

**RESOLUTION 2017-57**

**RESOLUTION OF INTENTION TO CREATE THE BUCKBOARD RURAL IMPROVEMENT DISTRICT NO. 2017-9**

WHEREAS, the Lewis and Clark County Board of Commissioners (County Commission) is authorized to establish intention to create a rural improvement district (RID) whenever the public interest and convenience may require, as per MCA 7-12-2103; and

WHEREAS, Resolution 2013-93 to amend the Frontier Village Estates RID, adopted on October 1, 2013, has not been implemented to include the Buckboard Subdivision and costs to maintain additional roads therein; and

WHEREAS, the County Commission has determined that a rural improvement district needs to be created in order to equitably fund maintenance of roadways within the Buckboard Subdivision; and

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

- (a) The designated number of the district is 2017-9.
- (b) The district boundary and the roads to be maintained are shown on Exhibit "A".
- (c) The general character of maintenance includes, but is not limited to, snow plowing, street sweeping, culvert cleaning, mailbox upkeep, contributions toward a future chip seal, crack sealing, and miscellaneous work as needed.
- (d) DOWL is the engineer to have charge of the work. The estimated cost to fully fund said annual maintenance is \$8,759.73, or \$302.06 per benefited property per year, as shown on Exhibit "B". Funds collected for the district will be spent solely on specified maintenance within the proposed 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]";
- (f) pursuant to MCA 7-12-2103(2), "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 7-12-2151(4)";

NOW, THEREFORE, BE IT RESOLVED by the County Commission that it does hereby establish its intention to create the Buckboard Rural Improvement District No. 2017-9 for the purpose of equitably funding roadway maintenance.

BE IT FURTHER RESOLVED that the Commission has determined pursuant to MCA 7-12-2108 that the contemplated work is of more than local or ordinary public benefits, and that the expense of such work is chargeable upon the lots and land fronting upon proposed improvements and upon other lots and lands not fronting on the proposed improvements, which are the property benefited by said work and to be assessed to pay the cost and expense thereof.



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

BE IT FURTHER RESOLVED that written protests will be received from persons owning real property within the district for thirty (30) days after the first publication of notice and that said protests must contain the printed landowner's name and address as it appears on the last assessment roll.

DATED this 22 day of June, 2017.

LEWIS AND CLARK COUNTY  
BOARD OF COMMISSIONERS

  
Susan Good Geise, Chairman

ATTEST:



Paulette J. DeHart, Clerk of the Board

Attachments: Exhibit "A", Exhibit "B"

# Exhibit "A": Buckboard Rural Improvement District Boundary



## Legend

-  District Boundary
-  Roads to be Maintained
-  Paved
-  Unpaved
-  Driveway
-  Parcel Boundaries



Lewis and Clark County  
 Community Development and Planning Dept.  
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Map produced: 6/15/17

**Exhibit "B": Buckboard RID Estimated Costs**

Number of Assessments **29** (See methods of assessment 7-12-2151)

<b>ANNUAL MAINTENANCE</b>	
Snow plowing	\$991.80
Street sweeping	\$396.72
Culvert cleaning	\$300.00
Mailbox O&M	\$300.00
Contributions toward a future chip seal	\$5,058.18
crack seal	\$800.00
	\$495.90
<b>Sub Total</b>	<b>\$8,342.60</b>
5% Admin. Fee (not to exceed \$500)	\$417.13
<b>Total Annual Maintenance Fee</b>	<b>\$8,759.73</b>
Divided by number of lots	<b>\$302.06</b>