

RIGBY RESOLUTION NO. 200-2020

LID 10

A RESOLUTION DECLARING THE INTENTION OF THE CITY OF RIGBY, IDAHO, TO CREATE LOCAL IMPROVEMENT DISTRICT NO. 10, FOR THE PURPOSE OF CONSTRUCTING AND INSTALLING CERTAIN PUBLIC IMPROVEMENTS; DESCRIBING THE BOUNDARIES OF THE PROPOSED IMPROVEMENT DISTRICT AND THE PROPERTY PROPOSED TO BE ASSESSED FOR THE COSTS OF THE IMPROVEMENTS; GENERALLY DESCRIBING THE IMPROVEMENTS PROPOSED TO BE CONSTRUCTED AND THE ESTIMATED COSTS AND EXPENSES OF THE IMPROVEMENTS; STATING THE PORTION OF THE TOTAL COST WHICH WILL BE PAID FROM A LEVY OF ASSESSMENTS ON PROPERTY BENEFITTED BY THE METHOD OF DETERMINING ASSESSMENTS; FIXING THE TIME WITHIN WHICH AND THE PLACE AT WHICH A PUBLIC HEARING WILL BE HELD TO CONSIDER SUCH PROTESTS; PROVIDING FOR RELATED MATTERS; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Rigby, Idaho, (the "City"), is a municipal corporation operating and existing under and pursuant to the laws of the State of Idaho, and as such is authorized and empowered to create local improvement districts to construct improvements pursuant to Title 50, Chapter 17, Idaho Code; and

WHEREAS, The City Council (the "Council"), of the City has adopted a resolution initiating the creation of a local improvement district for the proposed district; and

WHEREAS, the Council is of the opinion that it is in the best interest of the owners of property and of the inhabitants within the proposed Local Improvement District No.10, and within the City, that the proposed L.I.D. No.10 be formed and the proposed improvements as hereinafter described be constructed.

NOW', THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIGBY as follows:

Section 1: The Council hereby determines and states that it is its intention to form a local improvement district, to be designated Local Improvement District No. 10, to make the improvements as hereinafter set forth.

Section 2: The boundaries of the proposed L.I.D. No.10 and of the properties to be assessed are generally described in Exhibit "A" which is annexed hereto and by reference incorporated herein.

Section 3: A general description of the improvements to be constructed (the "Improvements") is as follows: Repair and replace sidewalks, curbs, gutters; along with street, sewer and water repair, together with related improvements and costs of

engineering, legal services, publication, interest on borrowed funds during construction, bond issuance costs and reserves, and other related expenses.

Section 4: The estimated total cost of the Improvements is described on and in Exhibit "B" which is annexed hereto and by reference incorporated herein. The balance of the cost, if any, will be paid by a levy of assessments on the property benefitted.

Section 5: The assessable portion of the costs and expenses of the Improvements shall be assessed against the tracts, lots, and lands benefitted by the Improvements according to the linear foot method of assessment, as provided by Section 50-1707, Idaho Code.

Section 6: On Thursday, the 7th day of January, 2021, at the hour of seven o'clock p.m., at the Rigby City Hall, 158 West Fremont, Rigby, Idaho, is hereby fixed as the time and place when and where the owners of the property to be assessed may appear before the Council and be heard as to the propriety and advisability of acquiring the Improvements, and which is the time and place when and where the Council will consider the creating of the proposed L.I.D. No.10 and constructing the proposed Improvements, and hear all complaints, protests, and objections which may be made in writing and filed with the City Clerk on or before said time, by any owner of any parcel of land to be assessed.

Section 7: Written protests and objections to the creation of L.I.D. No.10 or to the manner of assessment or inclusion of property therein may be filed with the City Clerk at or before five o'clock p.m. on January 6, 2021, or any owner of any parcel of land to be assessed.

Section 8: Notice of Hearing substantially in the form attached hereto as Exhibit "C" and hereby made a part hereof shall be given as follows:

- (A) By publication of such notice in the Jefferson Star of Rigby, Idaho, a newspaper of general circulation within the City, which notice shall be published once a week for two consecutive weeks, the first publication being at least ten (10) days prior to the date of said hearing.
- (B) By mailing, at least ten (10) days prior to the date of said hearing, a copy of such notice to each owner of property, if known, or his agent, if known, within the limits of the proposed L.I.D. No.10 addressed to such person at his post office address, if known, or if unknown, to the post office in Rigby Idaho. Ownership of property shall be determined as of the date of the adoption of this Resolution.

Section 9: This Resolution shall take effect and be in full force from and after its passage and approval.

Dated: Dec. 3, 2020

City of Rigby,
Jefferson County, Idaho

By: Jason Richardson, Mayor

ATTEST:

David Swager, City Clerk