

RESOLUTION 9196

**A RESOLUTION ORDERING CERTAIN IMPROVEMENTS
BE MADE ALONG JAMES AVENUE**

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WHEREAS, the property owners along James Avenue requested improvements be made along their street to include the installation of sidewalk, curb and gutter, and street paving; and

WHEREAS, the number of property owners and the size of the project did not meet the minimum requirements to create a SID thus necessitating a need to find a different funding mechanism to offset costs of the requested improvements; and

WHEREAS, MCA 7-14-4109 authorizes the City Commission to order improvements to be constructed and allows the property owners the option of either arranging for construction of the improvements or, after 30 days, allows the city to install the improvements and assess the costs against the property for a certain period of time; and

WHEREAS, the property owners indicated they were interested in the city installing the improvements and that the costs incurred plus interest at a rate of (5.5%) be assessed against their property over a period of seven (7) years.

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

1. That the property owners along James Avenue are hereby ordered to install curb, gutter, sidewalks and street paving along the one block of James Avenue between 5th and 6th Streets Northwest; and
2. The property owners along James Avenue be granted 30 days to complete the improvements or the city shall cause the improvements to be constructed; and
3. If the city causes the improvements to be constructed, all costs incurred plus interest can be assessed against the said properties.

PASSED by the Commission of the City of Great Falls, Montana, on this 19th day of March 2002.

Randall H. Gray, Mayor

ATTEST:

Peggy J. Bourne, City Clerk

(SEAL OF CITY)

APPROVED AS TO FORM:

David V. Gliko, City Attorney

State of Montana)
County of Cascade : ss.
City of Great Falls)

I, Peggy J. Bourne, City Clerk of the City of Great Falls, Montana, do hereby certify that the foregoing Resolution 9196 was placed on its final passage and passed by the Commission of the City of Great Falls, Montana, at a meeting thereof held on the 19th day of March 2002, and approved by the Mayor of said City, on the 19th day of March, 2002.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said City, this 19th day of March 2002.

Peggy J. Bourne, City Clerk

(SEAL OF CITY)