



**Item:** Resolution 9990 to Levy and Assess Properties within Special Improvement Lighting District

**From:** Judy Burg, Taxes and Assessments

**Initiated By:** Annual Assessment Process

**Presented By:** Melissa Kinzler, Fiscal Services Director

**Action Requested:** City Commission conduct public hearing and adopt Resolution 9990

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**Public Hearing:**

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

**Suggested Motion:**

1. Commissioner moves:

“I move the City Commission (adopt/deny) Resolution 9990.”

2. Mayor calls for a second, discussion, and calls for the vote.
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**Staff Recommendation:** Staff recommends the City Commission adopt Resolution 9990 to levy and assess properties within the Special Improvement Lighting Districts.

**Background:** There are currently 26 Special Improvement Lighting Districts (SLD's) with approximately 9,420 roadway lights, lighting over 70% of the city. The majority, approximately 97%, of the roadway lights are owned by Northwestern Energy. The City of Great Falls pays Northwestern Energy a maintenance fee, an operational fee and a distribution fee for those lights. The electrical supply for the lights is provided by and paid to Electric City Power. The remaining 3% of roadway lighting is City-owned. The Special Improvement Lighting District funds are administered by the Fiscal Services Department. The purpose of the fund is to maintain the light poles and furnish electrical current for the lighting districts throughout the year. After determining financial factors pertinent to the operation of the special improvement lighting districts, an assessment amount for the next fiscal year is calculated, budgeted and presented to the City Commissioners for approval.

As part of the annual budget development and adoption procedures, the Special Improvement Lighting Districts Assessment Resolution must be submitted for City Commission action. On August 7, 2012, the City Commission set the public hearing and notice which is required prior to final passage of the assessment resolution.

**Concurrences:** Fiscal Services staff is responsible for the operational expenses, along with assessing and collecting the revenues; Public Works is responsible for the maintenance of all City-owned lighting districts.

**Fiscal Impact:** Adoption of Resolution 9990 will allow the City to fund the operational and maintenance costs required to be made each year in the Special Improvement Lighting Districts.

**ASSESSMENT ANTICIPATED**

The anticipated assessment amount for the Special Improvement Lighting District funds for the next fiscal year is the amount projected through the budget development process. The maintenance and administrative fee equal to 10% of the estimated costs for the districts as presented in the annual budget will remain the same. The ONE MILLION NINE HUNDRED FIFTY-FIVE THOUSAND EIGHT HUNDRED FIFTY-THREE DOLLARS (\$1,955,853) estimated assessment for Fiscal Year 12/13 projects charges based on actual billings for the districts and adjustments for cash balances from prior fiscal years.

<u>BUDGETED</u> <u>TOTAL ASSESSMENT</u>	<u>FISCAL YEAR</u>
\$1,277,587	08/09 (24 Districts) <sup>1</sup>
\$1,390,777	09/10 (26 Districts)
\$1,595,981	10/11 (26 Districts)
\$1,766,640	11/12 (26 Districts)
\$1,955,853	12/13 (26 Districts)

<sup>1</sup> Two new City-owned Residential Lighting Districts were created in FY 08/09 – Special Improvement Lighting Districts No. 1303 and No. 1305. Minor modifications to Special Improvement District 1295 – Commercial Lighting District (SLD-C) – two lights were removed and Special Improvement Lighting District No. 1269 – four new lights were added to the district.

The 12/13 assessment per district is indicated on the SLD Cost Assessment Projection Sheet attached as Exhibit “A” and made a part of Resolution 9990.

**Alternatives:** The City Commission could choose to deny the adoption of Resolution 9990; however, the reduction in services to the community could be hazardous to the safety and welfare of the general public.

**Attachments/Exhibits:** Resolution 9990  
Exhibit “A” SLD Cost Assessment Projection Sheet  
SLD’s Boundary Map

## **RESOLUTION 9990**

A RESOLUTION LEVYING AND ASSESSING THE COST OF MAINTAINING SPECIAL LIGHTING DISTRICTS NUMBERED 18, 650, 651, 912, 973, 1067A, 1105, 1230, 1255, 1261, 1269, 1270, 1289, 1290, 1294, 1295, 1296, 1297, 1298, 1302, 1303, 1304, 1305, 1306, 1308 AND 1310 IN THE CITY OF GREAT FALLS, MONTANA FOR THE FISCAL YEAR BEGINNING JULY 1, 2012 AND ENDING JUNE 30, 2013.

WHEREAS, the City Commission or prior City Council of the City of Great Falls did create, by various resolutions on file and recorded in the Office of the City Clerk of the City of Great Falls, the special improvement lighting districts (SLD's) and such SLD's were subsequently consolidated into Special Improvement Lighting Districts No. 18, 650, 651, 912, 973, 1067A, 1105, 1230, 1255, 1261, 1269, 1270, 1289, 1290, 1294, 1295, 1296, 1297, 1298, 1302, 1303, 1304, 1305, 1306, 1308 and 1310;

WHEREAS, the City Commission of the City of Great Falls declares the lighting systems were installed and the City Commission intends to continue maintenance of such lighting systems in said SLD's;

WHEREAS, the City Commission of the City of Great Falls declares that each lot or parcel of land contained in each of said SLD's will continue to be benefited by such lighting in the same manner as determined in the creation of each district, and;

WHEREAS, on July 17, 2012, the Commission of the City of Great Falls adopted its annual budget resolution in which the estimated costs of such lighting system maintenance within said SLD's at a total of ONE MILLION NINE HUNDRED FIFTY-FIVE THOUSAND EIGHT HUNDRED FIFTY-THREE DOLLARS (\$1,955,853.)

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF GREAT FALLS, MONTANA:

1. The City of Great Falls continue maintenance of lighting systems in said special improvement lighting districts (SLD's);
2. The cost of said lighting system maintenance in the SLD's totaling \$1,955,853 is hereby assessed upon the properties in said SLD's. Each lot and parcel within each SLD is hereby assessed a proportion of the maintenance costs attributed to the SLD in the proportion to which it's assessable area (individual square feet) bears to the area of the whole improvement district (total square feet), exclusive of streets, avenues, alleys and public places. An assessment projection summary of each district, describing total cost, is attached hereto and by this reference incorporated herein as set forth in full. The description of each lot or parcel of land within each SLD and the respective assessments

are set forth in the records of the Fiscal Services Office of the City of Great Falls, Montana and by this reference is also incorporated herein as if set forth in full;

3. Starting September 4, 2012, for a period of five days before the related public hearing, this resolution shall be on file in the Office of the City Clerk and the assessment list, identified in Section 2, above, shall be on file in the Fiscal Services Office of the City of Great Falls;
4. These assessments are payable in two payments and will become delinquent at 5:00 P.M., on November 30, 2012 and May 31, 2013;
5. The City Commission will hear objections to the final adoption of this resolution at 7:00 p.m., September 18, 2012, in the Commission Chambers of the Civic Center Building, Great Falls, Montana;
6. In accordance with Section 7-12-4329, M.C.A., the City Clerk is hereby authorized and directed to provide for publication of the Notice of Resolution for Assessment within five days preceding the assessment hearing.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the above-entitled and foregoing Resolution be, and the same is hereby passed and adopted, and the special assessments therein provided for be, and the same are hereby levied and assessed accordingly, and that said assessments are payable in two payments and will become delinquent, as appears in this said Resolution.

ADOPTED by the Commission of the City of Great Falls, Montana, on this 18<sup>th</sup> day of September, 2012.

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Michael J. Winters, Mayor

ATTEST:

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Lisa Kunz, City Clerk

(SEAL OF CITY)

APPROVED FOR LEGAL CONTENT:

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David L. Nielsen  
Interim City Attorney

**SPECIAL IMPROVEMENT LIGHTING DISTRICTS MAINTENANCE BUDGET & ASSESSMENT WORKSHEET  
EXHIBIT "A"**

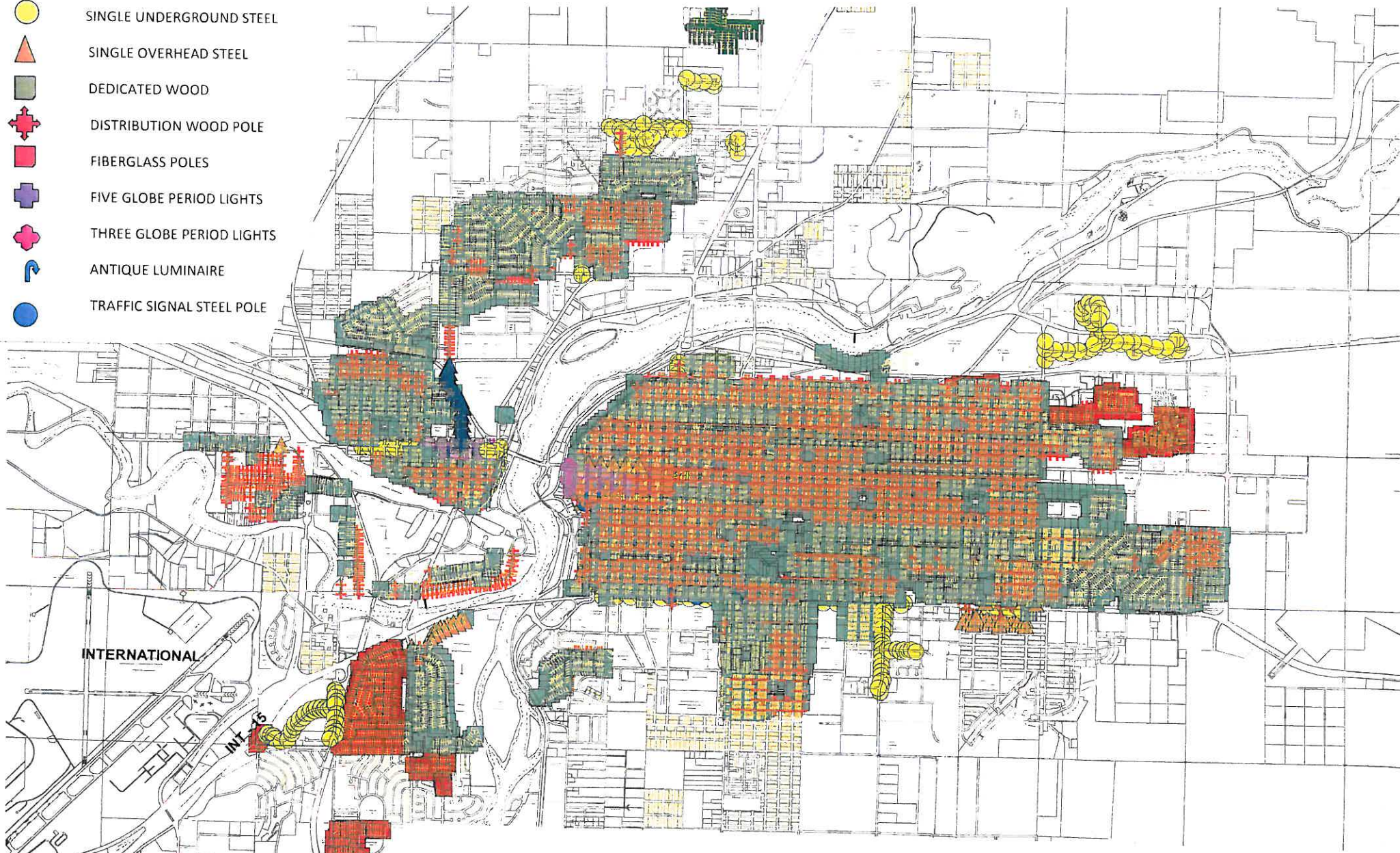
		INTERNAL SERVICE CHARGES										SUPP/MATERIALS		FY						
		*charged under 909, 961 MAPPING 180										42390		10,000						
		962, 963, 967										42390		15,000						
		BUDGET 0										Cartograph Charges		1,200 *charged under 961 & 965						
		FISCAL 125,739										Assessment Legal Notice		1,000						
												INTERNAL MAINT		5,000						
														2013						
		PROJECTED REVENUES					REQUESTED EXPENSES							REQUESTED REVENUES			ADDITIONAL \$			
DISTRICT	DISTRICT TYPE	FUND	BUDGET ASSESS REVENUE	CURRENT ASSESS REVENUE	PROJECTED ASSESSMENT REVENUE	0.00% PROJECTED INTEREST	PROJECTED ENDING CASH	2013 PROJECTED BEGINNING CASH	XXXX-10-051 43420 REQUESTED UTILITY EXPENSE	XXXX-10-051 45120 OTHER MISC EXPENSES	XXXX-10-051 48692 MAPPING SERVICE CHARGE	XXXX-10-051 48652 FISCAL SERVICE CHARGE	XXXX-31-536 42390 PUBLIC WORKS SUPPLIES & MATERIALS	XXXX-31-536 43690 PUBLIC WORKS OUTSIDE CONTRACTOR	XXXX-31-536 48636 PUBLIC WORKS INTERNAL MAINTENANCE	REQUESTED TOTAL EXPENSES	CALCULATED REQUIRED ASSESSMENT	FOR ENDING CASH	2011 ASSESSMENT	SEE COMMENTS 10% INCREASE or last years ASSESSMENT
18	STREET	2402	2,751	1,641	1,931	-	1,384	1,384	2,827	-	278	-	-	-	-	3,105	3,274	1,552	2,751	3,026
650	PERIOD	2403	22,327	10,635	12,512	-	8,251	8,251	6,760	-	664	1,573	2,360	787	12,145	9,966	6,072	22,327	24,719	
651	STREET	2404	2,957	1,462	1,719	-	643	643	2,987	-	293	-	-	-	-	3,281	4,278	1,640	2,957	3,253
912	STREET	2405	15,580	7,215	8,488	-	4,208	4,208	14,474	-	1,422	-	-	-	-	15,896	19,635	7,948	15,580	17,138
973	STREET	2406	483	460	541	-	25,243	25,243	138	702	14	-	-	-	-	853	(23,963)	427	483	483
1067A	ALLEY	2407	5,541	2,332	2,744	-	1,447	1,447	5,224	-	513	-	-	-	-	5,737	7,159	2,869	5,541	6,095
1105	STREET	2408	4,263	2,360	2,777	-	2,662	2,662	4,115	-	404	-	-	-	-	4,520	4,118	2,260	4,263	4,513
1230	STREET	2409	237	129	152	-	298	298	187	-	18	-	-	-	-	205	9	102	237	237
1255	STREET	2410	483	251	295	-	642	642	373	-	37	-	-	-	-	410	(27)	205	483	483
1261	PERIOD	2411	5,950	4,013	4,721	-	14,037	14,037	5,285	146	519	1,230	1,845	615	9,495	206	4,747	5,950	5,950	
1269	PERIOD	2412	35,924	13,987	16,455	-	(32,752)	(32,752)	17,544	488	1,724	4,083	6,125	2,042	31,518	80,028	15,759	35,924	46,517	
1270	PERIOD	2413	11,917	5,462	6,426	-	8,188	8,188	7,044	185	692	1,639	2,459	820	12,655	10,794	6,327	11,917	11,917	
1289	STREET	2414	16,863	9,097	10,702	-	2,907	2,907	14,396	-	1,414	-	-	-	-	15,810	20,809	7,905	16,863	18,549
1290	STREET	2415	1,291	658	774	-	624	624	1,082	-	106	-	-	-	-	1,158	1,158	594	1,291	1,491
1294	SLDA	2416	153,129	78,245	92,053	-	34,702	34,702	141,612	-	13,913	-	264	-	-	158,253	202,677	79,126	153,129	168,442
1298	SLDI	2417	33,709	18,303	21,532	-	13,366	13,366	20,905	-	2,054	-	-	-	-	23,567	21,985	11,784	33,709	44,209
1295	SLDC	2418	71,908	35,907	42,243	-	4,314	4,314	63,162	-	6,206	-	-	-	-	70,013	100,707	35,007	71,908	79,099
1296	SLDR	2419	1,311,155	704,526	828,854	-	213,696	213,696	927,652	-	91,141	-	1,936	-	-	1,020,729	1,317,397	510,364	1,311,155	1,442,271
1297	SLDT	2420	37,388	18,188	21,397	-	15,872	15,872	37,702	-	3,704	-	-	-	-	42,142	47,341	21,071	37,388	41,127
1302	ML3	2430	6,560	2,940	3,459	-	(533)	(533)	570	-	56	133	199	66	1,024	2,069	512	6,560	7,510	
1304	ECL	2432	10,151	4,977	5,855	-	(10,627)	(10,627)	2,544	-	250	592	888	296	4,570	17,481	2,285	10,151	12,629	
1306	ML4	2434	1,836	918	1,080	-	1,398	1,398	229	-	22	53	80	27	411	(782)	205	1,836	1,836	
1308	ECL & III	2436	4,409	2,162	2,544	-	1,023	1,023	1,149	-	113	267	401	134	2,064	2,072	1,032	4,409	4,409	
1310	MLS	2438	3,259	1,630	1,917	-	1,222	1,222	938	-	92	218	327	109	1,685	1,305	842	3,259	3,383	
1303	Bootlegger	2440	3,878	1,324	1,558	-	(558)	(558)	438	-	43	102	153	51	786	1,737	393	3,878	3,878	
1305	Water Tower	2442	2,691	1,355	1,594	-	2,405	2,405	466	-	46	109	163	54	838	(1,148)	419	2,691	2,691	
ALL DIST	Fund 217	2401	-	-	669	2,104	2,104	2,104	-	-	-	-	-	-	-	-	2,104	-	-	-
			1,766,640	930,173	1,094,321	669	316,164	316,164	1,279,802	818	5,157	125,739	10,000	17,200	5,000	1,442,898	1,852,392	721,449	1,766,640	1,955,853

**VARIOUS TYPES OF STREET LIGHT POLES**

**SPECIAL IMPROVEMENT LIGHTING DISTRICTS WITHIN THE CITY OF GREAT FALLS**

**FISCAL YEAR 2011/2012**

-  STREET DEPARTMENT
-  SINGLE UNDERGROUND STEEL
-  SINGLE OVERHEAD STEEL
-  DEDICATED WOOD
-  DISTRIBUTION WOOD POLE
-  FIBERGLASS POLES
-  FIVE GLOBE PERIOD LIGHTS
-  THREE GLOBE PERIOD LIGHTS
-  ANTIQUE LUMINAIRE
-  TRAFFIC SIGNAL STEEL POLE



**A MORE DETAILED AND LARGER VERSION OF THIS MAP IS AVAILABLE IN THE OFFICE OF FISCAL SERVICES**