

## RESOLUTION NO. 08-111

A RESOLUTION DECLARING THE INTENTION OF THE CITY OF KETCHUM, BLAINE COUNTY, IDAHO, TO CREATE BUSINESS IMPROVEMENT DISTRICT NO. 2008-1 FOR THE PURPOSE OF FINANCING THE COSTS OF CERTAIN PUBLIC IMPROVEMENTS; DESCRIBING THE BOUNDARIES OF THE PROPOSED IMPROVEMENT DISTRICT AND THE PROPERTY PROPOSED TO BE ASSESSED FOR THE COSTS OF THE PROJECT; GENERALLY DESCRIBING THE PROJECT PROPOSED TO BE FINANCED AND THE ESTIMATED COSTS AND EXPENSES OF THE PROJECT; STATING THE COST TO BE PAID FROM A LEVY OF ASSESSMENTS ON PROPERTY INCLUDED WITHIN THE BUSINESS IMPROVEMENT DISTRICT; STATING THE METHOD OF DETERMINING ASSESSMENTS; FIXING THE DATE, TIME, AND PLACE AT WHICH A PUBLIC HEARING WILL BE HELD TO CONSIDER PROTESTS AGAINST THE CREATION OF THE BUSINESS IMPROVEMENT DISTRICT; PROVIDING FOR RELATED MATTERS; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Ketchum, Blaine County, 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 business improvement districts to finance improvements pursuant to Title 50, Chapter 17, Idaho Code;

WHEREAS, the City Council of the City has initiated the creation of a business improvement district to finance the costs of public street and related improvements; and

WHEREAS, the Council is of the opinion that it is in the best interest of the owners of property within the proposed business improvement district, and within the City, that the proposed business improvement district be formed and the proposed improvements be acquired.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Ketchum, Idaho

Section 1: The Council hereby determines and states that it is its intention to form a business improvement district, to be designated "Business Improvement District No. 2008-1 of the City of Ketchum, Idaho" ("B.I.D. No. 2008-1"), to finance the costs of the project as hereinafter set forth.

Section 2: The boundaries of proposed B.I.D. No. 2008-1 are Spruce Street to Leadville Avenue on 4<sup>th</sup> Street in Ketchum, Idaho. All commercial property within the boundaries of B.I.D. No. 2008-1 (except property which is exempt from assessment or not specially benefited) will be subject to assessment according to the assessment set forth in Section 5 of this Resolution.

Section 3: A general description of the project to be financed (the "Project") is as follows: annual snow removal on sidewalks in the district in order to promote retail sales.

Section 4: The estimated cost of the Project is \$14,356, all of which will be paid from a levy of assessments on the property benefited by the Project within B.I.D. No. 2008-1.

Section 5: The costs and expenses of the Project shall be assessed against the tracts, lots, and lands included in B.I.D. No. 2008-1 according to the benefits derived method of assessment, all as provided by Section 50-1707, Idaho Code. The estimated rates of annual assessments shall be as follows:

Giacobbi Square:	\$1,700
PK's:	\$ 650
Burnsie's Boca:	\$1,200
Steve Eich/Sun Valley Heliski:	\$1,100
Premier Cleaners	\$1,200
The Community Library	\$3,106
City of Ketchum	\$5,400

Section 6: Monday, the 27<sup>th</sup> day of October, 2008, at the hour of 5:30 o'clock P.M., or as soon thereafter as the matter may be heard, at the Council meeting chambers in Ketchum City Hall, Ketchum, 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 the Project, and which is the time and place when and where the Council will consider the creating of the proposed B.I.D. No. 2008-1 and financing the proposed Project, 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 B.I.D. No. 2008-1 or to the manner of assessment or inclusion of property therein may be filed with the City Clerk at or before 5 o'clock P.M. on Friday, October 24, 2008, by any owner of any parcel of land to be assessed.

Section 8: Notice of Hearing substantially in the form attached hereto as Exhibit "A" shall be given as follows:

(A) By publication of such notice in a newspaper of general circulation within the City, which notice shall be published once a week for two (2) 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 B.I.D. No. 2008-1, addressed to such person at his or her post office address,

if known, or if unknown, to the post office in Ketchum, Idaho. Ownership of property shall be determined as of the date of the adoption of this Resolution.

This Resolution will be in full force and effect upon its adoption this third (3<sup>rd</sup>) day of October 2008.

CITY OF KETCHUM, IDAHO



Baird Gourlay, Council President

ATTEST:



Sandra E. Cady, CMC  
City Treasurer/Clerk



