

# **RESOLUTIONS OF THE CITY OF HELENA, MONTANA**

## **RESOLUTION NO. 19847**

**A RESOLUTION OF INTENTION TO AMEND RESOLUTION NO.19818 THAT  
CREATED SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 222 TO ALTER  
THE BOUNDARIES AND ADD FIVE 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 and alter the boundaries of special improvement lighting districts; and

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

**WHEREAS**, the City of Helena has before it a petition signed and filed by **R&D Partners**, requesting the alteration of Lighting District No. 222 to include property along Ryland Avenue within the Antelope Trace Phase 2 of the Crossroads at Mountain View Meadows subdivision, as shown on Exhibit "A" attached hereto; and

**WHEREAS**, the additional property will require the installation of five additional lights along Ryland Avenue; 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 to include all that property described on Exhibit "A" attached hereto.

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**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 fourteen (14) additional lots with five (5) additional street lights in said lighting district, more particularly described on Exhibit "A" attached hereto and by 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 additional area is the installation and maintenance of five (5) 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 **\$52,334.88,**

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with the estimated cost being \$0.0442 per square foot of property owned, said amount to be paid by the property owners. That amount includes the additional assessment to be charged by the City to establish a cash reserve and recover any costs of the district incurred prior to receipt of the first assessments. Thereafter, the annual assessment will be approximately one-half (1/2) of the first year=s assessment.

**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 on this proposed amendment of Resolution No. 19818, in the City Commission Chambers, 316 North Park Avenue, Helena, Montana, at **6:00 p.m. on the 25th day of July, 2011.** At such time, all protests that may be made against the proposed amendment of Resolution No. 19818 for Special Improvement Lighting 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-

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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 27th DAY OF JUNE, 2011.**

**/S/ James E. Smith**  
**MAYOR**

**ATTEST:**

**/S/ Debbie Havens**  
**CLERK OF THE COMMISSION**