

# RESOLUTIONS OF THE CITY OF HELENA, MONTANA

## RESOLUTION NO. 20596

### A RESOLUTION OF INTENTION TO ESTABLISH NEW FEES TO BE CHARGED FOR CITY OF HELENA PARK AND OPEN SPACE USES, RECREATION SERVICES AND PROGRAMS, AND WAUKESHA COMMUNITY GARDEN AND REPEALING RESOLUTIONS NO. 19816, 19995, 20331, AND 20332

**WHEREAS**, Resolution No. 19995, adopted by the Helena City Commission on April 8, 2013, established a comprehensive methodology for establishing park use and recreation activity fees;

**WHEREAS**, Resolution No. 20331, adopted by the Helena City Commission on March 13, 2017, amended Resolution No. 19995;

**WHEREAS**, Resolution No. 20332, adopted by the Helena City Commission on March 13, 2017, established fees to be charged for the Last Chance Splash Waterpark and Pool;

**WHEREAS**, Resolution No. 19816, adopted by the Helena City Commission on February 28, 2011, established fees to be charged to plot users in the Waukesha Community Garden;

**WHEREAS**, Resolution No. 20583, adopted by the Helena City Commission on December 9, 2019, established fees to be charged for the Bill Roberts Municipal Golf Course for the 2020 season;

**WHEREAS**, in an effort to recover costs, a portion of the park and open space use and recreation services and programs fee revenues will be deposited into a "park improvement fund" for the development and improvement of parks, open space, and recreation

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facilities and services; and

**WHEREAS**, it appears to be in the best interests of the City of Helena, Montana, and the inhabitants thereof, that the Helena City Commission hold a public hearing on the implementation of fees for park and open space uses, recreation services and programs, and Waukesha community garden.

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

**Section 1.** That it is the intention of the Helena City Commission to establish the new fees to be charged for park and open space uses, recreation services and programs, and Waukesha community garden as shown on the attached Exhibit "A."

**Section 2.** It is intended that fees for Bill Roberts Municipal Golf Course are not subject to this resolution. Fees for that facility are set by separate resolutions.

**Section 3.** Entities that have existing use agreements with the City of Helena to use park facilities on an ongoing recurring basis, and contribute to the maintenance of the facility are exempt from use fees.

**Section 4.** The following definitions apply for purposes of this resolution only:

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"Non-Profit" is defined as an organization that has been granted tax-exempt status by the Internal Revenue Service because it furthers a social cause and provides a public benefit.

"Resident" is any person who resides within the city limits of the City of Helena.

"Youth" is a person 0 to 12 years of age.

**Section 5.** That it is the intention of the Helena City Commission to repeal Resolutions No. 19816, 19995, 20331, and 20332.

**Section 6.** A public hearing will be held on this Resolution of Intention at 6:00 P.M. on the 4<sup>th</sup> day of May, 2020, in the City Commission Chambers, 316 North Park Avenue, Helena, Montana.

**PASSED AND EFFECTIVE BY THE COMMISSION OF THE CITY OF HELENA, MONTANA, THIS 6<sup>th</sup> DAY OF APRIL, 2020.**

/S/ WILMOT COLLINS  
MAYOR

**ATTEST:**

/S/ DANNAI CLAYBORN  
CLERK OF THE COMMISSION