

# RESOLUTIONS OF THE CITY OF HELENA, MONTANA

## RESOLUTION NO. 20171

A RESOLUTION OF INTENTION TO AMEND RESOLUTION NO. 19818 THAT CREATED SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 222 TO ALTER THE BOUNDARIES OF AND ADD SEVENTEEN LIGHTS IN SILD NO. 222 IN THE CITY OF HELENA, MONTANA

**WHEREAS**, § 7-12-4301, et seq., MCA, allows the City of Helena to create special improvement lighting districts and alter the boundaries thereof; and

**WHEREAS**, on March 14, 2011, the City Commission considered and passed Resolution No. 19818 that created Special Improvement Lighting District No. 222 in the City of Helena; and

**WHEREAS**, on July 25, 2011, the City Commission considered and passed Resolution No. 19856 that amended the boundaries of Special Improvement Lighting District No. 222 to include five (5) additional street lights; and

**WHEREAS**, on June 23, 2014, the City Commission considered and passed Resolution No. 20085 that amended the boundaries of Special Improvement Lighting District No. 222 to include five (5) additional street lights; and

**WHEREAS**, the City of Helena now has before it a petition signed and filed by **R and D Partners, LLC**, requesting the further alteration of the boundaries of Special Improvement Lighting District No. 222 to include property along Alexis Avenue within

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Craftsman Village Phase 2 and a portion of South Alice Street in the Crossroads at Mountain View Meadows subdivision, as shown on Exhibit "A" attached hereto; and

**WHEREAS**, the additional property requires the installation of seventeen (17) additional lights along Alexis Avenue and South Alice Street; and

**WHEREAS**, it appears to be in the best interests of the City of Helena, and the inhabitants thereof, specifically the inhabitants of Special Improvement Lighting District No. 222, that Resolution No. 19818 be amended again to include all that property described on Exhibit "A" attached hereto; and

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

**Section 1.** That it is the intention of the Commission of the City of Helena, Montana to amend Resolution No. 19818 that created Special Improvement Lighting District No. 222 in the City of Helena, for the purpose of including sixteen (16) additional lots in Block 41, three (3) lots in Block 40, and Tract 2-A-2 with seventeen (17) additional street lights in said lighting district, more particularly described on Exhibit "A" attached hereto and by

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this reference made a part hereof.

**Section 2.** The boundaries of said Special Improvement Lighting District No. 222 shall be altered to include the property as described on Exhibit "A."

**Section 3.** The general character of the improvements to be made in the additional area is the installation and maintenance of seventeen (17) lighting units with underground wiring, fiberglass or metal poles with 16-foot mounting heights, and Lexington Colonial luminaries with 100-watt, high-pressure, sodium vapor lamps.

**Section 4.** The total estimated cost of maintaining said improvements, supplying electrical energy, and administration thereof for the enlarged district for the first year is **\$37,923.00**, with the estimated cost being \$0.01710 per square foot of property owned, said amount to be paid by the property owners.

**Section 5.** All of the cost of installing and maintaining said lighting shall be borne by the owners of the property embraced within the boundaries of said district.

**Section 6.** The Helena City Commission shall hold a public hearing of this proposed amendment of Resolution NO. 19818, in the City Commission Chambers, 316 North Park Avenue, Helena, Montana,

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at **6:00 p.m. on the 27<sup>th</sup> day of July, 2015.** At such time, all protests that may be made against the proposed amendment of Resolution No. 19818 for Special Improvement District No. 222 shall be heard.

**Section 7.** The Clerk of the City Commission is hereby directed to give notice of the passage of this resolution of intention by publishing the notice of passage pursuant to § 7-1-4127, MCA. Further, a copy of said notice must be mailed to each person, firm or corporation having property within the proposed special improvement lighting district.

**PASSED AND EFFECTIVE BY THE COMMISSION OF THE CITY OF HELENA, MONTANA, THIS 29<sup>th</sup> DAY OF JUNE, 2015.**

**/S/ James E. Smith**

**MAYOR**

**ATTEST:**

**/S/ Debbie Havens**

**CLERK OF THE COMMISSION**