

CERTIFICATE
ESTABLISHING THE PROPOSED PLAN OF GOVERNMENT
FOR
THE TOWN OF CUT BANK

If adopted by the voters, the government of the town of Cut Bank shall be organized under the following provisions of Section 47A-3-203: Revised Codes of Montana, 1947. Commission-executive form.

- (1)
- (2)
- (3) (a) (11)
- (3) (b) (111)
- (3) (c) (11)
- (3) (d) (11)
- (3) (e) (11)
- (3) (f) (11)
- (3) (g) (11)
- (3) (h) (11)
- (3) (i) (1)
- (3) (j) (111)
- (3) (k) (11)
- (3) (l) (11)
- (3) (m)
- (4) (a)

47A-3-203. Commission-executive form.

(1) The commission-executive form (which may be called the "council-executive," the "council-mayor," or the "commission-mayor" form) consists of an elected executive (who may be referred to as the "mayor") who is elected at large.

(2) The executive shall:

- (a) enforce laws, ordinances, and resolutions;
- (b) perform duties required of him by law, ordinance, or resolution;
- (c) administer affairs of the local government;
- (d) carry out policies established by the commission;
- (e) recommend measures to the commission;

(f) report to the commission on the affairs and financial condition of the local government;

(g) execute bonds, notes, contracts, and written obligations of the commission, subject to the approval of the commission;

(h) report to the commission as the commission may require;

(i) execute the budget adopted by the commission;

(k) appoint, with the consent of the commission, all members of boards; except, the executive may appoint without the consent of the commission temporary advisory committees established by the executive.

(3) The plan of government shall further define the structural characteristics of the form by including the items listed below:

(a) The executive may appoint one or more administrative assistants to assist in the supervision and operation of the local government. Such administrative assistants shall be answerable solely to the executive.

(b) The executive may appoint, with the consent of a majority of the commission, all department heads. The executive may remove department heads and may appoint and remove all other department employees.

(c) The executive may veto ordinances and resolutions subject to override by a two-thirds vote of the commission.

(d) The executive may prepare the budget in consultation with the commission and department heads.

(e) The executive may exercise control and supervision of all departments and boards to the degree authorized by ordinance of the commission.

(f) A financial officer (who may be called the "treasurer") shall be elected.

(g) The commission shall be elected by districts in which candidates must reside and which are apportioned by population.

(h) Local government elections shall be conducted on a non-partisan basis as provided in this title.

(i) The commission shall have a chairman who shall be elected by the members of the commission from their own number for a term established by ordinance.

(j) The presiding officer of the commission shall be the executive who shall decide all tie votes of the commission, but shall have no other vote. The chairman of the commission shall preside if the executive is absent.

(k) Commission members shall be elected for overlapping terms of office.

(l) The size of the commission shall be four members, two to be elected from each of two districts, and community councils to advise commissioners may be authorized by ordinance.

(m) The term of office of elected officials shall be four years.

(n) The plan of government shall authorize general government powers.

We, the Study Commissioners of the town of Cut Bank do certify that this is the proposed Plan of Government as established by Section 47A-3-203, R.C.M. 1947

In testimony whereof, we set our hands.

Done at Cut Bank This 20th day of July 1976.

Ford Hughes

Marvin Anderson

Richard A. Hillberg

S E A L

ATTEST:

[Signature]
MUNICIPAL CLERK OF CUT BANK