTEST:

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Lorrie Pearce City Clerk

## RESOLUTION NO. 3955

A RESOLUTION PURSUANT TO §2-9-212 OF THE MONTANA CODE ANNOTATED, AUTHORIZING A PERMISSIVE MEDICAL LEVY FOR FY 2016-2017 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 annual 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 2016-2017;

*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 22.45 mills be imposed, pursuant to §2-9-212 MCA, for the purposes of funding the premium for group health insurance for Fiscal Year 2016-2017.

**BE IT FURTHER RESOLVED** that a public hearing shall be held on the above proposed levy on the 23<sup>rd</sup> day of August, 2016, 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 9<sup>th</sup> DAY OF AUGUST, 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 23<sup>rd</sup> DAY OF AUGUST, 2016.**

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

ATTEST:

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

# DETERMINATION OF PERMISSIVE LEVY FOR GROUP BENEFITS

ENTITY NAME: City of Miles City  
 FOR FISCAL YEAR ENDING: 6/30/17

= INPUT AREAS - PLEASE ENTER THE INFORMATION REQUESTED  
 READ COMMENT BOXES IN CELLS FOR FURTHER GUIDANCE  
 = CELLS CONTAIN FORMULAS - VALUES WILL AUTOMATICALLY CALCULATE

		A	B	C	D
<i>STEP #1</i>		INPUT INFORMATION REQUESTED IN YELLOW CELLS.			
	FISCAL YEAR	(LINE 1) BASE YEAR = TOTAL ACTUAL ANNUAL EMPLOYER CONTRIBUTION FOR GROUP BENEFITS IN BASE YEAR  (LINE 2) BUDGETING FOR = TOTAL BUDGETED ANNUAL EMPLOYER CONTRIBUTION FOR GROUP BENEFITS	$C = (B \div D) \div 12$ AVERAGE MONTHLY EMPLOYER CONTRIBUTION PER EMPLOYEE	ACTUAL # OF EMPLOYEES FOR WHOM THE LOCAL GOVERNMENT MADE EMPLOYER CONTRIBUTIONS TO GROUP BENEFITS ON JULY 1st	
1	BASE YEAR	2000	\$236,436.00	\$386.33	51
2	BUDGETING FOR	2017	\$438,426.60	\$689.35	53
3		(C2 - C1) A DECREASE WILL SHOW AS -0- IN C3 INCREASE FROM BASE YEAR:			
				\$303.02	2

<i>STEP #2</i>		E
INPUT INFORMATION REQUESTED IN YELLOW CELLS.		
	FOR FISCAL YEAR 2017	
	2016 CERTIFIED TAXABLE VALUE	\$8,583,595.00
	CERTIFIED TAXABLE VALUE OF GENERAL FUND	

DETERMINATION OF PERMISSIVE LEVY FOR GROUP BENEFITS

ENTITY NAME: City of Miles City  
 FOR FISCAL YEAR ENDING: 6/30/17

<b>STEP #3</b>		
CALCULATIONS OF:		
1) BASE CONTRIBUTION		
2) INCREASE IN EMPLOYER CONTRIBUTION FROM BASE YEAR		
<b>F</b>		<b>G</b>
F = ( C1 X 12) X D2		G = ( B2 - F )
BASE CONTRIBUTION		INCREASE IN EMPLOYER CONTRIBUTION FROM BASE YEAR
\$245,708.00		\$192,718.60

<b>STEP #4</b>			
INPUT INFORMATION REQUESTED IN YELLOW CELL			
<b>H</b>		<b>I</b>	
FISCAL YEAR		I = ( G + J )	
2017		PERMISSIVE LEVY - FUND 2372 # OF MILLS ALLOWED TO LEVY (NOT SUBJECT TO 15-10-420)	
CHOICE #1		J = ( E + 1000 )	
PER sec. 4, Ch. 412, L. 2009 - (1)(b)		VALUE PER MILL	
1		\$8,583.60	
		K = ( J X I )	
		# 2372 TOTAL GENERATED TAX REVENUE	
		\$192,718.60	

\*Revised 4/3/2014

# RESOLUTION NO. 3956

**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 2016-2017**

**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 2016-2017 is estimated by the City Council at the sum of \$165,500 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 2016-2017 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 0.005738 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 23<sup>rd</sup> day of August, 2016, 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 9th day of August, 2016.

---

John Hollowell, Mayor

ATTEST:

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Lorrie Pearce, City Clerk

**WHEREAS**, the above-entitled Resolution was filed in the Office of the City Clerk on the 9th day of August, 2016, 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 23rd, 2016, pursuant to published notice;

**WHEREAS**, the cost of LEASING, MAINTENANCE AND ELECTRICAL CURRENT for fiscal year 2016-2017 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 3956 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 2016-2017 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 23rd day of August, 2016.

---

John Hollowell, Mayor

ATTEST:

---

Lorrie Pearce, City Clerk



# RESOLUTION NO. 3957

**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 2016-2017**

**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. 167; and,

**WHEREAS**, the whole cost of LEASING, MAINTENANCE AND ELECTRICAL CURRENT for the fiscal year of 2016-2017 is estimated by the City Council at the sum of \$33,280 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 2016-2017 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 0 .012194 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, 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 23rd day of August, 2016, 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 9th day of August, 2016.

---

John Hollowell, Mayor

ATTEST:

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Lorrie Pearce, City Clerk

**WHEREAS**, the above-entitled Resolution was filed in the Office of the City Clerk on the 9th day of August, 2016, 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 23rd, 2016, pursuant to published notice;

**WHEREAS**, the cost of LEASING, MAINTENANCE AND ELECTRICAL CURRENT for fiscal year 2016-2017 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 3957 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 2016-2017 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 23rd day of August, 2016.

---

John Hollowell, Mayor

ATTEST:

---

Lorrie Pearce, City Clerk



# RESOLUTION NO. 3958

**A RESOLUTION LEVYING AND ASSESSING A TAX UPON ALL PROPERTY IN SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 171 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 2016-2017**

**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 LEASING, MAINTENANCE AND ELECTRICAL CURRENT for the fiscal year of 2016-2017 is estimated by the City Council at the sum of \$5,151 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 2016-2017 for LEASING, 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 LEASING, 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 0 .007072 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 23rd day of August, 2016, 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. 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 9<sup>th</sup> day of August, 2016.

---

John Hollowell, Mayor

ATTEST:

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Lorrie Pearce, City Clerk

**WHEREAS**, the above-entitled Resolution was filed in the Office of the City Clerk on the 9<sup>th</sup> day of August, 2016, 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 23<sup>rd</sup>, 2016, pursuant to published notice;

**WHEREAS**, the cost of LEASING, MAINTENANCE AND ELECTRICAL CURRENT for fiscal year 2016-2017 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 3958 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 2016-2017 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 23rd day of August, 2016.

---

John Hollowell, Mayor

ATTEST:

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Lorrie Pearce, City Clerk

**NON-LEVIED FUNDS - SUMMARY SCHEDULE**

Fiscal Year: 20	15
Page No.	

Fund #	Fund Name	(1) Appropriation	(2) Budgeted Cash Reserve	(3)=(1)+(2) Total Requirements	(4) Cash Available (Less current liabilities)	(5) Total Non-Tax Revenues	(6)=(4)+(5) Total Resources	Estimated Ending Cash Balance
2450	Lighting # 17 A. 33%	5,151	1,700	6,851	1,244	5,607	6,851	1,700
<b>TOTAL</b>		5,151	1,700	6,851	1,244	5,607	6,851	1,700

*jurisdiction box*  
*Funds*  
*3-4 a fund*

*6e ee*  
*Crash + 50%*

\*Total Revenues compared to Total Appropriations: \_\_\_\_\_ 456  
 Total Requirements compared to Total Resources: \_\_\_\_\_ 0

*(faint handwritten notes)*

# RESOLUTION NO. 3959

**A RESOLUTION LEVYING AND ASSESSING A TAX UPON ALL PROPERTY IN SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 172 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 2016-2017**

**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 LEASING, MAINTENANCE AND ELECTRICAL CURRENT for the fiscal year of 2016-2017 is estimated by the City Council at the sum of \$20,590 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 2016-2017 for LEASING, 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 LEASING, 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 0 .024303 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 23<sup>rd</sup> day of August, 2016, 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. 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 9th day of August, 2016.

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John Hollowell, Mayor

ATTEST:

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Lorrie Pearce, City Clerk

**WHEREAS**, the above-entitled Resolution was filed in the Office of the City Clerk on the 9th day of August, 2016, 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 23rd, 2016, pursuant to published notice;

**WHEREAS**, the cost of LEASING, MAINTENANCE AND ELECTRICAL CURRENT for fiscal year 2016-2017 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 3959 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 2016-2017 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 23<sup>rd</sup> day of August, 2016.

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John Hollowell, Mayor

ATTEST:

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Lorrie Pearce, City Clerk

137.58  
 Masthead

15  
 50%

Miles City

NON-LEVIED FUNDS - SUMMARY SCHEDULE

Fiscal Year: 2015

Page No.

Fund #	Fund Name	(1) Appropriation	(2) Budgeted Cash Reserve	(3)=(1)+(2) Total Requirements	(4) Cash Available (Less current liabilities)	(5) Total Non-Tax Revenues	(6)=(4)+(5) Total Resources	Estimated Ending Cash Balance
2440	Lighting #172.33%	20590	6,795	27,385	8,212	19,173	27,385	6,795
	20%	20,590	4,118	24,708	8,212	16,496	24,708	4,118
	10%	20,590	2,059	22,649	8,212	14,437	22,649	2,059
	30%	20,590	6,150	26,740	8,212	18,528	26,740	6,150
	28%	20,590	5,765	26,355	8,212	18,143	26,355	5,765
				0			0	0
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TOTAL		102,950	24,887	127,837	41,060	86,777	127,837	24,887

168%

\*Total Revenues compared to Total Appropriations: (16,173)  
 \*If negative appropriations exceed revenues

Total Requirements compared to Total Resources: 0  
 \*If other than zero budget is not balanced

Revision June 2012

33%

20%

10%

# RESOLUTION NO. 3960

**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 2016-2017**

**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 2016-2017 is estimated by the City Council at the sum of \$6,505 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 2016-2017 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 0 .008015 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, 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 23<sup>rd</sup> day of August, 2016, 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 9th day of August, 2016.

---

John Hollowell, Mayor

ATTEST:

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Lorrie Pearce, City Clerk

**WHEREAS**, the above-entitled Resolution was filed in the Office of the City Clerk on the 9th day of August, 2016, 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 23<sup>rd</sup>, 2016, pursuant to published notice;

**WHEREAS**, the cost of LEASING, MAINTENANCE AND ELECTRICAL CURRENT for fiscal year 2016-2017 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 3960 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 2016-2017 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 23<sup>rd</sup> day of August, 2016.

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John Hollowell, Mayor

ATTEST:

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Lorrie Pearce, City Clerk



# RESOLUTION NO. 3961

**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 2016-2017**

**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 2016-2017 is estimated by the City Council at the sum of \$8,009 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 2016-2017 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 0.008976 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 23<sup>rd</sup> day of August, 2016, 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 THIS 9th day of August, 2016.

---

John Hollowell, Mayor

ATTEST:

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Lorrie Pearce, City Clerk

**WHEREAS**, the above-entitled Resolution was filed in the Office of the City Clerk on the 9th day of August, 2016, 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 23rd, 2016, pursuant to published notice;

**WHEREAS**, the cost of LEASING, MAINTENANCE AND ELECTRICAL CURRENT for fiscal year 2016-2017 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 3961 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 2016-2017 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 23rd day of August, 2016.

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John Hollowell, Mayor

ATTEST:

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Lorrie Pearce, City Clerk



# RESOLUTION NO. 3962

**A RESOLUTION LEVYING AND ASSESSING A TAX UPON ALL PROPERTY IN SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 173 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 2016-2017**

**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 LEASING, MAINTENANCE AND ELECTRICAL CURRENT for the fiscal year of 2016-2017 is estimated by the City Council at the sum of \$2,210 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 2016-2017 for LEASING, 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 LEASING, 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 0.002980 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 23<sup>rd</sup> day of August, 2016, 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. 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 9th day of August, 2016.

---

John Hollowell, Mayor

ATTEST:

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Lorrie Pearce, City Clerk

**WHEREAS**, the above-entitled Resolution was filed in the Office of the City Clerk on the 9th day of August, 2016, 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 23rd, 2016, pursuant to published notice;

**WHEREAS**, the cost of LEASING, MAINTENANCE AND ELECTRICAL CURRENT for fiscal year 2016-2017 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 3962 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 2016-2017 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 23rd day of August, 2016.

---

John Hollowell, Mayor

ATTEST:

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Lorrie Pearce, City Clerk



# RESOLUTION NO. 3963

## **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 2016-2017**

**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 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 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 2016-2017 is \$1,382,247.

### **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 2016-2017 there is hereby levied and assessed a tax upon all property in said district as follows:

MAINTENANCE DISTRICT NO. 204: 0.036933 per  
sq. ft. assessment

FOR EXAMPLE: A typical lot within the district of approximately 7,000 square feet shall have an annual assessment of \$259.79.

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 23rd day of August, 2016, 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 9th day of August, 2016.

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

ATTEST:

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

FINALLY PASSED AND ADOPTED THIS 23rd day of August, 2016.

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

ATTEST:

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



# RESOLUTION NO. 3964

## **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 THE FISCAL YEAR 2016-2017**

**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. 2285 creating Maintenance District No. 205 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 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. 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 2016-2017 is \$609,294.

**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. 205 for the fiscal year 2016-2017 there is hereby levied and assessed a tax upon all property in said district as follows:

MAINTENANCE DISTRICT NO. 205: 0.060559 per  
sq. ft. assessment

FOR EXAMPLE: A typical lot within the district of approximately 7,000 square feet shall have an annual assessment of \$423.91.

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. 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 23rd day of August, 2016, 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 9th day of August, 2016.

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John Hollowell, Mayor

ATTEST:

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Lorrie Pearce, City Clerk

FINALLY PASSED AND ADOPTED THIS 23rd day of August, 2016.

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John Hollowell, Mayor

ATTEST:

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Lorrie Pearce, City Clerk





# RESOLUTION NO. 3965

## **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 THE FISCAL YEAR 2016-2017**

WHEREAS, on the 27th day of March, 2007, the City Council of the City of Miles, Montana, passed Ordinance No. 1167 and on March 13<sup>th</sup>, 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 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. 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 2016-2017 is \$6,438.

### **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. 207 for the fiscal year 2016-2017 there is hereby levied and assessed a tax upon all property in said district as follows:

MAINTENANCE DISTRICT NO. 207: 0.010327 per  
sq. ft. assessment

FOR EXAMPLE: A typical lot within the district of approximately 7,000 square feet shall have an annual assessment of \$61.96.

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. 207, 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 23rd day of August, 2016, 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 9th day of August, 2016.

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

ATTEST:

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

FINALLY PASSED AND ADOPTED THIS 23rd day of August, 2016.

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

ATTEST:

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



**RESOLUTION NO. 3968**

**A RESOLUTION PURSUANT TO §7-6-4006 OF THE MONTANA CODE ANNOTATED, AUTHORIZING AMENDMENT OF FINAL BUDGET FOR FY 2015-2016 FOR UNANTICIPATED REVENUES AND EXPENDITURES IN THE HOUSING AUTHORITY FUND.**

*WHEREAS*, the City of Miles City wishes to amend the budget for Fiscal Year 2015-2016 for unanticipated revenues and expenditures in the Housing Authority Fund, as permitted by §7-6-4006 MCA, related to the City's assistance to Miles Community College for obtaining grants for the purchase of the former Miles City National Guard Armory;

*AND WHEREAS*, such amendment of the final budget will result in an overall increase in appropriation authority within funds # 2940-331010 and 2940-038-470500-740;

*AND WHEREAS* the provisions of §7-6-4006 MCA require public hearing upon any budget amendment resulting in an overall increase in appropriation authority,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Miles City, Montana as follows:

The appropriations for the Final Budget for Fiscal Year 2015-2016 shall be increased in the following amount as the result of unanticipated revenues:

- Fund No. 2940-331010 - CDBG/Home Grants in the amount of \$245,000;

The appropriations for the Final Budget for Fiscal Year 2015-2016 shall be increased in the following amount as the result of unanticipated expenditures:

- Fund No. 2940-38-470500-740 in the amount of \$245,000;

BE IT FURTHER RESOLVED that a public hearing shall be held on the above proposed amendment to the Final Budget for Fiscal Year 2015-2016 on the 23rd day of August, 2016, at 7:00 p.m. in the City Council Chambers at City Hall, Miles City, Montana. The City Clerk shall cause notice of such hearing to be published in the Miles City Star, in accordance with §7-1-4128 MCA, at least 2 times with at least 6 days separating each publication.

SAID RESOLUTION READ AND PUT UPON ITS FINAL PASSAGE THIS 9<sup>TH</sup> DAY OF AUGUST, 2016.

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JOHN HOLLOWELL, Mayor

ATTEST:

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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 23rd DAY OF AUGUST, 2016.

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JOHN HOLLOWELL, Mayor

ATTEST:

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Lorrie Pearce, City Clerk

# RESOLUTION NO. 3969

**A RESOLUTION PURSUANT TO §15-10-420 OF THE MONTANA CODE ANNOTATED, AUTHORIZING THE BUDGETING OF AN INCREASED AMOUNT OF AD VALOREM TAX REVENUES IN FY 2016-2017 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 2016-2017 in excess of the property tax revenues for Fiscal Year 2015-2016, exclusive of taxes on properties appearing for the first time on the property tax records;

*AND WHEREAS*, §15-10-420 MCA requires the adoption of a resolution of the City Council authorizing such action;

*AND WHEREAS*, pursuant to §15-10-420 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 2016-2017 in excess of the real and personal property tax revenues for FY 2015-2016.

**BE IT FURTHER RESOLVED** that a pursuant to §15-10-420 MCA, a public hearing shall be held on the above proposed levy on the 23<sup>rd</sup> day of August, 2016, 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 §15-10-420 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 15<sup>th</sup> DAY OF AUGUST, 2016.**

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John Hollowell, Mayor

ATTEST:

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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 23<sup>rd</sup> DAY OF AUGUST, 2016.**

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John Hollowell, Mayor

ATTEST:

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Lorrie Pearce, City Clerk

# New Business



Proposed Budget Amendments

		Revenue			Expenditures		
FUND	ACCOUNT	Amount	Amended	Total	Amount	Description	
1000	311010	\$	119,939.00	\$	1,644,939.00	Property Taxes	
1000	311020	\$	(9,232.00)	\$	50,768.00	Personal Taxes	
1000	383000	\$	36,625.00	\$	606,367.00	Changed Permissive Levy & Adm Fee	
2372	311010	\$	25,410.00	\$	186,949.00	Permissive Levy	
2372	311020	\$	(497.00)	\$	5,769.00	Permissive Levy	
2985	331166	\$	3,500.00	\$	82,412.00	RSVP Add'l Grant	
4060	383000	\$	(104,103.00)	\$	139,897.00	Deleted some Equipment	
2310	311010	\$	(30,000.00)	\$	-	Delete Tax Revenue from TIFD	
2310	311020	\$	(2,000.00)	\$	-	Delete Tax Revenue from TIFD	
2310	312000	\$	(5.00)	\$	-	Delete Tax Revenue from TIFD	
2310	371010	\$	(100.00)	\$	-	Delete Investment Earnings	
4000	383000	\$	7,000.00	\$	77,000.00	Transfer from GF for CIP/4000	
					<b>Expenditures</b>		
2372	20	\$	25,908.00	\$	192,718.00	Permissive Levy	
2510	107	\$	5,000.00	\$	20,000.00	Professional Services	
2510	107	\$	55,000.00	\$	80,000.00	Professional Services	
2510	107	\$	(100,000.00)	\$	105,690.00	Delete Equipment	
2510	107	\$	60,000.00	\$	110,000.00	Professional Services	
2510	107	\$	(175,000.00)	\$	300,000.00	Repair & Maintenance	
4060	911	\$	(125,000.00)	\$	75,000.00	Delete Equipment	
2520	108	\$	(25,000.00)	\$	34,207.00	Lower Equipment	
1000	2	\$	77,000.00	\$	77,000.00	Transfer to CIP/4000 fund	
1000	4	\$	(2,076.00)	\$	98,830.00	Attorney Wages	
1000	4	\$	(5,000.00)	\$	10,500.00	Professional Services	
1000	4	\$	8,272.00	\$	8,272.00	Debbie Cox Health Insurance	
1000	5	\$	8,272.00	\$	132,355.00	Missed 1 employees Insurance cost	
1000	5	\$	22,934.00	\$	765,127.00	Add Secretary position	
1000	5	\$	(1,739.00)	\$	42,022.00	Add Secretary position	
1000	5	\$	490.00	\$	13,744.00	Add Secretary position	
1000	5	\$	(4,639.00)	\$	127,992.00	Add Secretary position	
1000	7	\$	(250.00)	\$	12,358.00	Recode to Inspector expense	
1000	7	\$	250.00	\$	250.00	Recode to Inspector expense	

Proposed Budget Amendments

1000	7	420460	220	\$	2,500.00	\$	10,595.00	Recode to Inspector expense
1000	7	420460	223	\$	2,500.00	\$	2,500.00	Recode to Inspector expense
1000	7	420460	370	\$	1,000.00	\$	8,490.00	Recode to Inspector expense
1000	7	420460	375	\$	1,000.00	\$	1,000.00	Recode to Inspector expense
1000	36	411020	350	\$	16,000.00	\$	63,611.00	Industrial Site Survey
2310	11	460462	111	\$	(2,127.00)	\$	-	Delete TIFD Expenses- No Revenue
2310	11	460462	131	\$	(32.00)	\$	-	Delete TIFD Expenses- No Revenue
2310	11	460462	132	\$	(33.00)	\$	-	Delete TIFD Expenses- No Revenue
2310	11	460462	133	\$	(190.00)	\$	-	Delete TIFD Expenses- No Revenue
2310	11	460462	141	\$	(4.00)	\$	-	Delete TIFD Expenses- No Revenue
2310	11	460462	142	\$	(29.00)	\$	-	Delete TIFD Expenses- No Revenue
2310	11	460462	144	\$	(182.00)	\$	-	Delete TIFD Expenses- No Revenue
2310	11	460462	145	\$	(199.00)	\$	-	Delete TIFD Expenses- No Revenue
2310	11	460462	320	\$	(1,000.00)	\$	-	Delete TIFD Expenses- No Revenue
2310	11	460462	330	\$	(1,000.00)	\$	-	Delete TIFD Expenses- No Revenue
2310	11	460462	370	\$	(1,000.00)	\$	-	Delete TIFD Expenses- No Revenue
2310	11	460462	556	\$	(200.00)	\$	-	Delete TIFD Expenses- No Revenue
2935	11	460461	111	\$	2,127.00	\$	4,319.30	Add TIFD Expenses
2935	11	460461	131	\$	32.00	\$	64.00	Add TIFD Expenses
2935	11	460461	132	\$	33.00	\$	66.00	Add TIFD Expenses
2935	11	460461	133	\$	190.00	\$	380.00	Add TIFD Expenses
2935	11	460461	141	\$	4.00	\$	8.00	Add TIFD Expenses
2935	11	460461	142	\$	29.00	\$	58.00	Add TIFD Expenses
2935	11	460461	144	\$	182.00	\$	364.00	Add TIFD Expenses
2935	11	460461	145	\$	199.00	\$	398.00	Add TIFD Expenses
2985	15	450340	210	\$	1,113.00	\$	2,073.00	Added expenses to offset Add'l grant
2985	15	450340	370	\$	1,577.00	\$	7,066.00	Added expenses to offset Add'l grant
2985	15	450340	530	\$	810.00	\$	5,010.00	Added expenses to offset Add'l grant
5210	25	430510	111	\$	534.00	\$	25,540.00	New Spreadsheet
5310	29	430610	111	\$	572.00	\$	25,578.00	New Spreadsheet

# RESOLUTION NO. 3949

A RESOLUTION APPROVING AND ADOPTING A FINAL BUDGET FOR THE CITY OF MILES CITY FOR FY 2016-2017; 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 fiscal year 2016-2017;

*AND WHEREAS*, a public hearing was duly noticed and held on August 09, 2016 and again on August 23, 2016, 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 2016-2017 Budget,") and by this reference made a part hereof, is hereby approved and adopted.
2. The appropriations set forth in the Final FY 2016-2017 Budget are hereby authorized.
3. The spending for each fund in the FY 2016-2017 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 2016-2017 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 budgets may be authorized by the City Council during FY 2016-2017:
    - i. Fund No. 2394 Building Inspection
    - ii. Fund No. 2770 Health Fund
    - 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 non-fee revenue such as interest.

- 4. This Resolution is effective July 1, 2016.

**SAID RESOLUTION FINALLY PASSED AND ADOPTED BY A DULY  
CONSTITUTED QUORUM OF THE CITY COUNCIL OF THE CITY OF MILES  
CITY, MONTANA, THIS 23<sup>rd</sup> DAY OF AUGUST, 2016.**

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John Hollowell, Mayor

ATTEST:

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Lorrie Pearce, City Clerk

## RESOLUTION NO. 3950

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 2016-2017

*WHEREAS* the City Council of The City of Miles City, Montana, on August 23, 2016, by Resolution No. 3950 approved and adopted a final budget for the City of Miles City for fiscal year 2016-2017;

*AND WHEREAS*, pursuant to §7-6-4451, 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 as 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 2016-2017;

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 for Fiscal Year 2016-2017.
2. There is hereby levied and assessed for the Fiscal Year 2016-2017 on all taxable property within the City of Miles City, Montana, a tax for 200.07 mills in the following respective amounts and for the following purposes:
  - A. For the general municipal and administrative purposes 197.57 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 by the City of Miles City, 1.00 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, 1.50 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, AT ITS REGULAR MEETING, DULY NOTICED, THIS 23RD DAY OF AUGUST, 2016.

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John Hollowell,  
Mayor

ATTEST:

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Lorrie Pearce City Clerk

**DETERMINATION OF TAX REVENUE AND MILL LEVY LIMITATIONS  
UNDER SECTION 15-10-420, MCA**

**AGGREGATE OF ALL FUNDS  
FYE JUNE 30, 2017  
CITY OF MILES CITY**

Cells that contain formulas and are locked from changes SALMON  
SHADED CELLS  
Enter amounts in YELLOW SHADED  
CELLS

EXPLANATION  
REFERENCE

**MAXIMUM PROPERTY TAXES AUTHORIZED:**

Ad valorem tax revenue authorized to be assessed prior year (from prior year's determination form - (8a))		<b>1,539,150</b>	
<i>Add:</i> FISCAL YEAR 2017 INFLATION ADJUSTMENT @ 0.50%	7,696	7,696	
<i>Less:</i> Property taxes authorized to be assessed in the prior year for Class 1 and 2 property (net and gross proceeds) (enter as negative number)		0	
Adjusted ad valorem tax revenue		<b>1,546,846</b>	

**CURRENT YEAR LEVY COMPUTATION:**

!!NEW!!- Change from Prior Years' Format!!

In Rows (5), (5a), (5c) & (5d), PLEASE ENTER TAXABLE VALUES, AS WHOLE NUMBERS, DIRECTLY FROM DEPT. OF REVENUE CERTIFIED TAXABLE VALUATION INFORMATION form - "Per Mill" values will auto-calculate.

Enter 'Total Taxable Value' amount- from Department of Revenue <i>Certified Taxable Valuation Information</i> form, line # 2.	8,583,595	8,583.595	
<i>Less:</i> Enter 'Total Incremental Value' of all tax increment financing districts (TIF Districts) amount - from Department of Revenue Certified Taxable Valuation Information form, line # 6 (enter as negative)		0.000	
Adjusted taxable value per mill (adjusted for removal of TIF per mill incremental district value)		<b>8,583.595</b>	
<i>Less:</i> Enter 'Total Value of Newly Taxable Property' - from Department of Revenue Certified Taxable Valuation Information form, line # 3 (enter as negative)	(852,080)	(852.080)	
<i>Less:</i> Enter 'Taxable Value of Net and Gross Proceeds, (Class 1 & 2 properties)' - from Department of Revenue Certified Taxable Valuation Information form, line # 5 (enter as negative)		0.000	
Adjusted Taxable value per mill		<b>7,731.515</b>	
Authorized mill levy under Section 15-10-420, MCA		<b>200.07</b>	
Adjusted taxable value per mill		<b>7,731.515</b>	
<i>Add:</i> Newly taxable property per mill value	852.080		
Taxable value per mill of net and gross proceeds (Class 1 & 2 properties)	0.000	852.080	
Taxable value per mill (including newly taxable property but excluding TIF per mill incremental value)		<b>8,583.595</b>	
Authorized mill levy under Section 15-10-420, MCA		<b>200.07</b>	
Current property tax revenue authorized limitation		<b>1,717,322</b>	

**RECAPITULATION:**

Adjusted ad valorem tax revenue		1,546,846	
Amount attributable to newly taxable property		170,476	
Amount attributable to net/gross proceeds		0	
Current property tax revenue authorized limitation		<b>1,717,322</b>	

Taxable Valuation Distribution of Mill Levies

16/17  
 Taxable Value went down, but  
 Mills went up!

	Mill Levy	% Rate	Real Taxable Val 311010	Pers/Mobile Taxable Val 311020	Total Est Revenue Taxes
<b>Taxable Valuation:</b>					
	<b>\$8,583,595</b>				
<b>Fund</b>					
1000-General	197.57	0.9875	\$1,644,939.08	\$50,768	\$1,695,707
5510-Ambulance	1	0.0050	\$8,327	\$257	\$8,584
5610-Airport	1.5	0.0075	\$12,490	\$385	\$12,875
<b>Sub-Total</b>	<b>200.07</b>	<b>1</b>	<b>\$1,665,756</b>	<b>\$51,410</b>	<b>\$1,717,166</b>
<b>Exempt from limitations:</b>					
2260-Emergency Disaster	0		\$0.00	\$0.00	\$0
2372-Permissive Medical	22.45		\$186,916.93	\$5,769	\$192,686
<b>Total</b>	<b>222.52</b>		<b>\$1,852,673</b>	<b>\$57,179</b>	<b>\$1,909,852</b>

1471,695 + 101 + 000000 =  
 1572,695  
 1516,695 + 56,000 =  
 1572,695  
 Difference



Taxable Valuation Distribution of Mill Levies

15/16

	Mill Levy	% Rate	Real Taxable Val 311010	Pers/Mobile Taxable Val 311020	Total Est Revenue Taxes
<b>Taxable Valuation:</b>					
			\$8,366,377	\$273,005	
			\$8,366,377	\$273,005	
<b>Fund</b>					
1000-General	175.66	0.9860	\$1,469,483.78	\$47,956	\$1,517,440
5510-Ambulance	1	0.0056	\$8,366	\$273	\$8,639
5610-Airport	1.5	0.0084	\$12,550	\$410	\$12,959
<b>Sub-Total</b>	<b>178.16</b>	<b>1</b>	<b>\$1,490,400</b>	<b>\$48,639</b>	<b>\$1,539,038</b>
<b>Exempt from limitations:</b>					
2260-Emergency Disaster	0		\$0.00	\$0.00	\$0
2372-Permissive Medical	19.31		\$161,538.74	\$5,272	\$166,810
<b>Total</b>	<b>197.47</b>		<b>\$1,651,938</b>	<b>\$53,910</b>	<b>\$1,705,849</b>



PROPERTY OWNER(S): Karla Murrin, 1603 Pearl Street, has requested a Home Occupation Permit for the purpose of offering rooms for rent on a short-term basis.

By you (and your spouse) signing the below petition, you are IN FAVOR of allowing the homeowner to operate a business in a residential zone.

Owner (s) Name	Property Address	Mailing Address	City	Signature of Owner(s)
HAUGHIAN, TERRY & JANET	201 S COTTAGE GRV	HC 46 BOX 18	KINSEY	
EISELE, HEATHER L	1614 FORT ST	1614 FORT ST	MILES CITY	Heather Eisele
WILDISH, DOUGLAS W <b>ROXIE DAVIS</b>	1612 FORT ST	1612 FORT ST	MILES CITY	Roxie Davis
BOSWELL, BERNICE	202 S CENTER AVE	202 S CENTER AVE	MILES CITY	NON-RESIDENT PROPERTY OWNER
GOFF, BETSY J & TAMMY J	312 S CENTER AVE	312 S CENTER AVE	MILES CITY	
<b>POWER, DEENA JOY</b>	315 S COTTAGE GRV	11 NANSEL LN	MILES CITY	NON-RESIDENT PROPERTY OWNER
THORLEY, EVAN A & PATRICIA K	206 S CENTER AVE	612 S STACY AVE	MILES CITY	NON-RESIDENT PROPERTY OWNER
MADER, ZACHARY J & GINA M	1617 PEARL ST	1617 PEARL ST	MILES CITY	Ad Mader
MURNIN, BARNEY J & KARLA JO	1603 PEARL ST	1603 PEARL ST	MILES CITY	Karla Murrin, Barney Murrin
DUFFIN, CAMERON & TRACI L	1605 PEARL ST	1605 PEARL ST	MILES CITY	PROPERTY FOR SALE MOVED
MARTELLE, ROBERT J	1615 PEARL ST	PO BOX 223	FORSYTH	NON-RESIDENT PROPERTY OWNER
SLUNAKER, LYLE B & NORA C	210 S CENTER AVE	210 S CENTER AVE	MILES CITY	210 S Center Ave. Slunaker
YOUNG, CATHERINE J	1618 PEARL ST	1618 PEARL ST	MILES CITY	Catherine Young
<b>SPRAYBERRY, JOSEPH &amp; TIMBERLY</b>	1614 PEARL ST	1614 PEARL ST	MILES CITY	NON-RESIDENT PROPERTY OWNER
HATHAWAY, MARCIA DIANE	1612 PEARL ST	1612 PEARL ST	MILES CITY	Diane Hathaway
JOHNSON, AUDREY R & ROBERT L	1606 PEARL ST	721 S LAKE AVE	MILES CITY	NON-RESIDENT PROPERTY OWNER
TYLER, JOHNA C	1516 PEARL ST	1516 PEARL ST	MILES CITY	John C Tyler
CUSTER COUNTY HIGH SCHOOL	S CENTER AVE	1604 MAIN ST	MILES CITY	NON-RESIDENTIAL
FIECHTNER, JACK L	1600 PEARL ST	709 S. LAKE	MILES CITY	NON-RESIDENT PROPERTY OWNER
TRINITY EVAN LUTHERAN CHURCH	221 S CENTER AVE	221 S CENTER AVE	MILES CITY	NON-RESIDENTIAL
PELLETIER, EARLE A & ELLA MAE	1505 PEARL ST	1505 PEARL ST	MILES CITY	Ella Mae Pelletier Earle's Petition
MAGNUSON, ROBERT J & JONI K	1508 PEARL ST	1508 PEARL ST	MILES CITY	John & Joni Magnuson NOT HOME
SHOOK, MICHELLE A CUMMINGS	121 S CENTER AVE	121 S CENTER AVE	MILES CITY	Michelle Cummings
TRINITY EVAN LUTHERAN CHURCH	205 S CENTER AVE	221 S CENTER AVE	MILES CITY	NON-RESIDENTIAL
ROSKELLEY, ANTHONY BLASE	311 S CENTER AVE	311 S CENTER AVE	MILES CITY	John R. Roskelley

600ms

14 RESIDENT PROPERTY OWNERS

25 total  
- 3 NON-RESIDENTIAL

22

# CITY OF MILES CITY, MONTANA

## General Receipt

68529

Fund No: \_\_\_\_\_ Amt \_\_\_\_\_

Fund No: 1000-322020 Amt 25.00

DOLLARS

\$ 25.00

RECEIVED FROM Karla & Ruedin

Date 7/20, 2016

Liberty - juve

Home Security Permit

1603 Recd

Treasurer

Ln

Check No.: 11586

Inv. No.: