

RESOLUTION NO. R17-07

**RESOLUTION AUTHORIZING THE USE OF TAX INCREMENT FINANCE
DISTRICT FUNDS TO PAY OFF THE BALANCE OWED ON SPECIAL
IMPROVEMENT DISTRICT NO. 111 CITY OF LAUREL, MONTANA.**

WHEREAS, the City of Laurel previously created Special Improvement District No. 111 (“SID No. 111) by and through Resolution No. R05-10 authorizing infrastructure improvements within the district to include the removal of damaged sidewalks and installation of new sidewalks as well as the installation of certain sidewalks resulting from the construction of the new roadway, and paving alley approaches; and

WHEREAS, the City of Laurel created a Tax Increment Financing District (“TIFD”) to be used for the installation and replacement of deficient public infrastructure and facilities located within the renewal area; and

WHEREAS, the properties constituting the boundaries of SID No. 111 are located entirely within the renewal area as defined by the City of Laurel’s Urban Renewal Plan and City Ordinance; and

WHEREAS, the improvements planned and constructed within SID No. 111 constitute infrastructure repair and replacement that are eligible for the utilization of TIFD Funding to offset the costs incurred for such improvements within SID No. 111; and

WHEREAS, when SID No. 111 was created an error in the final cost was made by the City and as a result the calculated payments are not enough to pay for the entire cost of SID No. 111, and as a result a deficiency currently exists; and

WHEREAS, the City Administration and Staff determined that it is inequitable and nearly impossible to retroactively seek the unpaid balance resulting from the City’s error from the property owners within SID No. 111 since property ownership changes and a number of owners paid their properties’ share in advance; and

WHEREAS, the City Administration and Staff have recommended the use of TIFD Funds to pay off the balance of SID No. 111 since it was the City’s error that created this situation and no fault of the previous and current district property owners; and

WHEREAS, the Laurel Urban Renewal Agency was advised of the situation and has voted to recommend the City’s use of TIFD Funds to pay the principal balance of \$66,000 that remains on the SID No. 111 Bond.

NOW, THEREFORE, BE IT RESOLVED the City Council of the City of Laurel, Montana, resolves and authorizes the following:

1. Pursuant to the recommendations from the City’s Administration, Staff and the Laurel Urban Renewal Agency, the City Council hereby authorizes and approves the City’s use

of TIFD Funds to pay the \$66,000.00 remaining principal balance owed on the SID No. 111 Bond; and


2. The Mayor, Chief Administrative Officer and City Clerk are authorized to execute any documents required to effectuate the payment of the principal balance owed on SID No. 111.

Introduced at a regular meeting of the City Council on March 21, 2017, by Council Member Dickerson.


PASSED and APPROVED by the City Council of the City of Laurel this 21st day of March, 2017.

APPROVED by the Mayor this 21st day of March, 2017.

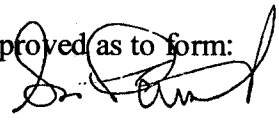
CITY OF LAUREL


Mark A. Mace, Mayor

ATTEST:


Bethany Keeler, Clerk/Treasurer

Approved as to form:


Sam S. Painter, City Civil Attorney