

**RESOLUTION NO. 9498**

**A RESOLUTION CREATING SPECIAL LIGHTING DISTRICT – CITY-OWNED RESIDENTIAL LIGHTING “SLD-COR” No. 1302 IN THE CITY OF GREAT FALLS, MONTANA, TO INSTALL NINE (9) 100 WATT HPS ON 17 FOOT FIBERGLASS POLES WITH UNDERGROUND WIRING TO INCLUDE PROPERTIES LOCATED ALONG BEARGRASS DRIVE WITHIN MEADLOWLARK ADDITION NO. 3**

WHEREAS, the City Commission of the City of Great Falls, duly and regularly passed and adopted Resolution No. 9497 on the 6<sup>th</sup> day of September, 2005, which Resolution of Intention to Create Special Lighting District – City-Owned Residential Lighting “SLD-COR” No. 1302 is now on file in the office of the City Clerk and to which reference is hereby made; and

WHEREAS, the City Commission caused notice of the passage of the Resolution of Intention to be published in the *Great Falls Tribune*, a daily newspaper published in the City of Great Falls, Montana, in the manner and form and during the period as required by law and also caused the City Clerk on the 16<sup>th</sup> day of September, 2005, that being the day of the first publication of the notice, to mail to each person, firm or corporation, or a known agent thereof, having property within the District, to the last known address of such person, firm or corporation or agent, a notice of the passage of the Resolution of Intention; and

WHEREAS, the City Commission having this day met in regular session, at the time and place fixed and mentioned in the Resolution of Intention and in said notices for a public hearing, and the passing upon protests, against the making of the proposed District therein; and the Commission having fully heard and considered all of such protests and other testimony.

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

Section 1. The City Commission does hereby find and determine that the protests and each of them made against the creation of the District and against the making of the proposed

improvements be and the same are hereby declared insufficient.

Section 2. There is hereby created a Special Lighting District to be known and designated as Special Lighting District – City-Owned Residential Lighting “SLD-COR” No. 1302 of the City of Great Falls, Montana, and the improvements described in the Resolution of Intention are hereby ordered to be made.

Section 3. The boundaries of the District shall be the same as described in the Resolution of Intention to which reference is hereby made for a particular description thereof.

Section 4. The City Commission hereby makes reference to the Resolution of Intention for further particulars, including the method of assessing the costs of the improvements against the benefited properties.

Section 5. That the creation of this District will supercede and take precedence over any existing, overlapping street lighting district boundaries.

PASSED by the Commission of the City of Great Falls, Montana, on this 18<sup>th</sup> day of October, 2005.

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Randall H. Gray, Mayor

ATTEST:

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Peggy Bourne, City Clerk

(SEAL OF CITY)

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Approved for Legal Content: City Attorney

State of Montana )

County of Cascade : ss  
City of Great Falls )

I, Peggy Bourne, City Clerk of the City of Great Falls, Montana, do hereby certify that the foregoing Resolution 9498 was passed by the Commission of the City of Great Falls, Montana, at a meeting thereof held on the 18<sup>th</sup> day of October 2005, and approved by the Mayor of said City on the 18<sup>th</sup> day of October 2005.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said City this 18<sup>th</sup> day of October 2005.

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Peggy Bourne, City Clerk

(SEAL OF CITY)