

**RESOLUTION # 9792**

**A RESOLUTION CREATING 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, a Tourism Business Improvement District will increase tourist trips and promote and benefit the tourism and lodging industry in Great Falls.

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. Creation of Tourism Business Improvement District.** In accordance with its stated intention contained in Resolution 9791, adopted November 5, 2008, the City Commission of the City of Great Falls hereby creates a Tourism Business Improvement District (TBID) for the purpose of promoting and marketing Great Falls and creating special benefit for the lodging businesses in the City. The assessments collected shall be used are the statutory purposes set forth in Business Improvement District Law, 7-12-1101 through 1144 M.C.A 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 received petitions signed by more than the minimum requirement of 60 percent of the owners of the property proposed to be included in the district, and are on file in the City Clerks' office. The City Commission also conducted a public hearing to consider establishing the TBID as provided for in State Statute.

**Section 3. Number of District.** The District 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, as may be amended from time to time, which boundaries are designated and confirmed as the boundaries of the District. A listing of each of the properties in the District, to be assessed, as of this date, is shown on Exhibit "A", attached hereto.

**Section 5. Benefited Property.** The District and territory included within the limits and boundaries described in Section 4 are hereby declared to be the TBID and the territory which will benefit and benefit from the assessments that are collected within the District. The hotels or lodging facilities, as defined in Section 9, are specially benefited by the activities and operations of the District.

**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. Appointment of Board of Trustees.** Upon adoption of this Resolution, the City Commission shall appoint not less than five or more than seven owners of the property or their assignees within the TBID to comprise the Board of Trustees of the District. The members of the Board shall be appointed in compliance with Section 7-12-1121, M.C.A.

**Section 8. Powers and Duties of Trustees.** The appointed Trustees shall have the powers and duties set out in Sections 7-12-1121 through 7-12-1133, M.C.A and any other applicable laws, ordinances or regulations. At a time determined by the City Council, the Board of Trustees shall submit to the City Commission for approval a work plan and budget for the ensuing fiscal year. The City Commission may modify the work plan and budget as it considers necessary and appropriate.

**Section 9. Property to be Assessed.** Parcels with hotels, with six 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 are to be assessed for the costs of operating the TBID.

**Section 10. Assessments.** All hotels, as defined in Section 9, 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. Stays by persons who are otherwise exempt from paying a transient occupancy tax (a.k.a lodging facility use tax), as provided in Sections 15-65-101 through 15-65-136 M.C.A, shall be exempt from the assessment. The assessments may be modified annually by adoption of a resolution or adoption of the City's budget.

**Section 11. 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(2) subsection (c), M.C.A.

**Section 12. Duration of District.** The duration of the TBID shall be for a period of ten 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 terminate the district at the end of any fiscal year.

**Section 13. Effective Date.** The effective date for this resolution and the date upon which the District is created shall be January 1, 2009.

PASSED AND ADOPTED by the Commission of the City of Great Falls, Montana, on this 2<sup>nd</sup> day of December 2008.

---

Dona R. Stebbins, Mayor

ATTEST:

---

Lisa Kunz, City Clerk

(SEAL OF CITY)



**TOURISM BUSINESS IMPROVEMENT DISTRICT**

	<b>PARCEL</b>	<b>NAME</b>		<b>Street Address</b>
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