

RESOLUTION NO. 9807

A RESOLUTION CREATING SPECIAL IMPROVEMENT LIGHTING DISTRICT – CITY OWNED RESIDENTIAL LIGHTING NO. 1305 IN THE CITY OF GREAT FALLS, MONTANA FOR THE PURPOSE OF FINANCING THE INSTALLATION OF FIVE 100 WATT HPS SEMI-CUT OFF STREET LIGHTS ON 16-FOOT STEEL POLES WITH UNDERGROUND WIRING ON PROPERTIES LOCATED WITHIN WATER TOWER PARK ADDITION.

WHEREAS, the City Commission of the City of Great Falls, duly and regularly passed and adopted Resolution No. 9785 on the 6th day of January, 2009, which Resolution of Intention to Create Special Improvement Lighting District – City-Owned Residential Lighting No. 1305 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 intent of passage of the Resolution of Intention No. 9785 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 9th day of January, 2009, 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 No. 9785; 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 No. 9785 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 are and the same are hereby declared insufficient.

Section 2. There is hereby created a Special Lighting District to be known and designated as Special Improvement Lighting District – City-Owned Residential Lighting No. 1305 of the City of Great Falls, Montana, and the improvements described in the Resolution of Intention No. 9785 are hereby ordered to be made.

Section 3. The boundaries of the District shall be the same as described in the Resolution of Intention No. 9785 to which reference is hereby made for a particular description thereof.

Section 4. The City Commission hereby makes reference to the Resolution of Intention No. 9785 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 super cede and take precedence over any existing, overlapping street lighting district boundaries.

PASSED by the Commission of the City of Great Falls, Montana, on this 3rd day February, 2009.

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 9807 was passed by the Commission of the City of Great Falls, Montana, at a meeting thereof held on the 3rd day of February, 2009 and approved by the Mayor of said City on the 3rd day of February, 2009.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said City this 3rd day of February, 2009.

Lisa Kunz, City Clerk

(SEAL OF CITY)