

RESOLUTION 2017-14

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WHITEHALL, MONTANA, APPOINTING TODD WHIPPLE, ESQ. TO ACT AS AN INDEPENDENT SPECIAL PROSECUTOR IN STATE OF MONTANA, TOWN OF WHITEHALL VS. FJ (WCR 17-12, 13) AND STATE OF MONTANA, TOWN OF WHITEHALL VS. JJ (WCR 17-14, 15).

WHEREAS, the Whitehall Town Attorney requests the Whitehall Council, pursuant to §7-4-4605(2), MCA, to appoint Todd Whipple, Esq., or his designee, as a special prosecutor in the matters of *State of Montana, Town of Whitehall vs. FJ (WCR 17-12, 13)* and *State of Montana, Town of Whitehall vs. JJ (WCR 17-14, 15)* to avoid the appearance of a conflict of interest with the Town Attorney's Office; and

WHEREAS, Mr. Whipple will be paid the same contractual amount per hour that the Town Attorney is paid, plus reimbursements for his costs, including mileage; and

WHEREAS, Mr. Whipple has declared that he agrees to accept the appointment and does so pursuant to the authority established in this Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Whitehall, Montana, County of Jefferson, State of Montana, as follows:

1. Todd Whipple, Esq., or his designee, is hereby appointed to act as a special prosecutor in the matters of *State of Montana, Town of Whitehall vs. FJ (WCR 17-12, 13)* and *State of Montana, Town of Whitehall vs. JJ (WCR 17-14, 15)*. This appointment is effective immediately.
2. Mr. Whipple will be paid the same contractual amount per hour that the Town Attorney is paid, plus reimbursements for his costs including costs of travel at the standard rate for mileage.

PASSED AND APPROVED THIS 13<sup>th</sup> DAY OF November, 2017.

AYES: 5    NAYES: 0    ABSENT: Francine suspended

<u>Dale / Dav</u>	<u>11-13-17</u>
Mayor Dale Davis	Date
<u>Summer Fellows</u>	<u>11-13-17</u>
Clerk/Treasurer Summer Fellows	Date



## RESOLUTION 2017-13

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WHITEHALL, MONTANA RELATING TO THE SALE OF EQUIPMENT AND MISC ITEMS OWNED BY THE TOWN OF WHITEHALL, DESCRIBED AS:

Equipment and Misc. Items – See attached Sheet.

Hereinafter “Equipment and Misc. Items.”

**WHEREAS**, the Town Clerk of the Town of Whitehall (the “Town”), has identified equipment and misc. items owned by the Town that is presently unused;

**WHEREAS**, pursuant to § 7-5-4307, Montana Code Annotated, the Town must sell Equipment and Misc. items to the highest responsible bidder after calling for bids;

**WHEREAS**, a notice of public meeting was posted notifying residents of the Town of Whitehall that it is the intention of the Town to discuss and vote on a resolution approving the sale of the 2015 Chevrolet Ambulance;

**WHEREAS**, a public meeting was held on November 13, 2017, at 7:00 p.m. at Town Hall, 2 North Whitehall Street, Whitehall, Montana, for the purpose of allowing the Council to discuss and hearing comments from the public on selling the Property; and

**WHEREAS**, all persons appearing were given an opportunity to speak at the public hearing.

**NOW, THEREFORE, BE IT RESOLVED** by the Town Council of the Town of Whitehall, Montana, County of Jefferson, State of Montana, as follows:

- 1) The Town hereby calls for bids for the sale of the Equipment and Misc. Items;
- 2) There will be a public auction on December 2, 2017, at 201 East Legion (Public Works Shop and then 207 East Legion (Ambulance Barn), MT 59759. The Town Council will publically open and sell all equipment and misc. items from **10:00 a.m. to 2:00 p.m.** on December 2, 2017.
- 3) The highest bidder will acquire such items and take the same day.
- 4) All Property will be sold “as is where is” without warranty of any kind and the successful bidder will remove all signs of ownership by the Town of Whitehall;
- 5) If awarded the bid, the successful bidder shall pay for the Property, in full, by cash or cashiers’ check the day of December 2, 2017;
- 6) The Town Clerk/Treasurer is directed to publish a notice of this call for bids, as required by § 7-5-4301, MCA, in the *Whitehall Ledger* on November 15, November 22, and November 29, 2017;
- 7) The right is reserved to reject any or all bids, to waive any defect or informality in any bid therein, and to accept the highest responsible bid.

PASSED AND APPROVED THIS 13<sup>th</sup> DAY OF November, 2017.

AYES: 5 NAYES: 0 ABSENT: 1 Francine is Suspended

Dale / Daw , 11-13-17  
Mayor Dale Davis Date

Summer Fell , 11-13-17  
Clerk/Treasurer Summer Fellows Date

## RESOLUTION 2017-12

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WHITEHALL, MONTANA RELATING TO THE SALE OF FOUR AMBULANCES AND EQUIPMENT OWNED BY THE TOWN OF WHITEHALL, DESCRIBED AS:

1997 Ford E350 Ambulance with no Stryker Cot. Vin #  
1FDKE30FXVHA29705 (Mileage 91,098)

Hereinafter "1997 Ford E350"

**WHEREAS**, the Town Clerk of the Town of Whitehall (the "Town"), has inventoried Property that consists of old supplies and equipment owned by the Town;

**WHEREAS**, pursuant to § 7-5-4307, Montana Code Annotated, the Town must sell the Property to the highest responsible bidder after calling for bids;

**WHEREAS**, a notice of public meeting was posted notifying residents of the Town of Whitehall that it was the intention of the Town to discuss and vote on a resolution approving the sale of the Property;

**WHEREAS**, a public meeting was held on November 20, 2017, at 5:00 p.m. at Town Hall, 2 North Whitehall Street, Whitehall, Montana, for the purpose of allowing the Council to discuss and hearing comments from the public on selling the Property; and

**WHEREAS**, all persons appearing were given an opportunity to speak at the public hearing.

**NOW, THEREFORE, BE IT RESOLVED** by the Town Council of the Town of Whitehall, Montana, County of Jefferson, State of Montana, as follows:

- 1) The Town hereby calls for bids for the sale of the Property;
- 2) Sealed bids by interested purchasers will be received by the Council until 5:00 p.m. MDT on December 8, 2017, at the Office of the Town Clerk/Treasurer in the Town of Whitehall, 2 N Whitehall St, Whitehall, MT 59759. Envelopes containing bids should be marked on the outside with the words "Bid for Town Property". The Town Council will publically open and declare the bids at its regular meeting at 7:00 p.m. on said date; December 11, 2017.
- 3) The minimum bid price which the Town Council will consider is \$2,500;
- 4) All Property will be sold "as is where is" without warranty of any kind and the successful bidder will remove all signs of ownership by the Town of Whitehall;
- 5) If awarded the bid, the successful bidder shall pay for the Property, in full, by cash or cashiers' check within five (5) days of being given notice thereof;
- 6) The Town Clerk/Treasurer is directed to publish a notice of this call for bids, as required by § 7-5-4301, MCA, in the *Whitehall Ledger* on November 22, November 29, and December 6, 2017;



## RESOLUTION 2017-11

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WHITEHALL, MONTANA RELATING TO THE SALE OF FOUR AMBULANCES AND EQUIPMENT OWNED BY THE TOWN OF WHITEHALL, DESCRIBED AS:

1998 Ford Ambulance with Stryker Cot. Vin # 1FDWE30F7WHB19901  
(Mileage 126,997)

Hereinafter "1998 Ford Ambulance"

**WHEREAS**, the Town Clerk of the Town of Whitehall (the "Town"), has inventoried Property that consists of old supplies and equipment owned by the Town;

**WHEREAS**, pursuant to § 7-5-4307, Montana Code Annotated, the Town must sell the Property to the highest responsible bidder after calling for bids;

**WHEREAS**, a notice of public meeting was posted notifying residents of the Town of Whitehall that it was the intention of the Town to discuss and vote on a resolution approving the sale of the Property;

**WHEREAS**, a public meeting was held on November 20, 2017, at 7:00 p.m. at Town Hall, 2 North Whitehall Street, Whitehall, Montana, for the purpose of allowing the Council to discuss and hearing comments from the public on selling the Property; and

**WHEREAS**, all persons appearing were given an opportunity to speak at the public hearing.

**NOW, THEREFORE, BE IT RESOLVED** by the Town Council of the Town of Whitehall, Montana, County of Jefferson, State of Montana, as follows:

- 1) The Town hereby calls for bids for the sale of the Property;
- 2) Sealed bids by interested purchasers will be received by the Council until 5:00 p.m. MDT on December 8, 2017, at the Office of the Town Clerk/Treasurer in the Town of Whitehall, 2 N Whitehall St, Whitehall, MT 59759. Envelopes containing bids should be marked on the outside with the words "Bid for Town Property". The Town Council will publically open and declare the bids at its regular meeting at 7:00 p.m. on said date; December 11, 2017.
- 3) The minimum bid price which the Town Council will consider is \$6,000;
- 4) All Property will be sold "as is where is" without warranty of any kind and the successful bidder will remove all signs of ownership by the Town of Whitehall;
- 5) If awarded the bid, the successful bidder shall pay for the Property, in full, by cash or cashiers' check within five (5) days of being given notice thereof;
- 6) The Town Clerk/Treasurer is directed to publish a notice of this call for bids, as required by § 7-5-4301, MCA, in the *Whitehall Ledger* on November 22, November 29, and December 6, 2017;



**TOWN OF WHITEHALL, MONTANA  
RESOLUTION ADOPTING  
JEFFERSON COUNTY PRE-DISASTER MITIGATION PLAN  
2017 UPDATE**

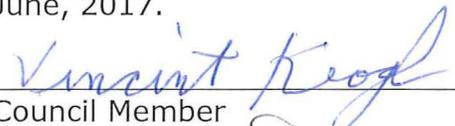
WHEREAS, in October of 2000 the President of the United States signed into law the "Disaster Mitigation Act of 2000" (PL 106-390) to amend the "Robert T. Stafford Disaster Relief and Emergency Act of 1988" which among other provisions requires local governments to adopt a Pre-Disaster Mitigation Plan in order to be eligible for hazard mitigation funding;

WHEREAS, the Town of Whitehall, Montana has worked closely with Jefferson County Disaster and Emergency Services to update a county-wide Pre-Disaster Mitigation Plan that will serve the needs of Jefferson County;

WHEREAS, the Town of Whitehall supports the 2017 Update to the Jefferson County Pre-Disaster Mitigation Plan as a logical means toward protecting people and property from the potential devastating effects of natural and man-made hazards;

NOW, THEREFORE, BE IT RESOLVED that the Whitehall Town Council adopt, by way of this resolution, the "Jefferson County, Montana Pre-Disaster Mitigation Plan - 2017 Update" as approved by the Montana Disaster and Emergency Services and the Federal Emergency Management Agency.

PASSED AND ADOPTED by the Whitehall Town Council on this 12th day of June, 2017.

  
\_\_\_\_\_  
Council Member

\_\_\_\_\_  
Council Member

  
\_\_\_\_\_  
Council Member

\_\_\_\_\_  
Council Member

\_\_\_\_\_  
Council Member

\_\_\_\_\_  
Council Member

(SEAL)

\_\_\_\_\_  
Council Member

ATTEST

\_\_\_\_\_  
Clerk

**RESOLUTION 2017-10**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WHITEHALL, MONTANA RELATING TO THE SALE OF FOUR AMBULANCES AND EQUIPMENT OWNED BY THE TOWN OF WHITEHALL, DESCRIBED AS:

2011 Ford F450 Ambulance with Stryker Cot. Vin #  
1FDUF4HT5BEB54324 (Mileage 29,998)

Hereinafter "2011 Ford F450"

**WHEREAS**, the Town Clerk of the Town of Whitehall (the "Town"), has inventoried Property that consists of old supplies and equipment owned by the Town;

**WHEREAS**, pursuant to § 7-5-4307, Montana Code Annotated, the Town must sell the Property to the highest responsible bidder after calling for bids;

**WHEREAS**, a notice of public meeting was posted notifying residents of the Town of Whitehall that it was the intention of the Town to discuss and vote on a resolution approving the sale of the Property;

**WHEREAS**, a public meeting was held on November 20, 2017, at 7:00 p.m. at Town Hall, 2 North Whitehall Street, Whitehall, Montana, for the purpose of allowing the Council to discuss and hearing comments from the public on selling the Property; and

**WHEREAS**, all persons appearing were given an opportunity to speak at the public hearing.

**NOW, THEREFORE, BE IT RESOLVED** by the Town Council of the Town of Whitehall, Montana, County of Jefferson, State of Montana, as follows:

- 1) The Town hereby calls for bids for the sale of the Property;
- 2) Sealed bids by interested purchasers will be received by the Council until 5:00 p.m. MDT on December 8, 2017, at the Office of the Town Clerk/Treasurer in the Town of Whitehall, 2 N Whitehall St, Whitehall, MT 59759. Envelopes containing bids should be marked on the outside with the words "Bid for Town Property". The Town Council will publically open and declare the bids at its regular meeting at 7:00 p.m. on said date; December 11, 2017.
- 3) The minimum bid price which the Town Council will consider is \$25,000;
- 4) All Property will be sold "as is where is" without warranty of any kind and the successful bidder will remove all signs of ownership by the Town of Whitehall;
- 5) If awarded the bid, the successful bidder shall pay for the Property, in full, by cash or cashiers' check within five (5) days of being given notice thereof;
- 6) The Town Clerk/Treasurer is directed to publish a notice of this call for bids, as required by § 7-5-4301, MCA, in the *Whitehall Ledger* on November 22, November 29, and December 6, 2017;

7) The right is reserved to reject any or all bids, to waive any defect or informality in any bid therein, and to accept the highest responsible bid.

**PASSED AND APPROVED THIS 20<sup>th</sup> DAY OF November, 2017.**

AYES:        NAYES:        ABSENT:

 \_\_\_\_\_ Date  
Mayor Dale Davis

 \_\_\_\_\_ Date  
Clerk/Treasurer Summer Fellows

## RESOLUTION 2017-9

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WHITEHALL, MONTANA RELATING TO THE SALE OF FOUR AMBULANCES AND EQUIPMENT OWNED BY THE TOWN OF WHITEHALL, DESCRIBED AS:

2015 Chevrolet Express Ambulance with Stryker Cot, on spot chains, camera. Vin # 1GB6G5CL8F1172504 (Mileage 8982)

Hereinafter "2015 Chevrolet Ambulance."

**WHEREAS**, the Town Clerk of the Town of Whitehall (the "Town"), has identified the 2015 Chevrolet Ambulance as equipment owned by the Town that is presently unused;

**WHEREAS**, pursuant to § 7-5-4307, Montana Code Annotated, the Town must sell the 2015 Chevrolet Ambulance to the highest responsible bidder after calling for bids;

**WHEREAS**, a notice of public meeting was posted notifying residents of the Town of Whitehall that it was the intention of the Town to discuss and vote on a resolution approving the sale of the 2015 Chevrolet Ambulance;

**WHEREAS**, a public meeting was held on November 20, 2017, at 5:00 p.m. at Town Hall, 2 North Whitehall Street, Whitehall, Montana, for the purpose of allowing the Council to discuss and hearing comments from the public on selling the Property; and

**WHEREAS**, all persons appearing were given an opportunity to speak at the public hearing.

**NOW, THEREFORE, BE IT RESOLVED** by the Town Council of the Town of Whitehall, Montana, County of Jefferson, State of Montana, as follows:

- 1) The Town hereby calls for bids for the sale of the Property;
- 2) Sealed bids by interested purchasers will be received by the Council until 5:00 p.m. MDT on December 8, 2017, at the Office of the Town Clerk/Treasurer in the Town of Whitehall, 2 N Whitehall St, Whitehall, MT 59759. Envelopes containing bids should be marked on the outside with the words "Bid for Town Property". The Town Council will publically open and declare the bids at its regular meeting at 7:00 p.m. on said date; December 11, 2017.
- 3) The minimum bid price which the Town Council will consider is \$65,000;
- 4) All Property will be sold "as is where is" without warranty of any kind and the successful bidder will remove all signs of ownership by the Town of Whitehall;
- 5) If awarded the bid, the successful bidder shall pay for the Property, in full, by cash or cashiers' check within five (5) days of being given notice thereof;



**RESOLUTION 2017-8**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WHITEHALL, MONTANA RELATING TO THE SALE OF REAL PROPERTY OWNED BY THE TOWN OF WHITEHALL, COMMONLY KNOWN AS 207 EAST LEGION, IN THE TOWN OF WHITEHALL, COUNTY OF JEFFERSON, MONTANA, LEGALLY DESCRIBED AS:

NOBLE AND WYTHE ADD, S03, T01 N, R04 W, Lot 1-3, ACRES  
0.517

(Hereinafter "Property")

**WHEREAS**, the Town of Whitehall (the "Town"), by and through its Mayor, executed a Buy/Sell Agreement with Western Company, LLC ("Buyer"), to sell the Property and all improvements thereon to Buyer for TWO HUNDRED AND EIGHTY-EIGHT THOUSAND AND 00/100 USD (\$288,000.00) (a true and correct copy of the fully executed Buy/Sell Agreement is attached hereto as Exhibit A);

**WHEREAS**, pursuant to § 7-8-4201, Montana Code Annotated, the sale of the Property was expressly contingent upon a resolution approving the sale being passed by 2/3 vote of all members of the Whitehall Town Council. If a resolution approving the sale is not passed by 2/3 vote, the Buy/Sell Agreement is terminated and the earnest money will be refunded to the Buyer;

**WHEREAS**, a notice of public meeting was posted notifying residents of the Town of Whitehall that it was the intention of the Town to discuss and vote on a resolution approving the sale;

**WHEREAS**, a public meeting was held on November 13, 2017, at 7:00 p.m. at Town Hall, 2 North Whitehall Street, Whitehall, Montana, for the purpose of allowing the Council to discuss and hearing comments from the public on selling the Property; and

**WHEREAS**, all persons appearing were given an opportunity to speak at the public hearing.

**NOW, THEREFORE, BE IT RESOLVED** by the Town Council of the Town of Whitehall, Montana, County of Jefferson, State of Montana, that the Town Council hereby approves the sale of the Property being passed by 2/3 vote of all members of the Whitehall Town Council.

**PASSED AND APPROVED THIS 6<sup>th</sup> DAY OF November, 2017.**

AYES:            NAYES:            ABSENT:

**RESOLUTION 2017-7**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WHITEHALL, MONTANA RELATING TO TRANSFERRING THE FUNDS FROM BUDGET ITEM NO. 2210: "SWIMMING POOL (NEW)," INTO THE GENERAL FUND.

**WHEREAS**, the Town of Whitehall (the "Town") has FOUR THOUSAND, SEVEN HUNDRED AND FORTY-NINE DOLLARS AND 74/100 CENTS (\$4,749.74), in budget item No. 2210: "Swimming Pool (New)" (hereinafter "Pool Funds");

**WHEREAS**, no plans currently exist to build a new swimming pool for the Town;

**WHEREAS**, pursuant to § 7-6-613, Montana Code Annotated, the Town wishes to transfer the Pool Funds into the Town of Whitehall General Fund to be used not for additional funding, but to replace \$4,749.74 in the budget for the Whitehall pool for FY 2017/2018;

**WHEREAS**, a notice of public hearing was posted notifying residents of the Town of Whitehall that it was the intention of the Town to discuss and vote on transferring the Pool Funds into the General Fund. A public hearing was held on October 17, 2017, at 5:00 p.m. at Town Hall, 2 North Whitehall Street, Whitehall, Montana, for the purpose of allowing the Council to discuss and hearing comments from the public on transferring the Pool Funds into the General Fund; and

**WHEREAS**, all persons appearing were given an opportunity to speak at the public hearing.

**NOW, THEREFORE, BE IT RESOLVED** by the Town Council of the Town of Whitehall, Montana, County of Jefferson, State of Montana, that the Town Council hereby transfers the Pool Funds in the amount of FOUR THOUSAND, SEVEN HUNDRED AND FORTY-NINE DOLLARS AND 74/100 CENTS (\$4,749.74) into the General Fund to be used not for additional funding, but to replace \$4,749.74 in the budget for the Whitehall pool for FY 2017/2018.

**PASSED AND APPROVED THIS 17<sup>th</sup> DAY OF OCTOBER, 2017.**

AYES:            NAYES:            ABSENT:

\_\_\_\_\_  
Mayor Dale Davis

\_\_\_\_\_  
Date

\_\_\_\_\_  
Clerk/Treasurer Summer Fellows

\_\_\_\_\_  
Date



RESOLUTION NO. 04-2017

RESOLUTION OF INTENT TO CREATE  
JEFFERSON VALLEY REGIONAL EMS & RESCUE AMBULANCE DISTRICT

**BE IT RESOLVED** by the Board of County Commissioners of Jefferson County, Montana (the Commission and Jefferson County, respectively), as follows:

**Section 1. Intention to Create the Jefferson Valley Rural Ambulance District.**

Pursuant to the provisions of Mont. Code Ann. § 7-11-1103(1)(a)(ii), the Commission deems it to be in the public convenience and necessity to order a referendum on the creation of a ambulance district to serve the inhabitants of the special district.

**Section 2. Proposed Name.** The proposed name of the special district is the Jefferson Valley Regional EMS & Rescue Ambulance District.

**Section 3. Necessity for Proposed Special District.** The Commission finds the provision of emergency services is paramount to the health, safety and welfare of the citizens of Jefferson County. The Commission also recognizes the Town of Whitehall has in place an ambulance service. However, the Commission has received public comment in which citizens living outside the Town of Whitehall believe they have no representation in matters regarding the Whitehall ambulance.

In this regard, it has been argued to the Commission there is an advisory board to Whitehall ambulance which includes citizens who reside outside of the Town of Whitehall. This board is advisory in nature only, and the Whitehall Town Council is the final decision-making body with respect to Whitehall ambulance. Further, the Commission has received comment from citizens who reside outside the Town of Whitehall that efforts by them to influence decisions regarding emergency medical services provided by Whitehall ambulance were dismissed out-of-hand or limited.

The Commission also received public comment regarding the perceived quality of services provided by Whitehall ambulance. Many commented they do not want Whitehall ambulance to provide services to them or their families and desire the ability to select an alternate service provider. The Commission recognizes this reasoning may be somewhat arbitrary, but dissatisfaction with Whitehall ambulance by citizens living outside of the Town of Whitehall is apparent.

The Commission attempted to facilitate mediation between the Town of Whitehall and those citizens who sought the creation of the special district. Although Jefferson County offered to facilitate the mediation and pay for a professional mediator, the acrimony between the two sides was too much of a hurdle to overcome and the mediation process was never initiated.

When taken as a whole, the comments received in support of the creation of the proposed special district lead the Commission to conclude it in the public convenience and necessity to order a referendum on the creation of the special district. Rather than creating the special district by resolution (*see*, Mont. Code Ann. §7-11-1003(1)(a)(i)), the Commission deems it proper order a referendum to provide those citizens within the proposed district the opportunity to vote and to voice their support or opposition to the district.

**Section 4. General Description of Territory or Lands Included in Special District.**

**Section 5. General Character of Proposed Program and Location.** The proposed special district will provide emergency medical services to serve the inhabitants of the district and will be available to provide emergency medical services in areas surrounding the special district when emergency situations arise which require the provision of additional emergency medical services.

The special district proposes to construct an ambulance barn on a donated half-acre lot. The proposed location for the ambulance barn is 1166 Montana Highway 55 South.

**Section 6. Estimated Cost and Method of Financing.** The estimated annual budget for the special district is \$120,000.00 (one hundred twenty thousand dollars) to \$130,000.00 (one hundred thirty thousand dollars). Funding for the special district annual budget and improvements will be from an initial assessment of \$29.00 (twenty-nine dollars) per year which will be imposed on each residential lot or parcel within the special district which contains a dwelling unit and upon developed commercial properties. There shall be no assessment on agricultural or vacant properties with no dwelling unit. The special district and improvements will also be funded from fees paid for emergency and non-emergency services provided by the special district.

**Section 7. Specific Requirements Applicable.** The annual assessment cannot be increased except upon majority approval by vote of the owners of real property residing in the special district.

**Section 8. Administration.** The special district will be administered by an elected board of five qualified citizens who reside within the boundaries of the special district.

**Section 9. Duration.** The duration of the special district shall be perpetual or until dissolved under the applicable provisions of Montana law.

**Section 10. Notice of Passage of Resolution of Intention.** Pursuant to Mont. Code Ann. § 7-11-1007(3)(a), the Jefferson County Commission shall cause to be published and mailed, in accordance with Mont. Code Ann. §§ 7-1-2121 and 2122, respectively, and mailed in accordance with Mont. Code Ann. § 7-11-1107(3)(c), notice of passage of the resolution of intent.

Passed and Adopted by the Board of County Commissioners of Jefferson County,  
Montana, this 17<sup>th</sup> day of January, 2017

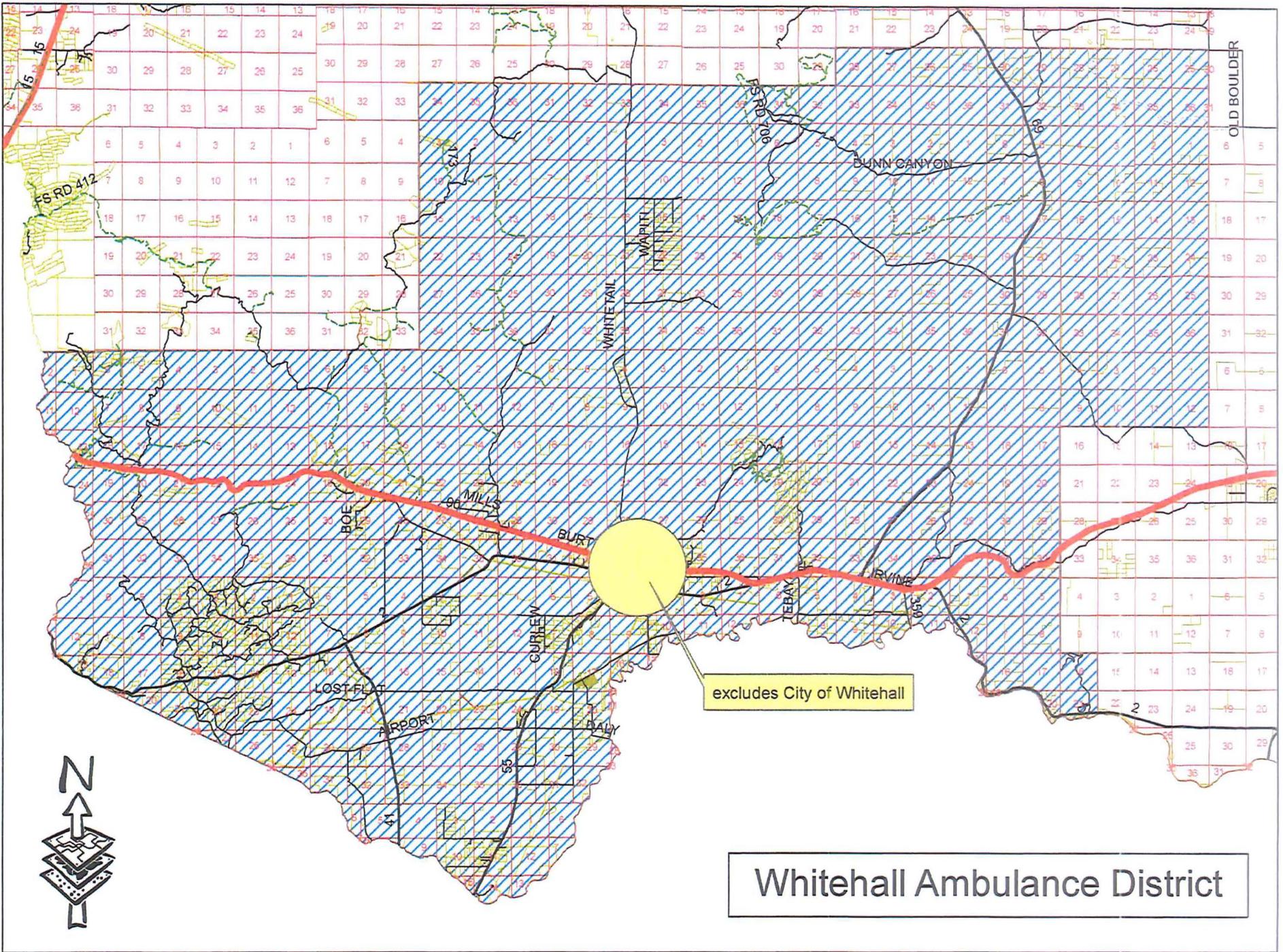
\_\_\_\_\_  
Cory Kirsch  
Chair

\_\_\_\_\_  
Leonard Wortman  
Commissioner

\_\_\_\_\_  
Bob Mullen  
Commissioner

Attest:

\_\_\_\_\_  
Bonnie Ramey  
Jefferson County Clerk and Recorder



excludes City of Whitehall

Whitehall Ambulance District





**2017 Certified Taxable Valuation Information**  
(15-10-202, MCA)  
**Jefferson County**  
CITY OF WHITEHALL

Certified values are now available online at [property.mt.gov/cov](http://property.mt.gov/cov)

1. 2017 Total Market Value <sup>1</sup> .....	\$	70,774,016
2. 2017 Total Taxable Value <sup>2</sup> .....	\$	1,271,979
3. 2017 Taxable Value of Newly Taxable Property.....	\$	2,676
4. 2017 Taxable Value less Incremental Taxable Value <sup>3</sup> .....	\$	1,125,073
5. 2017 Taxable Value of Net and Gross Proceeds <sup>4</sup> (Class 1 and Class 2).....	\$	-

6. TIF Districts

Tax Increment District Name	Current Taxable Value <sup>2</sup>	Base Taxable Value	Incremental Value
WHITEHALL URBAN REN	883,433	736,527	146,906

Total Incremental Value \$ 146,906

Preparer Stacie St.Clair

Date 8/2/2017

<sup>1</sup>Market value does not include class 1 and class 2 value

<sup>2</sup>Taxable value is calculated after abatements have been applied

<sup>3</sup>This value is the taxable value less total incremental value of all tax increment financing districts

<sup>4</sup>The taxable value of class 1 and class 2 is included in the taxable value totals

**For Information Purposes Only**

2017 taxable value of centrally assessed property having a market value of \$1 million or more, which has transferred to a different ownership in compliance with 15-10-202(2), MCA.

I. Value Included in "newly taxable" property	\$	-
II. Total value exclusive of "newly taxable" property	\$	-

# Determination of Tax Revenue and Mill Levy Limitations

Section 15-10-420, MCA

AGGREGATE OF ALL FUNDS FOR \_\_\_\_\_ FUND

FYE JUNE 30, 2018

ENTITY NAME \_\_\_\_\_

Reference Line		Enter amounts in yellow cells	Auto-Calculation (If completing manually enter amounts as instructed)
(1)	Enter Ad valorem tax revenue <u>ACTUALLY</u> assessed in the prior year <b>NEW- PLEASE READ INSTRUCTIONS BEFORE ENTERING.</b>	\$ 136,899	\$ 136,899
(2)	Add: Current year inflation adjustment @ 0.59%		\$ 808
(3)	Subtract: Ad valorem tax revenue <u>ACTUALLY</u> assessed in the prior year for Class 1 and 2 property, (net and gross proceeds) - <b>(enter as negative)</b> <b>NEW- PLEASE READ INSTRUCTIONS BEFORE ENTERING.</b>	\$ -	\$ -
(4)	Adjusted ad valorem tax revenue <u>ENTERING TAXABLE VALUES</u>		\$ 137,707
	$= (1) + (2) + (3)$		
(5)	Enter 'Total Taxable Value' - from Department of Revenue <i>Certified Taxable Valuation Information</i> form, line # 2	\$ 1,271,979	\$ 1,271,979
(6)	Subtract: 'Total Incremental Value' of all tax increment financing districts (TIF Districts) - from Department of Revenue <i>Certified Taxable Valuation Information</i> form, line # 6 <b>(enter as negative)</b>	\$ (146,906)	\$ (146,906)
(7)	Taxable value per mill (after adjustment for removal of TIF per mill incremental district value)		\$ 1,125.073
	$= (5) + (6)$		
(8)	Subtract: 'Total Value of Newly Taxable Property' - from Department of Revenue <i>Certified Taxable Valuation Information</i> form, line # 3 <b>(enter as negative)</b>	\$ (2,676)	\$ (2,676)
(9)	Subtract: 'Taxable Value of Net and Gross Proceeds, (Class 1 & 2 properties)' - from Department of Revenue <i>Certified Taxable Valuation Information</i> form, line # 5 <b>(enter as negative)</b>		\$ -
(10)	Adjusted Taxable value per mill		\$ 1,122.397
	$= (7) + (8) + (9)$		
(11)	CURRENT YEAR calculated mill levy		122.69
	$= (4) / (10)$		
(12)	CURRENT YEAR calculated ad valorem tax revenue		\$ 138,035
	$= (7) \times (11)$		
<u>CURRENT YEAR AUTHORIZED LEVY/ASSESSMENT</u>			
(13)	Enter total number of carry forward mills from prior year <b>FOR FY18 BUDGETS, PLEASE ENTER ONLY THE # OF MILLS LEFT BEHIND FROM FY17.</b> <b>NEW- PLEASE READ THE INSTRUCTIONS BEFORE ENTERING.</b>	0.00	0.00
(14)	Total current year authorized mill levy, including Prior Years' carry forward mills		122.69
	$= (11) + (13)$		
(15)	Total current year authorized ad valorem tax revenue assessment		\$ 138,035
	$= (7) \times (14)$		
<u>CURRENT YEAR ACTUALLY LEVIED/ASSESSED</u>			
(16)	Enter number of mills actually levied in current year (Number should equal total <u>non-voted</u> mills, which includes the number of carry forward mills, actually imposed per the final approved current year budget document. <u>Do Not</u> include voted or permissive mills imposed in the current year.)	122.69	122.69
(17)	Total ad valorem tax revenue actually assessed in current year		\$ 138,035
	$= (7) \times (16)$		
<u>RECAPITULATION OF ACTUAL:</u>			
(18)	Ad valorem tax revenue actually assessed		\$ 137,707
	$= (10) \times (16)$		
(19)	Ad valorem tax revenue actually assessed for newly taxable property		\$ 328
(20)	Ad valorem tax revenue actually assessed for Class 1 & 2 properties (net-gross proceeds)		\$ -
(21)	Total ad valorem tax revenue actually assessed in current year		\$ 138,035
	$= (18) + (19) + (20)$		
(22)	Total carry forward mills that may be levied in a subsequent year (Number should be equal to or greater than zero. A (negative) number indicates an over levy.)		0.00
	$= (14) - (16)$		

RESOLUTION 2017-3

A RESOLUTION CANCELLING THE NOVEMBER 7, 2017 GENERAL ELECTION OF CERTAIN MUNICIPAL OFFICERS

WHEREAS, HB 447 passed by the 2017 Legislature (Chapter 174, Laws 2017) authorizes a municipality to cancel a general election for the election of a municipal officer by resolution after notification by the election administrator if the number of candidates filing for election is equal or less than the number of persons to be filled; and

WHEREAS, pursuant to Section 13-1-403, as amended by HB 83 (Chapter 242, Laws 2017), provides that a declaration of intent to be a write-in candidate must be filed with the election administrator by 5 p.m. on the 65<sup>th</sup> day before the date of the election, or September 5, 2017;

WHEREAS, on September 14, 2017, the Town of Whitehall notified Bonnie Ramey, Jefferson County Election Administrator, that it was the intent of the Town to cancel the municipal officer positions set forth herein as they remained uncontested as of September 5, 2017; and

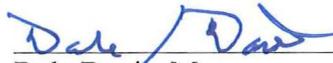
WHEREAS, as of September 5, 2017, the following municipal officer positions remain eligible for cancellation: Mayor, Council Member Ward 1, Council Member Ward 2, Council Member Ward 3, and Council Member Ward 3.

**NOW, THEREFORE, BE IT RESOLVED THAT:**

1. The Town of Whitehall cancels the November 7, 2017 general election for the following municipal officer positions: Mayor, Council Member Ward 1, Council Member Ward 2, Council Member Ward 3, and Council Member Ward 3.
2. The following persons are hereby elected to the following municipal officer positions by acclamation:

<i>Mayor</i>	<i>Mary Janacaro Hensleigh</i>
<i>Council Member Ward 1</i>	<i>Katy James</i>
<i>Council Member Ward 2</i>	<i>Barbara Gagnon</i>
<i>Council Member Ward 3</i>	<i>Jason Good</i>
<i>Council Member Ward 3</i>	<i>Montina Rawson</i>

Adopted this 20 day of September, 2017.

  
  
Dale Davis, Mayor

ATTEST:

  
Summer Fellows, Town Clerk

## RESOLUTION 2017-1

A RESOLUTION OF THE TOWN OF WHITEHALL, MONTANA ESTABLISHING AN INTEREST RATE TO BE CHARGED MONTHLY FOR DELINQUENT UTILITY BILLS.

### RECITALS

**WHEREAS**, the Town of Whitehall (the "Town") has undertaken to provide water, sewer and solid waste services (the "Utilities"), to residential and commercial properties within the Town;

**WHEREAS**, it is necessary to collect sufficient revenues to pay costs associated with providing the Utilities;

**WHEREAS**, under Sections 7-13-4304 and 69-7-101 and Title 75, Chapter 6, Part 3, Montana Code Annotated, the Town has the power and authority to regulate, establish, and change, as it considers proper, rates, charges, and classifications imposed for utility services to its inhabitants and other persons served by the municipal utilities. Rates, charges, and classifications must be reasonable and just;

**WHEREAS**, under Section 7-13-4309, Montana Code Annotated, the Town has the power to charge a penalty and interest for delinquent payments.

**WHEREAS**, a notice of public hearing was posted notifying resident of the Town of Whitehall that it was the intention of the Town to establish an interest rate to be imposed and to increase the rates and charges for all persons served by the Utilities. A public hearing was held on January 9, 2017, at 7:00 p.m. at Town Hall, 2 North Whitehall Street, Whitehall, Montana, for the purpose of hearing comments from the public on the Utility interest rates; and

**WHEREAS**, all persons appearing were given an opportunity to speak at the public hearing.

NOW, THEREFORE, BE IT RESOLVED by the Town Council (the "Council") of the Town as follows:

Section 1. Current Interest Charges. The Town does not currently charge an interest rate for late or delinquent payments on the monthly rate for Utilities (the "Utility Charge").

1.1. Interest Charges. The Town sends inhabitants and other persons served by the municipal utilities a bill for the monthly Utility Charge on the 10<sup>th</sup> of each month. Payment is due on or before the 15<sup>th</sup> of each month. If payment has not been received within sixty (60) days, the Town will charge interest at a rate of one point five percent (1.5%) per month until payment in full is made to the Town.

PASSED AND APPROVED BY THE TOWN COUNCIL AND SIGNED BY THE MAYOR OF THE TOWN OF WHITEHALL, THIS 9TH DAY OF JANUARY, 2017.

  
Dale Davis  
Mayor

ATTEST:

  
Summer Fellows  
Town Clerk