

RESOLUTION NO. R20-51

A RESOLUTION LEVYING AND ASSESSING ALL OF THE PROPERTY EMBRACED WITHIN SPECIAL IMPROVEMENT LIGHTING DISTRICT NO. 3 OF THE CITY OF LAUREL, MONTANA, FOR THE ENTIRE COST OF MAINTENANCE AND ELECTRICAL CURRENT FOR THE FISCAL YEAR 2020-2021.

WHEREAS, the City of Laurel provides street lighting in Special Improvement Lighting District No. 3 for its residents at an affordable cost in order to protect the health, safety and welfare of its citizenry; and

WHEREAS, continued street lighting in Special Improvement Lighting District No. 3 depends upon the collection and payment of electrical charges by the users within said district; and

WHEREAS, the City of Laurel, pursuant to § 7-12-4323 (1)(a) MCA, shall levy as a tax the entire expense of maintenance and electrical current for each year within said district against each lot or parcel of land within said district to be assessed for that part of the whole cost which its area bears to the area of the entire district, exclusive of streets, alleys, and public places; and

WHEREAS, pursuant to § 7-12-4338 MCA, said special assessment, together with costs and penalties, shall constitute a lien upon and against the property upon which assessment is made and levied. The lien can only be extinguished by payment of such assessment, with all penalties, costs, and interest, or otherwise as provided by law; and

WHEREAS, the entire cost of maintenance and electrical current within the said district for the fiscal year beginning July 1, 2020 has been ascertained to be \$ N/A ; and

WHEREAS, the assessment for 2020-2021 has been determined to be \$ N/A per square foot.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Laurel, Montana:

Section 1. That for the purpose of defraying the entire cost of maintenance and electrical current in said district for the fiscal year 2020-2021, there is hereby levied and assessed upon and against each lot or parcel of land within said district a tax or special assessment as hereinafter respectively indicated as follows: [See attached list.]

Section 2. That the said installment payable in the year 2020 shall be placed on the tax roll for the said year and collected in the same manner as other taxes.

Section 3. That the said installments shall become delinquent at five o'clock, p.m., on the 30th day of November 2020, and at five o'clock, p.m. on the 31st day of May 2021, when such payments are due and payable.

Section 4. That when the assessment becomes delinquent, the property shall be sold the same as other property is sold for taxes.

Section 5. The revenue collected under this resolution shall be paid into "Special Improvement Lighting District No. 3 Maintenance Fund" for the City of Laurel, Montana.

Section 6. That on the 1st day of September, 2020, at 6:30 p.m. in the Council Chambers of the said City of Laurel, Montana, the City Council of the said City heard objections to the final passage of this resolution and the City Clerk-Treasurer was thereby directed to publish notice thereof in the form and manner required by law, and the city ordinance.

Section 7. The Clerk-Treasurer is hereby directed upon final passage and approval of this resolution to certify a copy of the same to the County Treasurer of Yellowstone County, Montana.

Section 8. That this resolution shall be in full force from and after its approval.

Introduced at a regular meeting of the City Council on September 1, 2020, by Council Member Klose.

PASSED and APPROVED by the City Council of the City of Laurel this 1st day of September 2020.

APPROVED by the Mayor this 1st day of September 2020.

CITY OF LAUREL

Thomas C. Nelson, Mayor

ATTEST:

Bethany Langve, Clerk/Treasurer

Approved as to form:

Sam S. Painter, Civil City Attorney