

RESOLUTION # 9791

A RESOLUTION DECLARING IT TO BE THE INTENTION OF THE CITY COMMISSION TO CREATE A BUSINESS IMPROVEMENT DISTRICT FOR THE PURPOSE OF PROMOTING TOURISM, CONVENTIONS, TRADE SHOWS AND TRAVEL TO THE CITY OF GREAT FALLS, MONTANA

WHEREAS, the City Commission of the City of Great Falls, is authorized to create business improvement districts for the purpose of promoting tourism, conventions, trade shows and travel to the city.

WHEREAS, the City Commission of the City of Great Falls, is authorized to require that all or any portion of the cost of funding all uses and projects for tourism promotion within Great Falls, as specified in the Great Falls TBID budget, be paid by the owners of the property embraced within the boundaries of such a district.

WHEREAS, the City Commission of the City of Great Falls, is authorized to assess and collect monies to defray the costs for said uses and projects from eligible properties within the district.

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

Section 1. Proposed Tourism Business Improvement District (TBID); Intention To Create Tourism Business Improvement District. The TBID proposes that the purpose for which the assessments collected shall be used are the statutory purposes set forth in Business Improvement District Law, Montana Code Annotated 2007, 7-12-1101 - 1144 as amended, for the funding of uses and projects for tourism promotion within Great Falls as specified in the Great Falls TBID budget.

Section 2. Petition. The City Commission has received petitions, referenced as Exhibit “A”, and on file in the City Clerk’s office, signed by more than the minimum requirement of 60 percent of the owners of the property proposed to be included in the district. The City Commission also intends to conduct a public hearing to consider establishing the TBID as provided for in State Statute.

Section 3. Number of District. The District, if the same shall be created and established, shall be known and designated as the Tourism Business Improvement District (TBID) No. 1307 of the City of Great Falls, Montana.

Section 4. Boundaries of District. The limits and boundaries of the District are the limits and boundaries of the City of Great Falls and are depicted on a map attached as Exhibit “B” hereto (which is hereby incorporated herein and made a part hereof). A listing of each of the properties in the District is shown on Exhibit “C” hereto.

Section 5. Benefited Property. The District and territory included within the limits and boundaries described in Section 4 and as shown on Exhibit “B” are hereby declared to be the TBID and the territory, which will benefit and be benefited by and will be assessed for the costs of the TBID as described in Section 1.

Section 6. General Character of the Services to be Performed. The services to be performed shall be the funding of uses and projects for tourism promotion within Great Falls as specified in the Great Falls TBID budget. It includes the marketing of convention and trade shows that benefit local tourism and lodging businesses in Great Falls; the marketing of Great Falls to the travel industry in order to benefit local tourism and the lodging businesses located within the Great Falls TBID; and the marketing of Great Falls to recruit major sporting events in order to promote local tourism and to benefit the lodging businesses within the Great Falls TBID.

Section 7. Assessment Methods; Property to be Assessed. Parcels with hotels, with six (6) or more rooms, defined as any structure, or any portion of any structure, which is occupied or intended or designed for occupancy by transients for dwelling, lodging, or sleeping purposes and includes any hotel, inn, motel, or other similar structure or portion thereof, within the boundaries of the district.

Section 8. Assessable Area. All hotels, as defined in Section 7, that are within the District will be assessed for the costs of tourism promotion and operating the TBID. The applicable hotels shall be subject to an annual assessment of one dollar (\$1.00) per occupied room night as prescribed in Section 7-12-1133, subsection (c), M.C.A.

Section 9. Payment of Assessments. The assessments for the costs of maintaining the services provided by the TBID shall be payable, as prescribed in Section 7-12-1133 subsection (c), M.C.A.

Section 10. Duration of District. The duration of the TBID shall be for a period of ten (10) years as prescribed in Section 7-12-1141, M.C.A. Upon receipt of a petition

signed by the owners of more than 50% of the area of the property included in the district, the governing body shall dis-establish the district at the end of any fiscal year.

Section 11. Public Hearing; Protests. At any time within fifteen (15) days from and after the date of the first publication of the notice of the passage and approval of this resolution of intent, any owner of real property within the proposed District subject to assessment and taxation for the cost and expense of maintaining the TBID may make and file with the City Clerk until 5:00 p.m., D.S.M.T., on the expiration date of said 15-day period from November 10, 2008 through November 24, 2008 written protest against the proposed TBID, and this Commission will at a regular meeting after the expiration of the fifteen (15) days in which such protests in writing can be made and filed, proceed to hear all such protests so made and filed; which said regular meeting will be held on December 2, 2008 at 7:00 pm. in the Commission Chambers, located on the Second Floor of the Civic Center, 2 Park Drive South, in Great Falls, Montana.

Section 12. Notice of Passage of Resolution of Intention. The City Clerk is hereby authorized and directed to publish or cause to be published a copy of a Notice of the passage of this Resolution, attached as Exhibit "D", in the *Great Falls Tribune*, a newspaper of general circulation in Cascade County on November 9, 2008, and November 23, 2008, in the form and manner prescribed by law, and to mail or cause to be mailed a copy of said Notice to every person, firm, corporation, or the agent of such person, firm, or corporation having real property within the proposed district listed in his or her name upon the last completed assessment roll for State, County, and school district taxes, at his last-known address, on or before the same day such notice is first published.

PASSED AND ADOPTED by the Commission of the City of Great Falls, Montana, on this 5th day of November 2008.

Dona R. Stebbins, Mayor

ATTEST:

Lisa Kunz, City Clerk

(SEAL OF CITY)

Approved for Legal Content: City Attorney

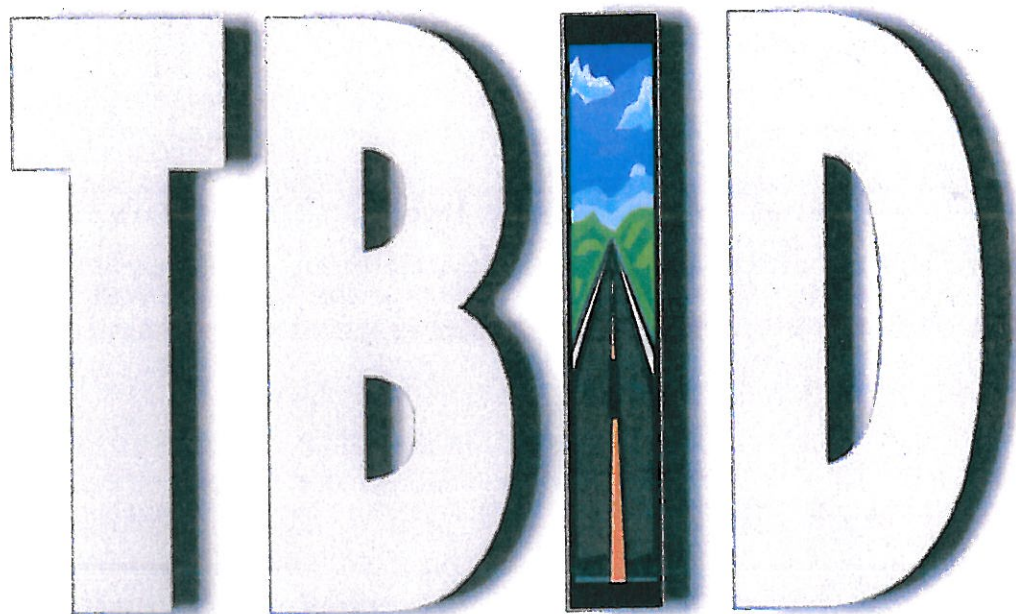
State of Montana)
County of Cascade): ss
City of Great Falls)

I, Lisa Kunz, City Clerk of the City of Great Falls, Montana, do hereby certify that the foregoing Resolution 9791 was passed by the Commission of the City of Great Falls, Montana, at a meeting thereof held on the 5th day of November 2008, and approved by the Mayor of said City on the 5th day of November 2008.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said City this 5th day of November 2008.

Lisa Kunz, City Clerk

(SEAL OF CITY)



Great Falls
Tourism Business Improvement District

Signed Petitions

RESOLUTION 9791

**INTENT TO CREATE TOURISM BUSINESS
IMPROVEMENT DISTRICT NO. 1307**

EXHIBIT A

ON FILE IN CITY CLERKS OFFICE




Tourism Improvement District No. 1307

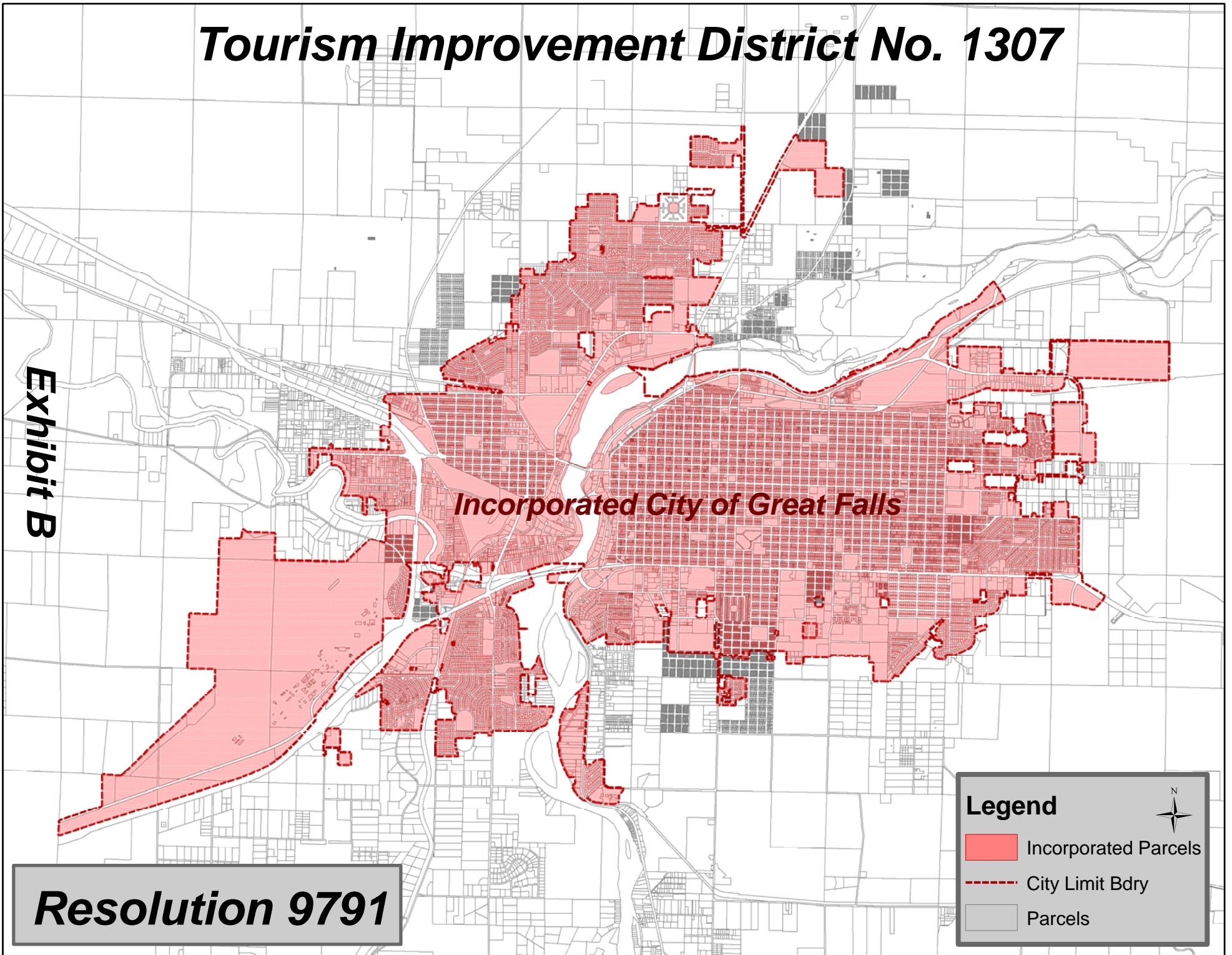
Exhibit B

Incorporated City of Great Falls

Resolution 9791

Legend

-  Incorporated Parcels
-  City Limit Bdry
-  Parcels



TOURISM BUSINESS IMPROVEMENT DISTRICT

	PARCEL	NAME		Street Address
1	001734800	AIRWAY MOTEL	1800	14TH ST SW
2	000314000	ALBERTA MOTEL	1101	CENTRAL AVE W
3	000716000	BEST RESTING MOTEL	5001	RIVER DR N
4	001083100	BEST WESTERN HERITAGE INN	1700	FOX FARM ROAD
5	000311500	CENTRAL MOTEL	715	CENTRAL AVE W
6	001894200	CRESTVIEW INN	500	13TH AVE S
7	001900110	CRYSTAL INN - GTF	3701	31ST STREET SW
8	001861800	DAYS INN OF GREAT FALLS	101	14TH AVE NW
9	000526020	EXTENDED STAY AMERICA #7068	800	RIVER DR S
10	000278000	FAIRFIELD INN	1000	9TH AVE S
11	001087000	FOX HOLLOW INN	1700	10TH ST SW
12	000824600	GREAT FALLS COMFORT INN	1120	9TH ST S
13	000722410	GREAT FALLS INN	1400	28TH ST S
14	001897600	HAMPTON INN	2301	14TH ST SW
15	000972810	HILTON GARDEN INN	2520	14TH STREET SW
16	000821600	HOLIDAY INN	400	10TH AVENUE SO
17	000898070	HOLIDAY INN EXPRESS HOTEL &	1801	MARKET PLACE DR
18	000122950	IMPERIAL INN	601	2ND AVE N
19	000526040	LA QUINTA INN & SUITES	600	RIVER DR S
20	000157350	MID TOWN MOTEL	526	2ND AVE N
21	001083400	MOTEL 6 #4238	2	TREASURE STATE DR
22	000189075	O'HAIRE MOTOR INN	17	7TH STREET SOUTH
23	000979200	PLAZA INN	1224	10TH AVE S
24	000191500	QUALITY INN	220	CENTRAL AVE
25	000185550	ROYAL MOTEL	1300	CENTRAL AVE
26	001832800	STARLIT MOTEL	1521	1ST AVE NW
27	000979300	SUPER 8 MOTEL GREAT FALLS	1214	13TH ST S
28	000334900	TOWNHOUSE INN	1411	10TH AVE S
29	000162050	TRIPLE CROWN	621	CENTRAL AVE
30	001047100	WESTERN MOTEL SKI'S	2420	10TH AVE S

Exhibit D

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that on the 5th day of November 2008, the City Commission of the City of Great Falls, Montana, adopted Resolution 9786 entitled:

A RESOLUTION DECLARING IT TO BE THE INTENTION OF THE CITY COMMISSION TO CREATE A BUSINESS IMPROVEMENT DISTRICT FOR THE PURPOSE OF PROMOTING TOURISM, CONVENTIONS, TRADE SHOWS AND TRAVEL TO THE CITY OF GREAT FALLS, MONTANA

Resolution No. 9791 is on file in the office of the City Clerk, Lisa Kunz, (406) 455-8541, Civic Center, 2 Park Drive, Great Falls, Montana, to which reference is hereby made for a full description of the boundaries of said district.

The City Commission of the City of Great Falls, Montana, recognizes a need for a tourism business improvement district to promote and market tourism, conventions, trade shows and travel to the City of Great Falls. The assessment for the costs of tourism promotion and operating the TBID will be placed upon all parcels with hotels, with six (6) or more rooms, defined as any structure, or any portion of any structure, which is occupied or intended or designed for occupancy by transients for dwelling, lodging, or sleeping purposes and includes any hotel, inn, motel, or other similar structure or portion thereof, within the boundaries of the district. The annual assessment will be a flat fee of one dollar (\$1.00) per occupied room night as prescribed in Section 7-12-1133, subsection (c), M.C.A.

The City Commission of the City of Great Falls, Montana, will be in session on the 2nd day of December 2008 at 7:00 o'clock p.m., in the Commission Chambers, Civic Center, 2 Park Drive, Great Falls, MT, at which time and place the City Commission will hear objections to the intent to create said Tourism Business Improvement District No. 1307. Any person or persons, who are owners of any lot or parcel of land within said Tourism Business Improvement District No. 1307, who shall, within 15 days after the first publication of this notice have delivered to the City Clerk of the City of Great Falls, a protest in writing against the proposed creation of said business improvement district, shall have the right to appear at said meeting in person or by counsel, and show cause, if any there be, why such special lighting district should not be created.

Publication Dates: November 9, 2008 and November 23, 2008