

Return to: City Clerk
City of Missoula
435 Ryman St.
Missoula MT 59802

Certificate as to resolution and adopting vote

I, the undersigned, being the duly qualified and acting recording officer of the City of Missoula, Montana (the "City"), hereby certify that the attached resolution is a true copy of a Resolution entitled: "a resolution relating to certain right-of-way infrastructure improvements, project 20-063 Eaton St. Phase I – S.7th St. W. to S 13th St. W., of the City's Right-of-Way Improvements Program; approving the final ordering in of improvements" (the "Resolution"), on file in the original records of the City in my legal custody; that the Resolution was duly adopted by the City Council of the City at a meeting on _____, 2022, and that the meeting was duly held by the City Council and was attended throughout by a quorum, pursuant to call and notice of such meeting given as required by law; and that the Resolution has not as of the date hereof been amended or repealed.

I further certify that, upon vote being taken on the Resolution at said meeting, the following Council Members voted in favor thereof: _____
_____ ; voted against the same: _____
_____ ; abstained from voting thereon: _____
_____ ; or were absent: _____.

Witness my hand and seal officially this ____ day of _____, 2022.

Martha L. Rehbein, CMC
City Clerk

(SEAL)

Resolution number _____

A resolution relating to certain right-of-way infrastructure improvements project 20-063 Eaton St. Phase I – S. 7th St W. to S. 13th St. W., of the City’s Right-of-Way Improvements Assessment Program; approving the final ordering in of improvements

Be it resolved by the City Council (the “Council”) of the City of Missoula, Montana (the “City”), as follows:

Section 1. Authorization. The City is authorized pursuant to Section 7-14-4109, Section 7-14-4122, Section 7-15-4125, M.C.A., as amended, and City of Missoula Municipal Code Title 12, Chapter 12.10, to order, regulate and provide for the construction or reconstruction of certain right-of-way infrastructure improvements in front of any lot or parcel of land and may order alley approaches constructed or replaced adjacent to any lot or parcel of land within the City. Pursuant to said Section 7-14-4109 and Title 7, Chapter 12, Parts 41 and 42, M.C.A., as amended, the City is authorized to issue its Right-of-Way Improvements Assessment bonds (the “Bond”) to finance all or a portion of the costs of such local improvements.

Section 2. The City has implemented an annual program to cause the construction or reconstruction of needed or unsafe right-of-way infrastructure improvements through various projects (the “Right-of-Way Improvement Assessment Program”).

Section 3. Ordering of Improvements. By Resolution No. 8576 approved on January 24, 2022 (the “Order”), this Council ordered certain right-of-way infrastructure improvements of the nature and for the properties described on Exhibit A thereto (“Project 2020-063, Eaton Street”).

Section 4. Notices to Property Owners. As provided in the Orders and in accordance with Section 7-14-4109, M.C.A., written notice was given to the owners or agents of owners of lots or parcels of land against which the costs of the proposed Improvements were to be assessed and of their option to cause the Improvements benefiting their property to be constructed.

Section 5. Approval or Modification of Original Order. The ordering in of the Improvements as described in Exhibit A to the Order is hereby confirmed. Exhibit A to the Order with any revised cost estimates shall be attached hereto and by reference incorporated herein.

Passed by the City Council of the City of Missoula, Montana, this _____ day of _____, 20__.

John Engen, Mayor

Attest: _____
Martha Rehbein, CMC
City Clerk

EXHIBIT A - ATTACH