

**RESOLUTION NO. 9752**  
**RESOLUTION TO FIX ANNUAL TAX LEVY**

A RESOLUTION PROVIDING FOR THE ANNUAL TAX  
LEVY IN MILLS FOR THE FISCAL YEAR BEGINNING  
JULY 1, 2008 AND ENDING JUNE 30, 2009

**WHEREAS,** Montana Code Annotated (MCA), 7-1-114, states "A local government with self-governing powers is subject to .. (g) except as provided in subsection (3), any law regulating the budget, finance, or borrowing procedures and powers of local governments...(3) (b) The provisions of 15-10-420 apply to self-governing local government units.

**WHEREAS,** The City of Great Falls, Montana adopted a self-governing charter in 1986. Article I, Section 3 of the Charter of the City of Great Falls, Montana states: "The total mill levy shall not exceed that allowed to general powers cities of the first class by Montana Law."

**WHEREAS,** Section 7-6-4036, MCA, required the City Commission to fix the tax levy for each taxing jurisdiction by the later of the second Monday in August or within 45 calendar days after receiving certified taxable values. Certified taxable values were received August 4, 2008. Amended certified taxable values were received August 6, 2008.

**WHEREAS,** Section 15-10-420, MCA provides:

- (1)(a) Subject to the provisions of this section a governmental entity that is authorized to impose mills may impose a mill levy sufficient to generate the amount of property taxes actually assessed in the prior year, plus one-half of the average rate of inflation for the prior 3 years. The maximum number of mills that a governmental entity may impose is established by calculating the number of mills required to generate the amount of property tax actually assessed in the governmental unit in the prior year based on the current year taxable value, less the current year's value of newly taxable property plus one-half the average rate of inflation for the prior 3 years..
- (2) ... plus any additional levies authorized by the voters ...
- (5) Subject to subsection (8), subsection (1)(a) does not apply to .....

(b) the portion of a governmental entity's property tax levy for premium contributions for group benefits excluded under 2-9-212 or 2-18-703.

(7) In determining the maximum number of mills in subsection (1)(a) the governmental entity may increase the number of mills to account for a decrease in reimbursements.

**WHEREAS,** Section 15-10-201, MCA, requires the City Commission to fix its tax levy in mills and tenths and hundredths of mills.

**WHEREAS,** The Department of Revenue's certified taxable value for the City of Great Falls is \$76,405,609 which equates to \$76,406 per mill; when the incremental value of the tax increment finance district is removed the value is \$71,973 per mill. This includes \$2,138,981, or \$2,139 per mill, of newly taxable property.

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

**Section 1. - Determination of Mill Levy Limit**

- Appendix A shows the determination of the total mill levy limit of 140.85 mills.
- An additional 15.07 "Permissive Medical Levy" is allowed under 15-10-420(5)(b) for increased health insurance premiums not included in the Appendix A calculation.
- An additional 2.25 mills is allowed under 15-10-420(2) for additional voter supported mills. On November 4, 2003, a \$2.5 million general obligation bond was approved by voters for construction of a soccer park. It has been determined that 2.25 mills for soccer park debt service payments is needed for Fiscal Year 2009.
- Lastly, an additional 4.59 mills is allowed under 15-10-420(2) for additional voter supported mills. On November 7, 2006, a \$2.27 million general obligation bond was approved by voters for repair and improvement of city pool facilities. It has been determined that 4.59 mills for swimming pool debt service payments is needed for Fiscal Year 2009.

**Section 2. - Tax Levy Amounts**

A 162.76 mill levy will generate:

- a. \$ 9,836,126 from the \$69,834 certified value per mill for Previously Taxable Property;
- b. \$ 301,276 from the \$2,139 certified value per mill for Newly Taxable Property;
- c. \$ 1,084,633 from the \$71,973 certified value per mill for increased Health Insurance premiums "Permissive Medical Levy", and,
- d. \$ 161,939 from the \$71,973 certified value per mill for soccer park debt service payments.
- e. \$ 330,356 from the \$71,973 certified value per mill for swimming pool debt service

payments.

- f. \$11,714,330 in total City tax for 2008 from the \$71,973 total certified value per mill.

This does not reflect delinquent collections or tax increments withheld.

**Section 3. - Tax Levy Required and Set**

- a. The City Commission has determined a \$10,137,402 tax levy, requiring a 140.85 mill levy, is necessary to balance the General Fund Budget.
- b. The City Commission has determined a \$1,084,633 “Permissive Medical Levy”, requiring a 15.07 mill levy, is necessary for increased health premium costs to balance the General Fund Budget.
- c. The City Commission has determined a \$161,939 tax levy, requiring a 2.25 mill levy, is necessary for the soccer park debt service payment.
- d. The City Commission has determined a \$330,356 tax levy, requiring a 4.59 mill levy, is necessary for the swimming pool debt service payment.
- e. The City Commission of the City of Great Falls, Montana hereby fixes the tax levy for the fiscal year July 1, 2008 through June 30, 2009 at 162.76 mills.

PASSED by the Commission of the City of Great Falls, Montana, on this \_\_\_\_\_ day of \_\_\_\_\_, 2008.

Dona Stebbins, Mayor

ATTEST:

Lisa Kunz, City Clerk

(SEAL OF CITY)

Approved as to form: City Attorney

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

I, Lisa Kunz, City Clerk of the City of Great Falls, Montana, do hereby certify that the foregoing Resolution No. 9752 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 \_\_\_ day of \_\_\_, 2008, and approved by the Mayor of said City on the \_\_\_ day of \_\_\_\_\_, 2008.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said City this \_\_\_ day of \_\_\_\_\_, 2008.

Lisa Kunz, City Clerk

(SEAL OF CITY)

**Resolution 9752 Appendix A.**  
**City of Great Falls Determination of Tax Revenue and Mill Levy Limitations under Section 15-10-420, MCA**  
**Fiscal year ended June 30,2009**

**MAXIMUM PROPERTY TAXES AUTHORIZED: (Note that appropriate statutes are referenced)**

Ad valorem tax revenue authorized to be assessed prior year		9,649,371
Add: FISCAL YEAR 2009 INFLATION ADJUSTMENT @ 1.672% (Section 15-10-420(1a)(1c), MC.	161,337	161,337
Less: Property taxes authorized to be assessed in the prior year for Class 1 and 2 property (net and gross proceeds, county only) (Section 15-10-420(6), MCA (enter as negative number))		0
Personal Property Tax reimbursement received - prior fiscal year was final year (Section 15-10-420(7), MCA) (HB 20 and SB 417 reimbursements)	25,418	
Personal Property Tax reimbursement will no longer be received (FY09 and subsequent years) (Section 15-1-111, MCA)	0	25,418
Adjusted ad valorem tax revenue assessed		9,836,126

**CURRENT YEAR LEVY COMPUTATION:**

Taxable value per mill		76,406
Less per mill incremental value of tax increment financing district (TIF) (enter as negative)	(4,433)	
Adjusted taxable value (adjusted for removal of TIF per mill incremental district value)		71,973
Less: Newly taxable property per mill value, (enter as negative)	(2,139)	
Taxable value per mill of net and gross proceeds (county only) (enter as negative)		(2,139)
Adjusted Taxable value per mill		69,834
Authorized mill levy under Section 15-10-420, MCA (includes floating mills)		140.85
Adjusted taxable value per mill		69,834
Add: Newly taxable property per mill value	2139	
Taxable value per mill of net and gross proceeds (county only)	0	2,139
Taxable value per mill (including newly taxable property but excluding TIF per mill incremental value)		71,973
Authorized mill levy under Section 15-10-420, MCA (includes floating mills)		140.85
Current property tax revenue authorized limitation		10,137,402

**RECAPITULATION:**

Previous year adjusted property tax revenue assessed (5)		9,836,126
Amount attributable to newly taxable property and net/gross proceeds		301,276
Current property tax revenue authorized limitation		10,137,402