

RESOLUTION 2016-100

**RESOLUTION OF INTENTION TO CREATE THE FRONTIER VILLAGE FIRE
SYSTEM RURAL IMPROVEMENT DISTRICT NO. 2016-4**

WHEREAS, whenever the public interest or convenience may require, the Board of County Commissioners may order and create special improvement districts outside the limits of incorporated towns and cities for the purpose of building, constructing, or acquiring by purchase one or more of the improvements of the kind described in MCA 7-12-4102, in or for the benefit of the special improvement district as per MCA 7-12-2102(2); and

WHEREAS, the proposed Garden Valley Subdivision proposes to utilize the fire protection system currently within and funded by the Frontier Village Estates Rural Improvement District; and

WHEREAS, said proposal requires the proposed Subdivision to contribute to a district to fund maintenance of the fire protection improvements; and

WHEREAS, the contemplated work is of more than local or ordinary public benefit, and lots of the proposed Subdivision are benefited properties of said fire protection system, and will be assessed to pay toward the expense of maintaining said fire protection system, as per MCA 7-12-2108; and

WHEREAS, the creation of a district for the sole purpose of funding maintenance of fire protection improvements will allow for the equitable funding of maintenance without requiring assessments to fund maintenance of certain improvements in non-adjacent subdivisions; and

WHEREAS, the designated items set forth in MCA 7-12-2103(2) are as follows:

- (a) The designated number of the district is 2016-4.
- (b) The boundaries of the district are shown on Exhibit "A".
- (c) The general character of maintenance is repair and upkeep of the fire protection system located within the Frontier Village Estates RID.
- (d) DOWL is the engineer to have charge of the work. The estimated cost for funding said maintenance is \$2,886.98 per year, including an administrative fee, as shown on Exhibit "B". Benefited properties of the district will be assessed \$28.30 annually to fund said maintenance. All maintenance funds collected for the district will be spent solely on maintenance activities authorized in this resolution within the district.



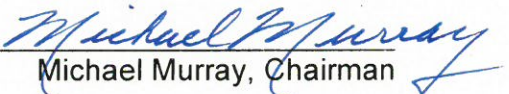
- (e) The method by which the costs shall be assessed is described in MCA 7-12-2151(d): "each lot, tract, or parcel of land in the district [will] be assessed an equal amount based upon the total cost of the [maintenance of improvements]."
- (f) Pursuant to MCA 7-12-2103(2)(f), "if an increase occurs in the number of benefitted lots, tracts, or parcels within the boundaries of the proposed district during the term of the bonded indebtedness, the assessment per lot, tract, or parcel then in the district will be recalculated as provided in MCA 7-21-2151(4)."

NOW, THEREFORE, BE IT RESOLVED by the Lewis and Clark County Board of Commissioners, that it does hereby intend to create the Frontier Village Fire System Rural Improvement District No. 2016-4.


BE IT FURTHER RESOLVED that the Lewis and Clark County Public Works Department is authorized and responsible for coordinating maintenance as described on Exhibit "B" within the district boundary as shown on Exhibit "A".

DATED this 22 day of November, 2016.

LEWIS AND CLARK COUNTY
BOARD OF COMMISSIONERS

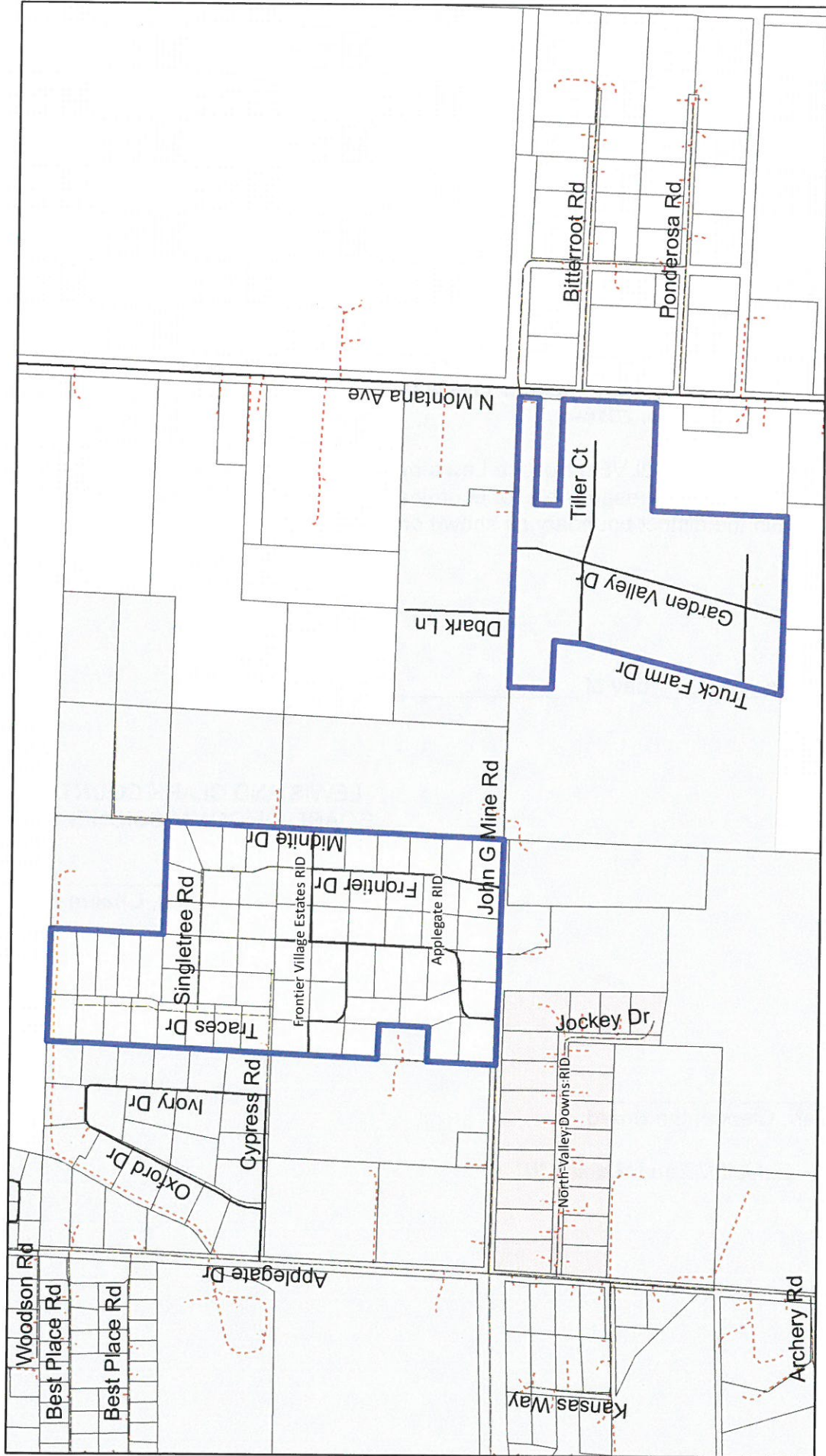

Michael Murray, Chairman




Paulette DeHart, Clerk of the Board

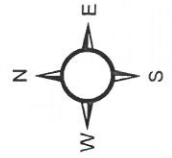
Attachments: Exhibit "A" and "Exhibit "B"

Exhibit "A": Frontier Village Fire System Rural Improvement District Map



Legend

- District Boundary
- Parcel Boundaries
- Applegate RID
- Frontier Village Estates RID
- North Valley Downs RID
- Paved
- Unpaved
- Driveway



Map Produced: 11/16/16
Community Development and Planning

Exhibit "B" Frontier Fire System RID Estimated Maintenance Costs

Number of Assessments 102 (See methods of assessment 7-12-2151)

ANNUAL MAINTENANCE			
<u>Description</u>		<u>Frequency</u>	<u>Item Cost</u>
Fire suppression system repair and upkeep		As needed	\$2,749.50
Sub Total			\$2,749.50
5% Admin. Fee (not to exceed \$500)			\$137.48
Total Annual Maintenance Fee			\$2,886.98
Annual Maintenance Assessment Per Benefited Property			\$28.30
[Note: all costs and frequencies are estimates]			