

**RESOLUTION NUMBER 07-18543**

**A RESOLUTION TO EXPAND THE BOUNDARIES OF EXTENDED SPECIAL IMPROVEMENT MAINTENANCE DISTRICT NO. 4025 FOR THE PURPOSE OF MAINTAINING THE EXISTING AND FUTURE PUBLIC AREA IMPROVEMENTS IN REHBERG RANCH ESTATES SUBDIVISION, FIRST FILING TO INCLUDE REHBERG RANCH ESTATES SUBDIVISION, SECOND FILING.**

**WHEREAS**, City Council of Billings, Montana hereby finds, determines and declares that:

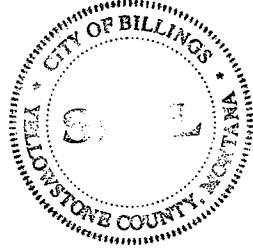
1. The public interest and convenience require expanding the boundaries of Special Improvement Maintenance District No. 4025 created by *Resolution 04-18152 on June 28, 2004*.
2. All lands are benefited and no lands that are not benefited have been included within the district. All lands within the district will be enhanced in value to the extent of the assessments to be levied upon such lands, and all lands included within the district should be assessed accordingly to pay the cost and expenses of the district.


**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS:**

1. *Jurisdiction and Creation:* Extended Special Improvement Maintenance District No.4025 is of more than local or ordinary public benefit. The Council has acquired jurisdiction to order the improvements and it does hereby expand the boundaries of Special Improvement Maintenance District No. 4025. All lands included in the expanded boundaries of Extended Special Improvement Maintenance District No. 4025 are benefited and no lands that are not benefited have been included in said district.
2. *General Character of Improvements and Maintenance:* The general character of the improvements to be maintained is as follows: native grasses, trees, shrubs, trails, irrigation system, irrigation system water services, drainageways, storm detention facilities, street lighting and signage, weed control, pest control, and other park equipment and public area improvements installed by the developer, Parks Department and/or as part of a future Special Improvement District.
3. *Boundaries:* The boundaries of the district are described and designated on Exhibit "A" attached hereto.
4. *Maintenance Estimate:* The estimated cost of the proposed expansion maintenance for the current year shall be \$0.00713 per square foot of lot area as described in the Maintenance Estimate attached hereto as Exhibit "D".
5. *Assessment Method:* All of the costs and expenses of the district will be assessed against the entire district, and each lot or parcel of land within the district will be assessed for that part of the whole cost which its assessable area bears to the total assessable area in the entire district, exclusive of streets, avenues, alleys and public places. Assessments for each lot during the current year will be approximately \$0.00713 per square foot of lot area. In accordance with 7-1-1479 MCA, the assessment for each lot in each ensuing year will be set by the City Council by resolution.
6. *Payment of Assessment:* The assessments for all maintenance and costs of the district shall be paid in equal annual installments, provided that the payment of one-half of said annual assessment may be deferred to May 31 of the year following the assessment. All money derived from the collection of said assessments otherwise shall constitute the existing fund known as Fund of Special Improvement Maintenance District No. 4025.
7. *Bonds for Improvements:* There will be no bonds sold for this district as it is for maintenance only.
8. *Engineering:* No engineering will be required for the maintenance of the district.
9. *District Accounts:* The Director of Finance is hereby authorized and directed to establish the necessary accounts to govern the receiving of all revenues and the expenditures of the same district.

**PASSED AND ADOPTED** by the City Council of the City of Billings, Montana and **APPROVED**, this day 26<sup>th</sup> of MARCH, 2007.

CITY OF BILLINGS



By:   
Ron Tussing, Mayor

ATTEST:

By:   
City Clerk