

Fax

Name: Judy Mathre
Organization: Local Government Center
Fax: 994-1905
From: Peggy Bourne
Date: November 13, 2000
Subject: Ordinance 2776
Pages: 4

Judy,

Here is the Ordinance placing a charter amendment on the ballot to raise the number of mills levied by 2 for library purposes. Please let me know if there is anything else you would like! I'd be happy to assist in any way.

Peg

For 17,525
Against 7,774

ORDINANCE NO. 2776

RESOLUTION TO SUBMIT A CHARTER AMENDMENT

AN ORDINANCE PROVIDING FOR SUBMISSION TO THE ELECTORS
OF A CITY CHARTER AMENDMENT
TO INCREASE THE LIBRARY MILL LEVY LIMIT BY TWO MILLS.

WHEREAS:

- A. The Great Falls Public Library Board, Library Foundation, and an independent financial study group have all recommended that two additional Library mills be proposed for voter approval at the next general election, for the purpose of providing additional funds for the operation, maintenance and capital needs of the Great Falls Public Library.
- B. MCA 15-10-420 provides: *(emphasis added)*
“(1) A governmental entity that is authorized to impose mills *may impose a mill levy sufficient to generate the amount of property taxes actually assessed in the prior year.*
... (2) ... *plus any additional levies authorized by the voters ...*”
- C. The City of Great Falls, Montana adopted a self-governing charter in 1986. Article I, Section 3 of the Charter of the City of Great Falls, Montana states: "The total mill levy shall not exceed that allowed to general powers cities of the first class by Montana Law."
- D. 7-3-103, MCA states: *(emphasis added)*
- (1) *An amendment to a self-government charter or an adopted alternative form of government may only be made by submitting the question of amendment to the electors of the local government. To be effective, a proposed amendment must receive an affirmative vote of a majority of the electors voting on the question. An amendment approved by the electors becomes effective on the first day of the local government fiscal year following the fiscal year of approval unless the question submitted to the electors provides otherwise.*
 - (2) *An amendment to a self-government charter or an adopted alternative form of government may be proposed by initiative by petition of 15% of the electors registered at the last general election of the local government or by ordinance enacted by the governing body. The question on amendment of a charter or an adopted alternative form of government must be submitted to the electors at the next regular or primary election. ...*
 - (3) The local government, by ordinance, may provide procedures for the submission and verification of initiative petitions.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF GREAT FALLS,
MONTANA:

Section 1.- Submission to the Electors

In accordance with MCA 7-3-103, the City of Great Falls hereby submits the question of charter amendment to the electors of the City of Great Falls. All necessary notices, procedures and ballot content shall be for inclusion in the November, 2000 general election ballot.

Section 2. - Proposed Charter Amendment

AMENDMENT. Article I of the city Charter, Great Falls, Montana, which states:

Section 3. Mill Levy Limit.

The total mill levy shall not exceed that allowed to general powers cities of the first class by Montana law.

shall be amended as follows:

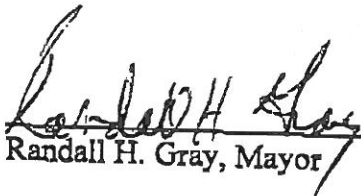
Section 3. Mill Levy Limit.

The total mill levy shall not exceed that allowed to general powers cities of the first class by Montana law, except that the City Commission may levy not more than two (2) additional mills for the purpose of providing additional funds for the operation, maintenance and capital needs of the Great Falls Public Library.

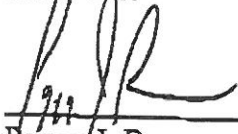
Section 3. - Effective Date

If the proposed charter amendment receives an affirmative vote of a majority of the electors voting on the question, the charter amendment shall become effective on July 1st following the election.

PASSED by the Commission of the City of Great Falls, Montana, on this 20th
day of June, 2000.


Randall H. Gray, Mayor

ATTEST:


Peggy J. Bourne, City Clerk

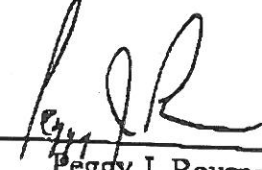
(SEAL OF CITY)


Approved as to form: City Attorney

State of Montana)
County of Cascade : ss
City of Great Falls)

I, Peggy J. Bourne, City Clerk of the City of Great Falls, Montana, do hereby certify that the foregoing Ordinance No. 2776 was placed on its final passage and passed by the Commission of the City of Great Falls, Montana, at a meeting thereof held on the 20th day of June, 2000, and approved by the Mayor of said City on the 20th day of June, 2000.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said City this 20th day of June, 2000.



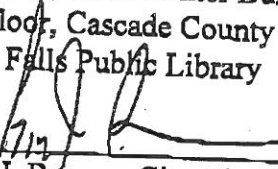
Peggy J. Bourne, City Clerk

(SEAL OF CITY)

State of Montana)
County of Cascade : ss
City of Great Falls)

Peggy J. Bourne, being first duly sworn, deposes and says: That on the 20th day of June, 2000, and prior thereto, she was the City Clerk of the City of Great Falls, Montana; that as said City Clerk she did publish and post as required by law and as prescribed and directed by the Commission, Ordinance 2776 of the City of Great Falls, in three conspicuous places within the limits of said City to-wit:

- On the Bulletin Board, first floor, Civic Center Building;
- On the Bulletin Board, first floor, Cascade County Court House;
- On the Bulletin Board, Great Falls Public Library



Peggy J. Bourne, City Clerk

(SEAL OF CITY)