

## **RESOLUTION No 3614**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RED LODGE, MONTANA ESTABLISHING THE NORTH COMMUNITY ENTRANCE URBAN RENEWAL BOARD**

**WHEREAS**, on March 22, 2022, the Red Lodge City Council passed Ordinance No. 956, approving the North Community Entrance Urban Renewal District (NCE URD) and adopting the North Community Entrance Urban Renewal District Plan; and

**WHEREAS**, pursuant to *MCA Title 7, Chapter 15, Parts 42 and 43*, the City of Red Lodge is authorized to create and assign powers to an urban renewal board; and

**WHEREAS**, the City Council desires to assign and authorize an Urban Renewal Board as immediately as possible in accordance with the powers which may be exercised per *Title 7, Chapter 15, part 42, section 33, MCA*; and

**NOW THEREFORE**, the City Council of the City of Red Lodge, Montana, does resolve as follows:

#### **Section 1. Purpose and Intent**

City Council authorizes creation of the North Community Entrance Urban Renewal Board, an advisory board for the purpose of assisting with the administration and implementation of urban renewal, tax increment financing within the NCE URD and other URD districts that may be created.

#### **Section 2. Members; appointment and terms**

- A. Appointments to the North Community Entrance Urban Renewal Board shall be made by the Mayor of Red Lodge with advice and consent of City Council.
- B. The North Community Entrance Urban Renewal Board shall consist of at least five and not more than seven members with the initial terms as follows: one member appointed for one year, one for two years, two for three years, and the remainder for four years. Each appointment thereafter shall be for four years.
- C. Appointments to the Board shall include at least one member representing the Red Lodge School District. Business owners (or an employee) or property owners within the NCE URD and residents of Red Lodge with specific expertise or experience with tax increment financing, revenue generation, economic development, affordable housing or urban renewal shall be given preference for appointment.
- D. Each North Community Entrance Urban Renewal Board member shall hold office until the board member's successor has been appointed and has qualified.
- E. A Board member shall receive no compensation for their services, but may be entitled to authorized expenses, including travelling expenses, incurred in the discharge of the Board member's duties (if pre-approved by the City).
- F. A majority of members must reside or own real property within the City.
- G. A Board member may be removed for inefficiency, neglect of duty or misconduct in office as provided for by law.

#### **Section 3. Meetings; elections of officers; records; ethics**

- A. The Board shall hold meetings as it deems necessary to execute its powers.
- B. The Board shall adopt bylaws, and establish regular meeting times. The Board's bylaws must be approved by the City Council.
- C. All meetings of the Board are subject to the open meetings provisions of Montana law and

all proceedings of the Board shall be subject to the public records requirements of Montana law.

#### **Section 4. Powers of the North Community Entrance Urban Renewal Board**

(1) The North Community Entrance Urban Renewal Board may exercise any of the following urban renewal project powers:

- A. to formulate and coordinate a workable program as specified in **7-15-4209**;
- B. to prepare and recommend urban renewal plans, except that the local governing body shall approve the inclusion of a tax increment provision;
- C. to prepare recommended modifications to an urban renewal project plan;
- D. to undertake and carry out urban renewal projects as required by the local governing body;
- E. to recommend to the City contracts as specified in **7-15-4251**, **7-15-4254**, **7-15-4255**, and **7-15-4281**, with the exception of contracts for the purchase or sale of real or personal property;
- F. to disseminate blight clearance and urban renewal information;
- G. to recommend to the City contracts for services of urban renewal as prescribed by **7-15-4255**;
- H. as permitted and by confirmed appointment only, to enter any building or property in any urban renewal area in order to make surveys and appraisals in the manner specified in **7-15-4257**;
- I. to help prepare, create or review plans that improve, clear, or prepare for redevelopment any real or personal property in an urban renewal area;
- J. to recommend to the City acquisition or purchase of real or personal property as provided in **7-15-4258**;
- K. to effectuate the plans provided for in **7-15-4254** as approved by the City;
- L. to prepare for City approval, plans for carrying out a program of voluntary or compulsory repair and rehabilitation of buildings and improvements;
- M. to conduct appraisals, title searches, surveys, studies, and other preliminary plans and work necessary to prepare for the undertaking of urban renewal projects;
- N. to negotiate for the acquisition or exchange of land and propose to the City for approval;
- O. to study the closing, vacating, planning, or replanning of streets, roads, sidewalks, ways, or other places and to make recommendations with respect thereto;
- P. to organize, coordinate, and direct the administration of the provisions of this part and part 43;
- Q. to perform duties as directed by the local governing body to make the necessary arrangements for the exercise of the powers and performance of the duties and responsibilities entrusted to the local governing body.

(2) Any powers granted in this part or part 43 that are not included in subsection (1) as powers of the North Community Entrance Urban Renewal Board or a department or other officers of a municipality in lieu of the local governing body may only be exercised by the local governing body or other officers, boards, and commissions as provided under existing law.

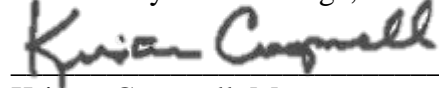
#### **Section 5. Annual reports**

The North Community Entrance Urban Renewal Board shall file with the City Council, on a date as determined by the City Clerk, a report of its activities for the preceding calendar year and shall publish notice of said report in compliance with MCA 7-15-4237.

#### **Section 6. Declaration of Immediate Effective Date; Sunset**

This resolution shall take effect immediately upon adoption by the Council and until terminated by the City Council.

PASSED and APPROVED by the Red Lodge City Council the 13th day of September 2022.  
For the City of Red Lodge, Montana:



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Kristen Cogswell, Mayor

Attest:



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Loni Hanson, City Clerk