

RESOLUTION NO. 649

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POLSON, LAKE COUNTY, MONTANA, CREATING A SPECIAL IMPROVEMENT DISTRICT IN THE CITY OF POLSON, MONTANA, FOR THE PURPOSE OF THE PREPARATION OF SURFACE PLACEMENT OF NEW CURB AND GUTTER ON BOTH SIDES OF SECOND STREET EAST FROM THE INTERSECTION OF TENTH AVENUE AND SECOND STREET EAST TO THE INTERSECTION OF NINTH AVENUE AND SECOND STREET EAST.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF POLSON, MONTANA, LAKE COUNTY:

SECTION 1. The City Council of the City of Polson, Montana, does hereby create a Special Improvement Curb and Gutter District within the City of Polson, Montana, the boundary of which is hereafter particularly described.

SECTION 2. This Special Improvement District shall be known and designated as Special Improvement District No. 32.

SECTION 3. That the subject of this Special Improvement District and the land on which preparation of surface and placement of curb and gutter shall be applied is located in the City of Polson, Montana, and is particularly described as follows, to wit:

East and west side of Second Street East between the intersections of Ninth Avenue and Tenth Avenue.

SECTION 4. That the property included within, and the boundary of the said special improvement district is determined by the inclusion of the following described lots, all within Polson City Center Addition:

Lot 1 and Lots 26 through 38, inclusive, of Block 4, and Lots 12 through 25, inclusive, of Block 3.

SECTION 5. That the district included within said boundary and the area described herein is hereby declared to be the district and the property benefitted by said improvement and the real estate and premises therein described, and therein included, is hereby declared to be the property to be assessed for the costs and expenses of making such improvements.

SECTION 6. The general nature and character of the SID is the placement of curb and gutter on both sides of Second Street East from its intersection with Ninth Avenue, continuing to its intersection with Tenth Avenue.

SECTION 7. The payments of approximately \$ 22.15 per lineal foot of each lot fronting on the portion of Second Street East as hereinabove more particularly described, which is included in said Special Improvement District, are to be spread over a period of not more than ten years.

SECTION 8. The method by which the costs of the improvements will be assessed against the property in the district is the frontage option as set forth in M.C.A. §7-12-4163.

SECTION 9. That the City Clerk of the City of Polson, Montana, gave notice by publication and by mailing Resolution of Intent No. 647 with respect to the creation of this District, as provided by M.C.A. §7-12-4106.

In accordance with the Notice, a special hearing was conducted to hear objections and protests on October 17, 1994. There being insufficient objections, it is hereby resolved:

1. That by this Resolution No. 649, there is hereby created a Special Improvement District for the purposes and under the terms set forth in this Resolution and the Resolution of Intent No. 647.

City of Polson
Box 238
Polson MT 59860

2. The City, through its duly appointed officials, shall proceed to borrow the funds necessary to complete the project, enter into the contracts to complete the construction, and proceed with the Resolution process for the levy of Special Improvement District Assessments in order to retire the debt.

PASSED AND APPROVED THIS 17th day of October, 1994.

John W. Glueckert
John W. Glueckert, Mayor

ATTEST:

Aggi Loeser
Aggi Loeser, City Clerk

State of Montana)
 : ss.
County of Lake)

On this 17th day of October, 1994, before me, the undersigned, a Notary Public for the State of Montana, personally appeared John W. Glueckert and Aggi Loeser, personally known to me to be the Mayor and the City Clerk of the City of Polson, Montana, the Municipal Corporation that executed the within instrument, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the day and year in this certificate first above written.

Christine A Johnson
Notary Public for the State of Montana
Residing at Polson Montana
My Commission expires: 3-1-98