

RESOLUTION NO. 04 -18090

A RESOLUTION TO CREATE PARK MAINTENANCE DISTRICT NO. 4020 FOR THE PURPOSE OF MAINTAINING THE PARK IMPROVEMENTS IN DOKKEN PARK

WHEREAS, City Council of Billings, Montana hereby finds, determines and declares that:

1. The public interest and convenience require creating Park Maintenance District No. 4020 for the purpose of maintaining the park improvements in Dokken Park in the City of Billings, Montana.
2. All lands are benefited and no lands which are not benefited have been included within the District. All lands within the District will be enhanced in value to the extent of the assessments to be levied upon such lands, and all lands included within the District should be assessed accordingly to pay the costs and expenses of maintaining the Park Improvements within the District.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS:

1. *Jurisdiction and Creation:* Park Maintenance District No. 4020 is of more than local or ordinary public benefit. The Council has acquired jurisdiction and does hereby create Park Maintenance District No. 4020. All lands included in the boundaries of Park Maintenance District No. 4020 are benefited and no lands which are not benefited have been included in said District.
2. *General Character of Improvements and Maintenance:* The general character of the improvements to be maintained is as follows: **landscaping, trees, irrigation systems, irrigation water services and sidewalk.** The purpose of said District is to provide perpetual maintenance of the improvements.
3. *Boundaries:* The boundaries of the District are described and designated on Exhibit A attached hereto. The legal description of the District is included as Exhibit B, hereto.
4. *Maintenance Estimate:* The estimated cost of the proposed maintenance for the current year shall be \$4,374.00 and the creation cost is \$2,004, for a total of \$6,378, described in the Park Maintenance Estimate attached hereto as Exhibit D.
5. *Assessment Method:* All of the maintenance costs and expenses of the District will be assessed against the entire District. In accordance with Section 7-12-4162 (3), M.C.A., each lot within the District shall be assessed an equal amount based on the total cost of maintaining the park improvements within the District. The lots to be included in the District are shown in Exhibit C, hereto. The costs for maintaining the park improvements per lot for the first year shall be \$303.7143 as shown in Exhibit D (which is hereby incorporated herein and made a part hereof). In accordance with 7-1-1479 MCA, the assessment for each parcel in each ensuing year will be set by the City Council by resolution.
6. *Payment of Assessment:* The assessments for all maintenance and costs of the District shall be paid in equal annual installments, provided that the payment of one-half of said annual assessment may be deferred to May 31 of the year following the assessment. All money derived from the collection of said assessments otherwise shall constitute the existing fund known as Fund of Park Maintenance District No. 4020.
7. *Bonds for Improvements:* There will be no bonds sold for this District as it is for maintenance only.
8. *Engineering:* No engineering will be required for the maintenance of the District.
9. *District Accounts:* The Director of Finance is hereby authorized and directed to establish the necessary accounts to govern the receiving of all revenues and the expenditures of the same District.

PASSED AND ADOPTED by the City Council of the City of Billings, Montana and **APPROVED**, this day 9TH of February, 2004.

CITY OF BILLINGS

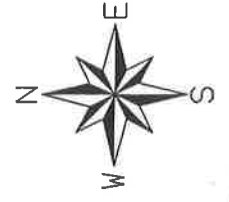
By: Charles F. Tooley
Charles F. Tooley
Mayor



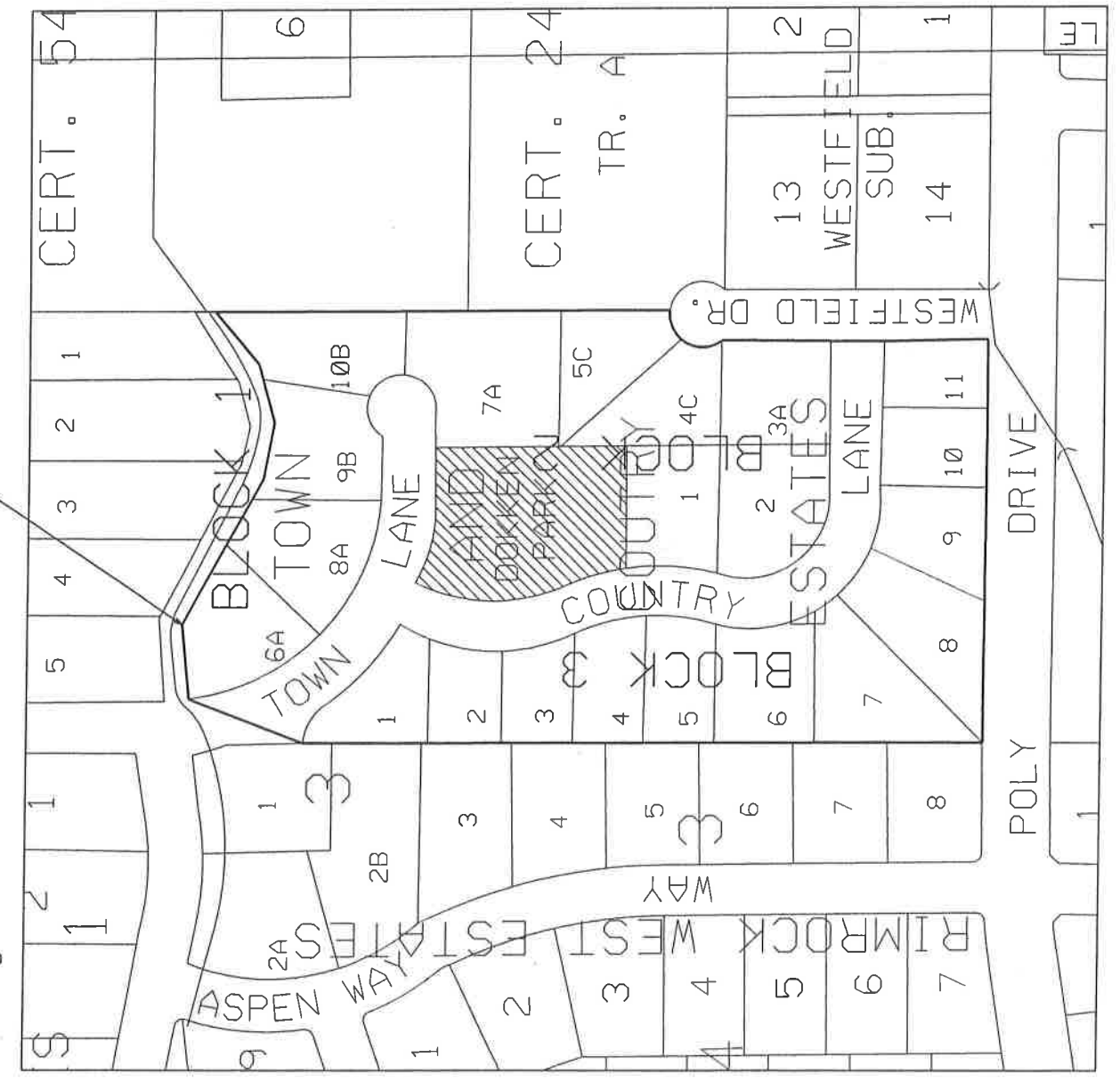
ATTEST:

By: Marita Herold
Marita Herold, CMC/AEE City Clerk

DOKKEN PARK
MAINTENANCE DISTRICT NO. 4020
BOUNDARY MAP



BOUNDARY OF
 MAINTENANCE
 DISTRICT NO. 4020



**BOUNDARY DESCRIPTION
DOKKEN PARK MAINTENANCE DISTRICT NO. 4020**

Beginning at the southwest corner of Lot 7, Block 3, Town and Country Estates Subdivision, Records of Yellowstone County, Montana; thence N00°27'00"E a distance of 782.78 feet to the northwest corner of Lot 1 of said block 3; thence northeasterly to the northwest corner of Lot 6A, Block 1, of said Town and Country Estates Subdivision, Amended; thence N84°53'00"E along the northerly boundary of lots 6A, 8A, 9B and 10B of Block 1 of said Town and Country Estates a distance of 93.06 feet; thence S61°45'00"E along said northerly boundary a distance of 52.03; thence S58°46'55"E along said northerly boundary a distance of 97.58 feet; thence S78°09'08"E along said northerly boundary a distance of 53.42 feet; thence N78°04'00"E along said northerly boundary a distance of 60.65 feet; thence N61°38'02"E along said boundary a distance of 86.54 feet to the northeast corner of said Lot 10B; thence S00°09'00"W along the easterly line of said Town and Country Estates a distance of 577.69 feet; thence along a non-tangent curve to the left, concave southeasterly, having a radius of 40.00 feet, a central angle of 57°45'36" and a chord bearing of S24°39'53"W, an arc length of 91.74 feet; thence S00°09'00"W a distance of 296.78 feet to the Point of Beginning.

EXHIBIT C

DOKKEN PARK
PARK MAINTENANCE DISTRICT NO. 4020
OWNERSHIP INFORMATION

Date: December 2, 2003

TAX ID NUMBER	OWNER AS OF LAST TAX ROLL	MALING ADDRESS	LEGAL DESCRIPTION	PROPERTY AREA (SQUARE FEET)	NUMBER OF LOTS	ASSESSMENT
C02260C	SCHEY, STEVEN G & JOAN G	4239 TOWN LN BILLINGS, MT 59106	Block: 001 Lot: 06A TOWN AND COUNTRY ESTATES SUBD	17,641.00	1.00	\$255.90
C02261	JACKSON, DALE K	4221 TOWN LN BILLINGS, MT 59106	Block: 001 Lot: 08A TOWN AND COUNTRY ESTATES SUBD	19,007.00	1.00	\$255.90
C02261A	BERGENDAHL, EARL H & BILLIE M	4211 TOWN LN BILLINGS, MT 59106	Block: 001 Lot: 09B TOWN AND COUNTRY ESTATES SUBD	12,196.00	1.00	\$255.90
C02261B	HOUGEN, BONNIE G	4205 TOWN LN BILLINGS, MT 59106	Block: 001 Lot: 10A TOWN AND COUNTRY ESTATES SUBD	16,294.00	1.00	\$255.90
C02262	KOHLMAN, PAUL C	2643 COUNTRY LN BILLINGS, MT 59106	Block: 002 Lot: 001 TOWN AND COUNTRY ESTATES SUBD	15,251.00	1.00	\$255.90
C02262A	REYNAUD, ALBERT C & BEATRICE	2631 COUNTRY LN BILLINGS, MT 59106	Block: 002 Lot: 002 TOWN AND COUNTRY ESTATES SUBD	16,063.00	1.00	\$255.90
C02262B	RIETZ, DAVID J & SUZANNE G	2620 WESTFIELD DR BILLINGS, MT 59106	Block: 002 Lot: 03A TOWN AND COUNTRY ESTATES SUBD	15,989.00	1.00	\$255.90
C02262C	RIETZ, SUZANNE G	2620 WESTFIELD DR BILLINGS, MT 59106	Block: 002 Lot: 04C & 05C TOWN AND COUNTRY ESTATES SUBD	27,809.00	2.00	\$511.81
C02262E	WARD, MARJORIE Q-TRUSTEE WARD, MARJORIE Q REVOC FMLY TRUS 4206 TOWN LN BILLINGS, MT 59106	Block: 002 Lot: 07A 1/2 Interest TOWN AND COUNTRY ESTATES SUBD	13,679.00	0.50	\$127.95	

M:\PROJECTS\2003\0304120\Assessment Data (Dokken)

EXHIBIT C

Date: December 2, 2003

**DOKKEN PARK
PARK MAINTENANCE DISTRICT NO. 4020
OWNERSHIP INFORMATION**

TAX ID NUMBER	OWNER AS OF LAST TAX ROLL MAILING ADDRESS	LEGAL DESCRIPTION SUBDIVISION / LOT / BLOCK	PROPERTY AREA (SQUARE FEET)	NUMBER OF LOTS	ASSESSMENT
C02262F	WANDLER, JACK V & NANCY ANN 4210 TOWN LN BILLINGS, MT 59106	Block: 002 Lot: 07A 1/2 Interest TOWN AND COUNTRY ESTATES SUBD	13,679.00	0.50	\$127.95
C02263	SPENCE, TANCY W 2728 COUNTRY LN BILLINGS, MT 59106	Block: 003 Lot: 001 & 002 TOWN AND COUNTRY ESTATES SUBD	24,604.00	2.00	\$511.81
C02263B	LINDERMAN, LEIF B & JULIE T 2714 COUNTRY LN BILLINGS, MT 59106	Block: 003 Lot: 003 TOWN AND COUNTRY ESTATES SUBD	11,133.00	1.00	\$255.90
C02263C	GODWIN, MARTHA C & TED P TRUSTEES MARTHA C GODWIN TRUST 2706 COUNTRY LN BILLINGS, MT 59106	Block: 003 Lot: 004 TOWN AND COUNTRY ESTATES SUBD	12,340.00	1.00	\$255.90
C02263D	ROYER, WILLIAM G & LAVERNE K 2644 COUNTRY LN BILLINGS, MT 59106	Block: 003 Lot: 005 TOWN AND COUNTRY ESTATES SUBD	12,432.00	1.00	\$255.90
C02263E	DRISCOLL, THOMAS & JOANN 2638 COUNTRY LN BILLINGS, MT 59106	Block: 003 Lot: 006 TOWN AND COUNTRY ESTATES SUBD	13,591.00	1.00	\$255.90
C02264	DUTTON, RAYMOND E & JUDITH E 2632 COUNTRY LN BILLINGS, MT 59106	Block: 003 Lot: 007 TOWN AND COUNTRY ESTATES SUBD	19,303.00	1.00	\$255.90
C02264A	VELTKAMP, ROBERT J & VICKY L 2626 COUNTRY LN BILLINGS, MT 59106	Block: 003 Lot: 008 TOWN AND COUNTRY ESTATES SUBD	20,637.00	1.00	\$255.90

M:\PROJECTS\03\120\Assessment Data (Dokken)
PAGE 2 OF 3

EXHIBIT C

**DOKKEN PARK
PARK MAINTENANCE DISTRICT NO. 4020
OWNERSHIP INFORMATION**

**TAX ID
NUMBER**

**OWNER AS OF LAST TAX ROLL
MAILING ADDRESS**

**LEGAL DESCRIPTION
SUBDIVISION / LOT / BLOCK**

**PROPERTY AREA
(SQUARE FEET)**

**NUMBER
OF LOTS**

ASSESSMENT

TAX ID NUMBER	OWNER AS OF LAST TAX ROLL MAILING ADDRESS	LEGAL DESCRIPTION SUBDIVISION / LOT / BLOCK	PROPERTY AREA (SQUARE FEET)	NUMBER OF LOTS	ASSESSMENT
C02264B	DUNLAP, DANIEL J & LORA LEE 2620 COUNTRY LN BILLINGS, MT 59106	Block: 003 Lot: 009 TOWN AND COUNTRY ESTATES SUBD	13,048.00	1.00	\$255.90
C02264C	THELEN, TIMOTHY J & CINDY M 2614 COUNTRY LN BILLINGS, MT 59106	Block: 003 Lot: 010 TOWN AND COUNTRY ESTATES SUBD	11,018.00	1.00	\$255.90
C02264D	MORITZ, DALE E & CAROL A 2606 COUNTRY LN BILLINGS, MT 59106	Block: 003 Lot: 011 TOWN AND COUNTRY ESTATES SUBD	11,551.00	1.00	\$255.90
Total Area of District 317,265.00				21	\$5,374.00
Total Number of Lots in District 21					\$255.9048
Estimated Annual Maintenance Costs 21					\$255.9048
Assessment Per Lot 21					\$255.9048

EXHIBIT D

CITY OF BILLINGS - PARK MAINTENANCE DISTRICT 4020				
ESTIMATE OF ANNUAL MAINTENANCE COSTS				
PMD Number: 4020		PMD Description: <u>Dokken Park</u>		
Date: December 2, 2003				
BA SUB	ELE	SUB OBJ	ACCOUNT DESCRIPTION	ESTIMATED MAINTENANCE COSTS
			PMD Creation Costs	\$2,004.00
			Operations and Supplies	
	34	10	Electricity	\$0.00
		20	Water Service	\$1,845.00
		50	Ground Maintenance	\$400.00
	39	65	Other Service/Finance Charges	\$396.00
		90	Parks Charge for Services	\$1,503.00
	54	10	Special Assessments	\$230.00
			Total Operations and Supplies, Etc.	\$4,374.00
			Capital E/I Reserve	\$0.00
			Total Dokken Park O & M Annual Cost Estimate	\$6,378.00
			Park area to be maintained (Square Feet)	34,938
			Assessment Area of District (Number of Lots)	21
			Assessment (Per Lot)	\$303.7143