

**RESOLUTION NUMBER xxxx**

**A resolution of the Missoula City Council expanding the size of the Tourism Business Improvement District board of trustees from five to seven members.**

**WHEREAS**, on April 22, 2019, the Missoula City Council adopted Resolution 8332, a resolution of intent indicating the Council's intention to create the Missoula Tourism Business Improvement District (TBID) pursuant to the provisions of §7-12-1101, MCA, et seq., and

**WHEREAS**, on May 13, 2019 the Missoula City Council adopted Resolution 8338, a resolution renewing and expanding the Missoula TBID, with a five member board, for a period of ten years consisting of certain hotel/motel properties within the corporate limits of the City of Missoula for the purpose of aiding tourism, promotion, and marketing within the District.

**WHEREAS**, with the renewal, the number of hotels/motels in the district has increased, and expanding the number of members will increase representation on the board.

**WHEREAS**, the TBID met on August 8, 2022 to recommend City Council expand the board to include more members and all members voted in favor of expanding the board to seven members, with an effective date of January 2023..

**WHEREAS**, Resolution 8338 provides that board members are appointed by the Mayor with advice and consent of City Council and Mayor Hess is agreeable to expanding the size of the board.

**WHEREAS**, Section 7-12-1121, M.C.A. allows the City Council to expand the size of the board to a maximum of 7 members by resolution.

7-12-1121. Board of trustees -- appointment -- number -- term of office. (1) When the governing body of a local government adopts an ordinance creating a business improvement district, the appointing authority, with the approval of the governing body, shall appoint not less than five or more than seven owners of property within the district or their assignees to compose the board of trustees of the district. The director for a business improvement district created for the purpose of 7-12-1102(4) must be the executive director of a nonprofit convention and visitors bureau, as defined in 15-65-101, if a nonprofit convention and visitors bureau is operating within the governing body's jurisdiction.

(2) The number of members of the board, once established, may be changed within these limits from time to time by subsequent resolutions of the governing body of the local government. A resolution to reduce board membership may not require resignation of any member prior to completion of the member's appointed term.

(3) Three of the members who are first appointed must be designated to serve for terms of 1, 2, and 3 years, respectively, from the date of their appointments, and two

must be designated to serve for terms of 4 years from the date of their appointments. For a seven-member commission, there must be two additional appointments for terms of 2 years and 3 years, respectively.

(4) After initial appointment, members must be appointed for a term of office of 4 years, except that a vacancy occurring during a term must be filled for the unexpired term. A member holds office until a successor has been appointed and qualified.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MISSOULA, MONTANA, that the Mayor expand the TBID from five to seven members to reflect the growth of the City of Missoula and increase representation on the board.

AND BE IT FURTHER RESOLVED BY THE COUNCIL OF THE SAID CITY OF MISSOULA, MONTANA, that the Mayor appoint two new members to four year terms; who are owners of property within the district who are subject to TBID assessments.

PASSED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2023

ATTEST:

APPROVED:

Martha L. Rehbein  
City Clerk

Jordan Hess  
Mayor

(SEAL)