

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 Resolution No. 8624 entitled: **“Resolution of the Missoula City Council regarding proposed creation of a Missoula Local Government Building Special District to provide for the acquisition, ownership, improvement, maintenance, operation and administration of the Federal Building located at 200 East Broadway and calling a public hearing thereon”** (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 September 12, 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notice of such meeting given as required by law; and that the Resolution has not as of the date hereof been amended or repealed.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: (12) Alderperson Anderson, Alderperson Becerra, Alderperson Carlino, Alderperson Contos, Alderperson Hess, Alderperson Jones, Alderperson Jordan, Alderperson Nugent, Alderperson Savage, Alderperson Sherrill, Alderperson Vasecka and Alderperson West; voted against the same: (0); abstained from voting thereon: (0); or were absent: (0).

WITNESS my hand officially this 12th day of September, 2022.



Marty Rehbein (Sep 16, 2022 15:33 MDT)
City Clerk



Resolution No. 8624

Resolution of the Missoula City Council regarding proposed creation of a Missoula Local Government Building Special District to provide for the acquisition, ownership, improvement, maintenance, operation and administration of the Federal Building located at 200 East Broadway and calling a public hearing thereon

BE IT RESOLVED by the City Council (the “City Council”) of the City of Missoula, Montana (the “City”), as follows:

Section 1. Proposed Project; Proposal to Create Special District. The City and Missoula County, Montana (the “County”) are each in need of additional office, administrative and operational space. In addition, the City and County believe that co-locating City and County services will improve public services as well as provide various cost efficiencies.

The Missoula Federal Building, located at 200 E. Broadway, Missoula, Montana (the “Federal Building”), is an important landmark in the City and the County and was listed in the National Register of Historic Places in 1979. In 2020, the U.S. General Services Administration (“GSA”) published a Notice of Surplus Determination announcing its intention to dispose of the Missoula Federal Building and the City and County submitted a joint letter of interest in acquiring the property under 40 U.S.C. 550(h), the Historic Surplus Property Program.

In early 2020, the City and County did extensive diligence to determine the condition of the Federal Building and the costs and benefits of acquiring and redeveloping the Federal Building as compared to constructing a new joint City-County building or, for the City, ad hoc leasing or attempting to renovate the existing City Hall. The City and County each concluded that rehabilitation of the Federal Building would be a more desirable and cost-effective choice than any alternative.

Following such determination, the City applied on behalf of the City and the County to GSA and NPS to receive the Federal Building as a historic monument transfer (City Resolution No. 8524), and have entered into an interlocal agreement to pursue joint ownership of the Federal Building and to begin designing the rehabilitation of the Federal Building. GSA and NPS currently expect to transfer title of the Federal Building in late 2022. Under the federal regulations pertaining to historic monument transfer, the County and the City must designate a single legal entity to receive title to the Federal Building.

Under Title 7, Chapter 11, Part 10, as amended (the “Act”), cities and counties are authorized to create “special districts” whenever the public convenience and necessity may require, and local governments are authorized to create special districts together, to be administered by interlocal agreement. Therefore, to provide for the acquisition, ownership, improvement, maintenance, operation and administration of the Federal Building (after transfer of ownership, to be referred to as the “Missoula Local Government Building”), the City and the County propose to jointly create a special district under the Act (the “District”).

Section 2. Name and Boundaries of District. The District, if the same shall be created and established, shall be known and designated as the “Missoula Local Government Building

Special District.” The limits and boundaries of the District are depicted on the map attached as Exhibit A hereto, and would be coterminous with the boundaries of the land on which the Federal Building is situated. Currently the United States of America is the only owner of real property included within the proposed District.

Section 3. Initial Public Hearing; Publication of Notice. Pursuant to Section 7-11-1007, M.C.A., this City Council hereby calls a public hearing on the matter of considering the creation of the District prior to its determination whether to proceed with the passage of a resolution of intention to create the District. The public hearing will be held on September 26, 2022 at 6:00 p.m., in person in the City Council chambers at 140 West Pine Street or virtually, with instructions to join the meeting by computer or phone available on the agenda published on the City’s website. The City Clerk is hereby authorized and directed to publish or cause to be published a copy of the notice attached as Exhibit B hereto in the *Missoulian*, a newspaper of general circulation in the County, on September 18 and September 25, 2022, in the form and manner prescribed by law. Following the public hearing on September 26, 2022, the City Council will determine whether to proceed with creating the District, including whether to adopt a resolution of intention to create the District. If the City Council proceeds with adopting a resolution of intention to create the District, it will mail to owners of property within the proposed District and publish notice of the passage of such resolution, together with details of a subsequent public hearing to be held prior to creating the District.

PASSED AND ADOPTED by the City Council of the City of Missoula, Montana, this 12th day of September, 2022.


Jordan Hess (Sep 16, 2022 15:07 MDT)

Jordan Hess
Mayor

Attest:


Martha L. Rehbein (Sep 16, 2022 15:33 MDT)

Martha L. Rehbein
City Clerk



EXHIBIT A

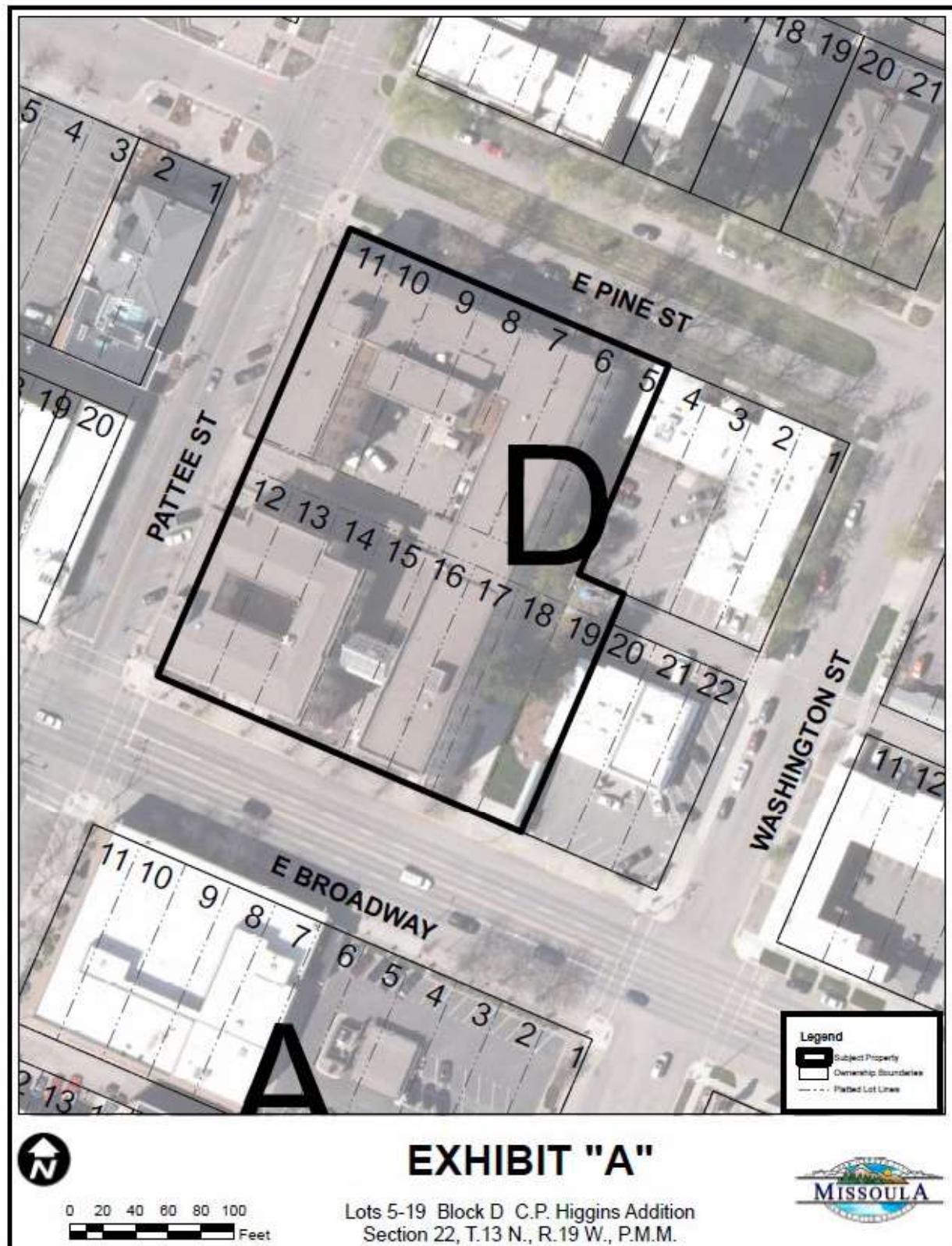


EXHIBIT B

Notice to be Published

NOTICE OF A PUBLIC HEARING REGARDING PROPOSED CREATION OF A SPECIAL DISTRICT FOR THE PURPOSE OF ACQUIRING, IMPROVING AND OPERATING THE FEDERAL BUILDING

CITY OF MISSOULA, MONTANA AND MISSOULA COUNTY, MONTANA

NOTICE IS HEREBY GIVEN that the City Council of Missoula, Montana (the “City”) and the Board of County Commissioners of Missoula County, Montana (the “County”), jointly propose to create a special district (the “District”) pursuant to Montana Code Annotated, Title 7, Chapter 11, Part 10, as amended, to provide for the acquisition, ownership, improvement, maintenance, operation and administration of the Missoula Federal Building (the “Federal Building”), located at 200 East Broadway in the City.

The District, if created and established, will be known as the “Missoula Local Government Building Special District.” The limits and boundaries of the District will be coterminous with the boundaries of the land on which the Federal Building (which, after transfer of ownership, will be referred to as the “Missoula Local Government Building”) is situated.

Pursuant to Section 7-11-1007, M.C.A., the City and the County will each hold a public hearing on the proposed creation of the District.

The City’s public hearing will be held on September 26, 2022 at 6:00 p.m., in person at 140 West Pine Street or virtually, with instructions to join the meeting by computer or phone available on the agenda published on the City’s website.

The County’s public hearing will be held on September 27, 2022 at 2:00 p.m., virtually, with instructions to join the meeting by computer or phone available on the agenda published on the County’s website.

BY ORDER OF THE CITY COUNCIL OF THE CITY OF MISSOULA AND THE BOARD OF COUNTY COMMISSIONERS OF THE MISSOULA COUNTY, MONTANA

Publish: *Missoulian*, September 18 and September 25, 2022.