

RESOLUTION NO. 2009-19

A RESOLUTION OF THE CITY OF REXBURG, IDAHO, FIXING THE TIME AND PLACE OF HEARING ON THE LOCAL IMPROVEMENT DISTRICT NO. 39 ASSESSMENT ROLL; PROVIDING FOR PUBLICATION AND MAILING OF NOTICE THEREOF; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Local Improvement District Number 39 ("L.I.D. No. 39") of the City of Rexburg (the "City") was created by Ordinance No. 1010 adopted by the City Council (the "Council") on July 16, 2008; and

WHEREAS, in accordance with Ordinance No. 1010, the improvements within L.I.D. No. 39 have been completed, and the City Engineer, as engineer for L.I.D. No. 39, has submitted a report showing in detail the total cost and expenses of the improvements, the dollar amount thereof payable from assessments, and a form of assessment roll showing the amount chargeable to each lot or parcel of property subject to assessment within L.I.D. No. 39.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF REXBURG, IDAHO, as follows:

Section 1: The form of assessment roll for L.I.D. No. 39 prepared by the City Engineer shall be filed in the office of the City Clerk, where it shall be available for public inspection during normal business hours.

Section 2: **Wednesday, the 20th day of January, 2010, at the hour of 8:15 pm**, at the regular meeting place of the Council, City Hall, 35 N 1st E, Rexburg, Idaho, is hereby fixed as the date, time, and place when and where the Council will meet in open session for the purpose of considering the City Engineer's report on the assessment roll and hearing any objections to the assessment roll by the owners of property within L.I.D. No. 39.

Section 3: The City Clerk shall give notice of the hearing specified in Section 2 above by publication of notice in the official newspaper of the City, once a week for two successive weeks, the first such publication being at least fifteen (15) days before the date fixed for hearing objections to the assessment roll. The City Clerk shall also, not less than fifteen (15) days before the date fixed for hearing objections to the assessment roll, mail notice of the hearing to each owner of property, if known, or his or her agent, if known, within the limits of L.I.D. No. 39, addressed to such person at his or her post office address, if known, or, if unknown, to the main post office in the City of Rexburg, Idaho. The mailed notice shall state the amount of the individual assessment as shown on the preliminary assessment roll.

Section 4: The owner or owners of any property which is assessed in said assessment roll, whether named in said assessment roll or not, may, within the time specified in the notice before the date and time fixed for the hearing, file with the City Clerk his or her objections in writing to said assessment.

Section 5: This resolution shall take effect and be in force from and after its passage and approval.

DATED this 2nd day of December 2009.

CITY OF REXBURG
Madison County, Idaho

By _____
Mayor Richard Woodland

ATTEST:

City Clerk Blair Kay