



Item: Set Public Hearing for Resolution 9990 to Levy and Assess Properties within Special Improvement Lighting Districts

From: Judy Burg, Taxes and Assessments

Initiated By: Annual Assessment Process

Presented By: Melissa Kinzler, Fiscal Services Director

Action Requested: City Commission set Public Hearing date for Resolution 9990 to levy and assess properties within Special Improvement Lighting Districts

Suggested Motion:

1. Commissioner moves:

“I move that the City Commission set a Public Hearing date on Resolution 9990 for September 18, 2012 at 7:00 p.m. to levy and assess properties within Special Improvement Lighting Districts.”

2. Mayor calls for a second, discussion, inquiries from the public, and calls the vote.

Staff Recommendation: Staff recommends the City Commission set a public hearing date for September 18, 2012.

Background: There are currently 26 Special Improvement Lighting Districts (SLD's) with approximately 9,420 roadway lights, lighting over 76% of the city. The majority (97%) of the roadway lights are owned by Northwestern Energy. The City pays a maintenance fee to Northwestern Energy for the lights in addition to a fee which covers the electrical supply and distribution. 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. A public notice and hearing 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) ¹
\$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)

¹ 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 not set the public hearing and thereby 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
 Legal Notice
 Exhibit “A” SLD Cost Assessment Projection Sheet
 SLD’s Boundary Map

RESOLUTION 9990

A RESOLUTION LEVYING AND ASSESSING THE COST OF MAINTAINING SPECIAL IMPROVEMENT LIGHTING DISTRICTS (SLD'S) 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 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;

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);

WHEREAS, the properties in said SLD's are to be assessed for the ongoing annual maintenance costs of said improvements in proportion to which its area bears to the area of the district improved, as determined by the square foot method.

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

Section 1 – Continued Maintenance

The City of Great Falls continue maintenance of lighting systems in said special improvement lighting districts (SLD's).

Section 2 – Maintenance Costs Assessed

The estimated cost of said lighting system maintenance in the SLD's totaling ONE MILLION NINE HUNDRED FIFTY-FIVE THOUSAND EIGHT HUNDRED FIFTY-THREE DOLLARS (\$1,955,853) is hereby assessed upon the properties in said SLD's.

Section 3 – Assessment Method

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 its assessable area (individual square feet) bears

to the area of the whole special improvement lighting 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;

Section 4 – Assessments Due Date

The ongoing annual maintenance assessments are payable in two payments and will become delinquent at 5:00 o'clock p.m. on November 30, 2012 and May 31, 2013.

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

THAT, the City Commission did meet and hear objections to the final adoption of this resolution at 7:00 o'clock p.m., September 18, 2012 in the Commission Chambers of the Civic Center Building, Great Falls, Montana.

THAT, this resolution, together with the attached Exhibit "A", shall be kept on file in the office of the City Clerk of the City of Great Falls.

THAT, said City Clerk is authorized and directed, to publish twice, with at least 6 days separating each publication in a newspaper published in the City of Great Falls, Montana, a notice stating that this resolution, levying the special assessments to defray the cost of maintenance of said SLD's, is subject to inspection in the City Clerk's office, 2 Park Drive, Room 204, Great Falls, Montana. Said notice shall state the time and place at which objections to the final adoption of this resolution will be heard by the City Commission.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the above-entitled and foregoing resolution be, and the same is hereby adopted, and the special assessments therein provided for, and the same are hereby levied and assessed accordingly.

PASSED by the Commission of the City of Great Falls, Montana, on this 18th day of September 2012.

Michael J. Winters, Mayor

ATTEST:

Lisa Kunz, City Clerk

(SEAL OF CITY)

APPROVED FOR LEGAL CONTENT:

James W. Santoro
City Attorney

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

		INTERNAL SERVICE CHARGES										SUPP/MATERIALS			FY						
		*charged under 909, 961 MAPPING 180										10,000									
		962, 963, 967										OUTSIDE CONTR 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						
DISTRICT	DISTRICT TYPE	FUND	PROJECTED REVENUES					REQUESTED EXPENSES										REQUESTED REVENUES			ADDITIONAL 3 SEE COMMENTS 10% INCREASE or last years ASSESSMENT
			BUDGET ASSES REVENUE	(app 85%) CURRENT ASSES REVENUE	PROJECTED ASSESSMENT REVENUE	0.00% PROJECTED INTEREST	PROJECTED ENDING CASH	2013 PROJECTED BEGINNING CASH	XXXX-10-051 43420 10% REQUESTED UTILITY EXPENSE	XXXX-10-051 45120 OTHER MISC EXPENSES	XXXX-10-051 48692 MAPPING SERVICE	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		
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	2409	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	-	-	-	1,188	1,158	594	1,291	1,491		
1294	SLDR	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	-	609	-	-	-	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	-	646	-	-	-	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	1,441,271		
1297	SLDT	2420	37,388	18,188	21,397	-	15,872	15,872	37,702	-	736	-	-	-	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	EC1	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	ECI & 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	M/L5	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	-	-	-		
			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	

NOTICE

NOTICE IS HEREBY GIVEN that the Great Falls City Commission will hold a public hearing on Resolution 9990 which pertains to levying and assessing properties within Special Improvement Lighting Districts.

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The above-designated Resolution 9990 and the assessment list therein mentioned are on file in the office of the City Clerk, Lisa Kunz, (406) 455-8451 in the Civic Center, 2 Park Drive, Room 204, Great Falls, Montana 59401 and are subject to inspection up to a period of five days before the public hearing. The City Commission will hear objections to the final adoption of said Resolution 9990 or any part thereof and the assessments therein provided for when convened in the Commission Chambers on September 18, 2012, at 7:00 o'clock p.m., at which time and place the City Commission will consider Resolution 9990 for final adoption.

/s/ Lisa Kunz, City Clerk

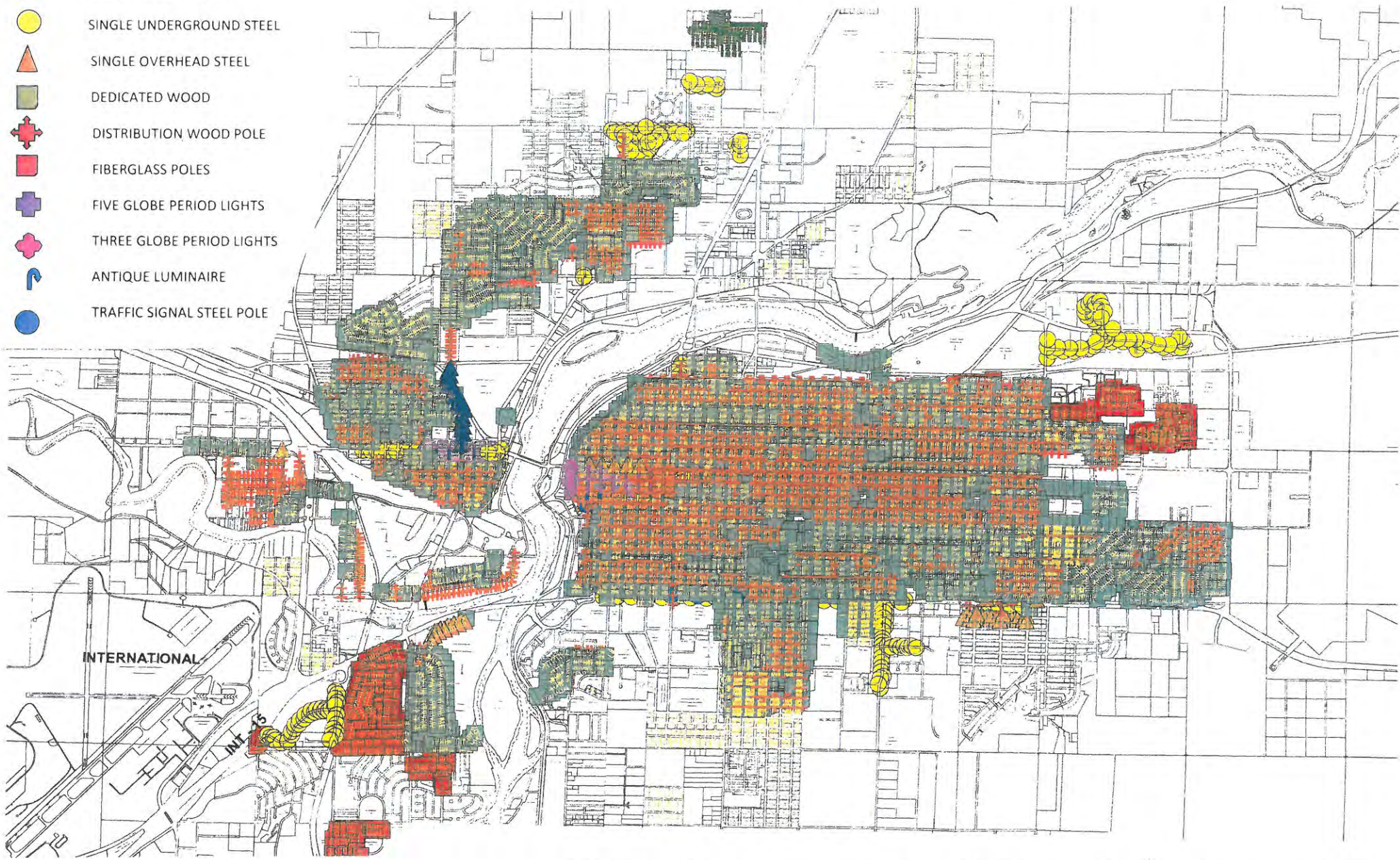
Publication Date: August 17, 2012 and August 24, 2012

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