

COUNCIL RESOLUTION NO. 17-60

1 A RESOLUTION ESTABLISHING THE ASSESSMENT FOR FISCAL YEAR 2018 ON
2 THE PROPERTIES INCLUDED IN SPECIAL TOURISM BUSINESS IMPROVEMENT
3 DISTRICT NO. 1, WHICH WAS ESTABLISHED IN 2011 FOR THE PURPOSE OF
4 PROMOTING TOURISM, CONVENTIONS, TRADE SHOWS AND TRAVEL TO THE
5 CITY-COUNTY OF BUTTE-SILVER BOW, MONTANA AND PROVIDING FOR AN
6 EFFECTIVE DATE HEREIN.

7 WHEREAS, Title 7, Chapter 12, Part 11 MCA, authorizes local
8 governments to create Tourism Special Improvement
9 Districts (TBID) for the purpose of promoting tourism,
10 conventions, trade shows and travel within the
11 district; and

12 WHEREAS, the governing body of the City-County of Butte-Silver
13 Bow, Montana ("governing body") created a TBID in
14 2011, through the passage of Resolution 11-8, to be
15 known, designated and numbered as Special TBID No. 1.;
16 and

17 WHEREAS, through Resolution 11-8, the governing body
18 established the boundaries of the TBID No. 1 and
19 developed a listing of the properties to be assessed
20 by the creation of the TBID No. 1; and

21 WHEREAS, through Resolution 11-8, the governing body authorized
22 monies to be assessed and collected from eligible
23 properties within the TBID No. 1 to be used for the
24 purposes set forth above.

1 WHEREAS, through Resolution 11-8, the governing body determined
2 that the assessments made by eligible property owners
3 within the TBID No. 1 may be modified annually through
4 the adoption of a Resolution.

5 NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF COMMISSIONERS OF
6 THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA:

7 SECTION 1: The Council of Commissioners created, established
8 and ordered Special TBID No. 1 in Butte-Silver
9 Bow, Montana, in 2011 through the passage of
10 Resolution 11-8.

11 SECTION 2: That the boundaries of said Special TBID No. 1
12 were designated and described and set forth on
13 the map denoted as Exhibit "A", attached and
14 incorporated as part of Resolution 11-8.

15 SECTION 3: That the listing of the properties of said
16 Special TBID No. 1, which will benefit, be
17 benefitted by and assessed the costs of the
18 Special TBID No. 1, were designated and listed on
19 Exhibit "B", attached and incorporated as part of
20 Resolution 11-8.

21 SECTION 4: That Resolution 11-8 provided that the general
22 character of the services to be performed by the
23 Special TBID No. 1, included the marketing of the
24 City-County of Butte-Silver Bow as the location
25 for convention and trade shows that benefit local

1 tourism and the businesses providing lodging; the
2 marketing of the City-County of Butte-Silver Bow,
3 Montana to the travel industry; and the marketing
4 of the City-County of Butte-Silver Bow, Montana
5 to recruit major sporting events in order to
6 promote local tourism and benefit the businesses
7 providing lodging within the Special TBID No 1.

8 SECTION 5: Following adoption of Resolution 11-8, the
9 governing body passed an ordinance, codified as
10 Chapter 2.90 in the Butte-Silver Bow Municipal
11 Code providing that the Chief Executive appoint
12 and the governing body approve the appointment of
13 not less than five or more than seven owners of
14 property or their assignees within the Special
15 TBID No. 1 to comprise a Board of Trustees of
16 Special TBID No. 1 and further providing that
17 this Board of Trustees shall comply with all of
18 the provisions of state law set forth in Sections
19 7-12-1121 through 7-12-1133 MCA, including
20 providing a work plan and an annual budget to the
21 governing body for the City-County of Butte-
22 Silver Bow, Montana for each fiscal year.

23 SECTION 6: That through Resolution 11-8, the governing body
24 required parcels with hotels, with six (6) or
25 more rooms, defined as any structure or any

1 portion of any structure which is occupied or
2 intended or designed for occupancy by transients
3 for dwelling, lodging or sleeping purposes and
4 includes any hotel, inn, motel, or other similar
5 structure or portion thereof, within the
6 boundaries of the Special TBID No. 1, be assessed
7 an annual flat fee assessment of one dollar \$1.00
8 per occupied room night as set forth in Section
9 7-12-1133(1)(c)MCA.

10 SECTION 7: That Resolution 11-8 provided that those
11 assessments may be modified annually by adoption
12 of a Resolution or adoption of the City-County's
13 budget.

14 SECTION 8: That the governing body has determined that the
15 annual assessment for all the property owners
16 within TBID No. 1 shall be \$1.00 per occupied
17 room night .

18 SECTION 9: That this Resolution shall be in full force and
19 effect from and after passage and approval.

20 PASSED this 4th day of October, 2017.

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JOHN MORGAN
CHAIRMAN OF THE COUNCIL OF COMMISSIONERS

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APPROVED this 4th day of October, 2017.

DAVE PALMER
CHIEF EXECUTIVE

ATTEST:

SALLY J. HOLLIS
CLERK AND RECORDER

BY _____

TITLE _____

APPROVED AS TO FORM:

EILEEN JOYCE
COUNTY ATTORNEY

SHERYL RALPH
CHAIRMAN, JUDICIARY COMMITTEE