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RESOLUTION 1992 - 48

A RESOLUTION AUTHORIZING THE TREASURER/CLERK AND RECORDER TO ESTABLISH FUND # 2529, ENTITLED GRANDVIEW/LANNING RURAL IMPROVEMENT MAINTENANCE FUND, AND FUND # 3535, ENTITLED GRANDVIEW/LANNING RID LOAN REPAYMENT FUND, AND AUTHORIZING THESE FUNDS TO ACCRUE INTEREST.

WHEREAS, MCA 7-14-2908 provides for the creation of a Road Improvement District Fund for the receipting of all tax or special assessments for improvement costs; and,

WHEREAS, MCA 7-12-2162 authorizes the creation of a Special Improvement District Maintenance Fund for the payment of all monies generated for the ongoing maintenance of the roads and as requested in the petition form submitted by the homeowner's

WHEREAS, the residents of Grandview and Lanning Road did petition the county commission to improve Grandview and Lanning Roads; and,

WHEREAS, Resolution 1991-111 did authorize the creation of a Road Improvement District for Grandview Road, after a duly noticed public hearing, and the expiration of the applicable protest period; and,

WHEREAS, Resolution 1992-36 did authorize the creation of a Road Improvement District for Lanning Road, after a duly noticed public hearing, and the expiration of the applicable protest period; and,

WHEREAS, the Homeowner's of Grandview and Lanning Roads have found it to be in their best interest to combine the Road improvement funds and the maintenance district funds; and,

WHEREAS, a loan repayment schedule has been prepared, copy attached, and made a part of this resolution by reference; and,

WHEREAS, resolutions and petitions provide for the distribution of interest to these funds; and,

WHEREAS, the monies derived from the collection of monies for these funds must be deposited for the use of the road improvement and maintenance needs of Grandview and Lanning Roads.

NOW THEREFORE BE IT RESOLVED, by the Board of County Commissioners of Lewis and Clark County that the Treasurer/Clerk and Recorder is hereby authorized to establish Fund # 2529, ENTITLED GRANDVIEW/LANNING RURAL IMPROVEMENT MAINTENANCE FUND, AND FUND # 3535, ENTITLED GRANDVIEW/LANNING RID LOAN REPAYMENT FUND; and,

BE IT FURTHER RESOLVED, by the Board of County Commissioners of Lewis and Clark County that the Treasurer/Clerk and Recorder is hereby authorized to distribute interest to these funds in the same manner and time as interest is distributed to other funds of the county; and,

BE IT FURTHER RESOLVED, by the Board of County Commissioners of Lewis and Clark County that the Repayment schedules Attachment A, Attachment B, and Attachment C are approved and made a part of this resolution; and,

BE IT FINALLY RESOLVED, by the Board of County Commissioners of Lewis and Clark County that the assessment of Road Improvement Costs shall commence with an amended tax bill for the second half taxes of 1992, as requested by representatives of Grandview and Lanning Roads.

DATED this 21st day of April, 1992.

LEWIS AND CLARK COUNTY
BOARD OF COUNTY COMMISSIONERS

Blake J. Wordal
BLAKE J. WORDAL, CHAIRMAN

Linda Stoll-Anderson
LINDA STOLL-ANDERSON

David E. Fuller
DAVID E. FULLER

ATTEST:

Kim Harris
Kim Harris, Clerk of the Board

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Cherley McDermott

A RESOLUTION LEVYING AND ASSESSING A TAX UPON ALL BENEFITED PROPERTY WITHIN THE RURAL IMPROVEMENT DISTRICT NO. 91-2, GRANDVIEW ROAD

WHEREAS, the Board of County Commissioners properly created and established the Grandview Rural Improvement District No. 91-2 through Resolution 1991-111; and

WHEREAS, Section 7-12-2158, MCA, provides that the Board of County Commissioners shall by resolution levy and assess a tax upon all benefited property in a district created for such purpose; and

WHEREAS, Resolution 1991-111 provides a mechanism for assessing benefited properties based upon the benefits received; and

WHEREAS, Section 7-12-2161, MCA, provides that the Board of County Commissioners may change the boundaries of a maintenance district; and

WHEREAS, a property described as Tract 5 and Tract 6 on Certificate of Survey Number 498344/B shown on geocode number 1888-24-4-01-20-0000 now benefits from the use of Grandview Road and Westview Road and should be incorporated into the Rural Improvement District; and

WHEREAS, the property owners of lots within the Grandview Subdivision and the owner of the lot proposed for annexation were notified pursuant to Section 7-12-2159, MCA; and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Lewis and Clark County, that an annual assessment of \$68.36 per lot for road maintenance activities shall be levied and assessed upon all benefited property within the boundaries of Rural Improvement District No. 91-2.

BE IT FURTHER RESOLVED that Tract 5 and Tract 6 on Certificate of Survey Number 498344/B shown on geocode number 1888-24-4-01-20-0000 be annexed into the district and be assessed for road maintenance activities.

BE IT FURTHER RESOLVED that Lot 56 of the Grandview Subdivision has been assessed for road maintenance, is outside the boundary of the district, does not benefit and should no longer be assessed for said maintenance.

BE IT FURTHER RESOLVED that a description of each parcel of land, the name of each owner, and the amount of annual assessment for each parcel is contained on Exhibit "A" and a map of the district is shown as Exhibit "B", attached hereto and made a part hereof.

BE IT FURTHER RESOLVED that the assessment amount contained on attached Exhibit "A" shall be made in two equal payments by the day and month specified on the annual tax notice. Payments made after the specified dates shall be delinquent.

DATED this 13 day of May, 2003.

BOARD OF COUNTY COMMISSIONERS
LEWIS AND CLARK COUNTY

Anita L. Varone
Anita L. Varone, Chair

ATTEST



Paulette J. DeHart, Clerk of Board
File: GrandviewKateResol

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EXHIBIT "A"

GEOCODE	PROPERTY LOCATION	PROPERTY OWNER	LEGAL DESCRIPTION	ASSESSOR CODE	NEW ASSESSMENT
88824102010000	RD	BROCK RONALD R & CAROL A	GRAND VIEW ADD LT 39B & 40	000013965	\$68.36
88824102030000	RD	LEWING KENNETH C & THERESA	GRAND VIEW ADD LT 39A	000023321	\$68.36
88824102050000	RD	STRANG JAN MARIE	GRAND VIEW WEST LT 42	000013401	\$68.36
88824102100000	RD	GUIDONI JAMES A	GRAND VIEW ADD TR 41	000013946	\$68.36
88824102200000	RD	KOTERBA GORDON J & ROBERTA J	GRAND VIEW ADD LT 27	000013920	\$68.36
88824102250000	RD	BRACKMAN DALE M & DEBRA S	GRAND VIEW ADD AMEND LT 28A PER C/S	000013430	\$68.36
88824103010000	RD	GOKE ALBERT E & ROSEMARY J	GRAND VIEW ADDN LT 45	000013379	\$68.36
88824103050000	RD	GRANDE KATHLEEN ANN	GRAND VIEW WEST LT 44	000020778	\$68.36
88824103150000	RD	COLE THOMAS RUSSELL	GRAND VIEW ADD LT 43	000014479	\$68.36
88824103200000	RD	LUKENBILL DAVID A	GRAND VIEW ADD LT 46	000014012	\$68.36
88824103250000	RD	BIEBER TIMOTHY D & PAMELA K	GRAND VIEW ADD LT 47	000013405	\$68.36
88824103300000	RD	SCHLICK DAVID A	GRAND VIEW ADD LT 49A	000021145	\$68.36
88824103310000	RD	MUIR ROBERT R & SHERRI L	GRANDVIEW ADDN LT 49-B COS 306719	000021096	\$68.36
88824103350000	RD	FRISON WILLARD & MARY RITA	GRAND VIEW ADD LT 50	000013692	\$68.36
88824103350000	RD	STANDLEY EDWARD E & SUSAN M	GRANDE VIEW ADDN LT 55	000014368	\$68.36
88824103750000	RD	STEARNS SAMUEL	GRAND VIEW ADD LT 52	000013587	\$68.36
88824103800000	RD	VERMILLION BRIAN J & DANIELLE L	GRAND VIEW ADD LT 51	000013438	\$68.36
88824104010000	RD	HARTFORD DANNY & WANDA	GRANDVIEW ADDN LT 29	000013372	\$68.36
88824104050000	RD	BENSON DAVID A	GRAND VIEW ADD LT 30	000013454	\$68.36
88824104070000	RD	VICKERS JANET A	GRAND VIEW ADD LT 31	000014184	\$68.36
88824104090000	RD	HAHN GREG D & BREIDENBACH PATRICIA M	GRANDVIEW ADDN LT 32	000014462	\$68.36
88824104110000	RD	BROUSSARD BURT J & CHRISTY L	GRAND VIEW ADD W1/2 LT 33	000014477	\$68.36
88824104120000	RD	WITHAM EDITH P	GRAND VIEW ADDN E1/2 LT 33	000035745	\$68.36
88824104150000	RD	HUCK DENNIS R & KAREN E	GRAND VIEW ADD LT 34	000013820	\$68.36
88824104170000	RD	BIEBER SHIELA H	GRAND VIEW ADDN LT 35	000013404	\$68.36
88824104190000	RD	BARNES CLAYTON	GRAND VIEW ADD LT 36	000014492	\$68.36
88824104210000	RD	COLLINS ROBERT J	GRAND VIEW ADD LT 37A COS 269004	000014203	\$68.36
88824104220001	RD	MCGREGOR BYRON & ARLYNE	GRAND VIEW ADD LT 37B COS #269004	000014202	\$68.36
88824104230000	DR	SEDLOCK MICHAEL J & KAREN K	GRAND VEIW EST LT 38	000014287	\$68.36
88824104230000	RD	HUTTINGER LLOYD W & BETTY L	W2NWSE TR 5 E2NWSE TR 6 COS #498344/B	000027811	\$68.36
88824104230000	RD				\$2,050.80

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