

CERTIFICATE AS TO RESOLUTION

I, the undersigned, being the duly qualified and acting recording officer of City of Billings, Montana (the "City"), hereby certify that the attached resolution is a true copy of a Resolution entitled: "RESOLUTION RELATING TO \$10,700,000 GENERAL OBLIGATION BONDS, SERIES 2007A AND \$1,800,000 GENERAL OBLIGATION BONDS, SERIES 2007B; AWARDING THE SALE THEREOF AND APPROVING THE OFFICIAL STATEMENT RELATING THERETO" (the "Resolution"), on file in the original records of the City in my legal custody; that the Resolution was duly adopted by the City Council at a regular meeting on June 11, 2007, and that the meeting was duly held by the City Council and was attended throughout by a quorum, pursuant to call and notice of such meeting given as required by law; and that the Resolution has not as of the date hereof been amended or repealed.

I further certify that, upon vote being taken on the Resolution at said meeting, the following Council Members voted in favor thereof: Council members Ronguella;
Boyer; Stevens; Brewster; Ruzgamer; Uledalen; Boyer; Jones; Clark; voted against the same: _____; abstained from voting thereon: _____; or were absent: Council member Veis.

WITNESS my hand and seal officially this 11 day of June, 2007.

(SEAL)



Cari Martin
City Clerk

RESOLUTION 07-18566

A RESOLUTION LEVYING AND ASSESSING RESIDENTIAL AND COMMERCIAL COLLECTION AND DISPOSAL FEES AND LANDFILL USE FEES IN ACCORDANCE WITH RESOLUTION NO. 86-15491

WHEREAS, it has become necessary in the operation of City services to assess the fees for collection and disposal of refuse, and

WHEREAS, said fees are established and should apply until changed by subsequent resolution.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA, as follows:

1. RESIDENTIAL AND MOBILE HOME COLLECTION AND DISPOSAL FEES. Residential fees are hereby assessed at \$79.00 per annum for unit occupied by one family. Residential fees for a mobile home located in a mobile park are hereby assessed at \$73.00 per annum for unit occupied by one family. Residential carry out service, where available, will be assessed at \$158.00 per annum. Residential landfill fees for newly annexed property not yet receiving City collection service are hereby assessed at \$18.50 per annum for unit occupied by one family.

2. LANDFILL FEES. Landfill use fees that are not covered by other agreements or assessments are hereby assessed as follows. All fees will be based on net weight, unless the landfill scale is inoperable then volume fees will apply: A minimum charge of \$4.00 will apply to all transactions.

A. Pickup/Small Trailer

Pickups or equivalent sized trailers hauling any material except those with special fees shall be assessed minimum fees as follows:

Pickup truck/small trailer \$4.00

Vehicles with *side boards* over one (1) foot high or loaded with heavier materials will be charged at the per ton rate in Paragraph B unless the landfill scales are inoperable, then the vehicle will be charged by the cubic yard rated on the capacity of the vehicle.

B. Compactible Material

Compactible material such as demolition, wood, household debris, tree removal refuse, and all other refuse not covered by special fees or special use agreements shall be charged at the following rates:

Per Ton Charge	\$11.50
Loose Garbage	\$1.45 per cubic yard of rated capacity
Compacted Garbage	\$3.75 per cubic yard of rated capacity

C. Non-Compactible Material

Asphalt, rocks, concrete, dirt, gravel, timbers, and other non-Compactible material will be charged at \$11.50 per ton or \$16.00 per cubic yard based on the rated capacity of the vehicle.

D. Special Waste

Special Waste such as contaminated soil, sludges, and treated timbers will be accepted on a case-by-case basis dependent upon testing and approval. If accepted, landfill fees will be \$23.00 per ton or \$32.00 per cubic yard based on the capacity of the vehicle.

E. Special Fees

1. Dead animals such as sheep, cows, and horses will be charged at the following rates:

Horse	\$75.00/each
Cow	\$50.00/each
Colt, Sheep, Pig, etc.	\$20.00/each
Large quantities	\$75.00/ton

2. Whole tires will be charged at the following rates:

Car or Light Truck (up to 17")	\$2.00/each
Large Truck (17" to 24")	\$5.00/each
Equipment Tire (grader size)	\$17.50/each
Large Amounts	\$75.00/ton or \$17.50 per cubic yard
Cut tires	\$11.50/ton or \$1.45/per cubic yard

3. Asbestos will be charged at \$60.00 per ton or \$30.00 per yard or \$7.50 per bag. The minimum charge shall be \$90.00.

4. Barrels with one end off will be charged at \$5.00. If both ends are cut off, they will be assessed per paragraph A or B above. All barrels that contained pesticides or herbicides must be triple rinsed.

5. Residential refrigeration units will be subject to a \$10.00 Freon recovery fee unless accompanied by written certification that the Freon has been recovered. Commercial units must have certification that the Freon has been removed.

F. City of Billings residents hauling non-business waste in a vehicle no larger than a 3/4 ton pickup truck, or equivalent sized trailer, will not be charged. All commercial waste not charged through other assessments will be charged per the above paragraphs.

3. **COMMERCIAL COLLECTION AND DISPOSAL FEES PER ANNUM.** Commercial collection service is available subject to Solid Waste Division approval of container type, size, placement, and serviceability. Commercial collection and disposal fees are hereby assessed as follows:

Container Size	City Owned Container PER WEEK FREQUENCY OF COLLECTION						
	1	2	3	4	5	6	Saturday*
2 Yards	\$509	\$838	\$1,167	\$1,496	\$1,825	\$2,220	\$658
3 Yards	\$555	\$930	\$1,305	\$1,680	\$2,055	\$2,505	\$750
4 Yards	\$602	\$1,024	\$1,446	\$1,868	\$2,290	\$2,796	\$844
6 Yards	\$753	\$1,266	\$1,779	\$2,292	\$2,805	\$3,421	\$1,026
8 Yards	\$845	\$1,450	\$2,055	\$2,660	\$3,265	\$3,991	\$1,210

Container Size	Customer Owned Container PER WEEK FREQUENCY OF COLLECTION						
	1	2	3	4	5	6	Saturday*
1 Yard	\$283	\$566	\$849	\$1,132	\$1,415	\$1,755	\$566
2 Yards	\$329	\$658	\$987	\$1,316	\$1,645	\$2,040	\$658
3 Yards	\$375	\$750	\$1,125	\$1,500	\$1,875	\$2,325	\$750
4 Yards	\$422	\$844	\$1,266	\$1,688	\$2,110	\$2,616	\$844
6 Yards	\$513	\$1,026	\$1,539	\$2,052	\$2,565	\$3,181	\$1,026
8 Yards	\$605	\$1,210	\$1,815	\$2,420	\$3,025	\$3,751	\$1,210
30 Gal Can Ea	\$61	\$122	\$183	\$244	\$305	\$378	\$122

Compactor containers will be assessed at 2.5 times the above rates.

Above fees are for customer-owned containers.

* Saturday service without 6 times per week pick-up will be assessed double the 1 time per week rate.

90 Gallon Barrel	\$156
300 Gallon Barrel	\$346

* The above include use of the City of Billings' container with one pickup per week only. This service not available in all areas.

Hand Load/Loose - Special Service - In addition to can or container service.
\$242.00 per annum for each minute of special service per pick-up.

Commercial customers will be provided 2 courtesy pickups over and above their current scheduled service each fiscal year. Any additional service will be billed at the actual hourly rates as follows (minimum 1 hour):

Compacter truck, 1 Man \$75.00 Compacter truck, 2 Men \$105.00.

Tax supported funds, which will include the General Fund, Public Safety, Library and Transit Funds, will not be charged for garbage.

Drop Box/Roll Off

Customer-owned Container \$93.00 per pull plus disposal:

Non-Compacted	\$11.50/ton or \$1.45 per cubic yard rated capacity
Compacted	\$11.50/ton or \$3.75 per cubic yard rated capacity

City-owned Container – \$93.00 per pull plus disposal plus lease fee if applicable.

30 cubic yards – cash only / one time \$165.00

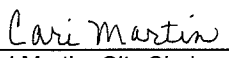
Commercial landfill fees for newly annexed property not receiving City collection service will be assessed at the current disposal rate times the size and frequency of their service.

PASSED by the City Council and APPROVED this 11th day of June, 2007.



CITY OF BILLINGS

By: 
Ron Tussing, Mayor

By: 
Cari Martin, City Clerk