

CERTIFICATE  
ESTABLISHING THE PROPOSED FORM OF GOVERNMENT  
FOR  
THE CITY OF GLENDIVE, MONTANA

If adopted by the voters, the government of the City of Glendive shall be organized under the following provisions of Section 47A-3-204: Revised Codes of Montana, 1947. Council-Manager form.

- (1)
- (2)
- (3)
- (4)
- (5)
- (6) (a) (iii)
- (6) (b) (iv)
- (6) (c) (ii)
- (6) (d) (ii)
- (6) (e) (i)
- (6) (f) (ii)
- (6) (g)
- (7) (a)

47A-3-204, Council-manager form.

(1) The Council-manager form consists of an elected council and a manager appointed by the council who shall be the chief administrative officer of the local government. The manager shall be responsible to the council for the administration of all local government affairs placed in his charge by law, ordinance, or resolution.

(2) The manager shall be appointed by the council for an indefinite term on the basis of merit only, and removed only by a majority vote of the whole number of the council.

(3) The manager shall:

- (a) enforce laws, ordinances, and resolutions;
- (b) perform the duties required of him by law, ordinance or resolution;
- (c) administer the affairs of the local government;
- (d) direct, supervise, and administer all departments, agencies, and offices of the local government unit except as otherwise provided by law or ordinance;
- (e) carry out policies established by the council;
- (f) prepare the council agenda;
- (g) recommend measures to the council;

(h) report to the council on the affairs and financial condition of the local government;

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

- (j) report to the council as the council may require
  - (k) attend council meetings and may take part in the discussion, but he may not vote;
  - (l) prepare and present the budget to the council for its approval and execute the budget adopted by the council;
  - (m) appoint, suspend, and remove all employees of the local government except as otherwise provided by law or ordinance. Employees appointed by the manager and his subordinates shall be administratively responsible to the manager;
  - (n) appoint members of temporary advisory committees established by the manager.
- (4) Neither the council nor any of its members may dictate the appointment or removal of any employee whom the manager or any of his subordinates are empowered to appoint.
- (5) Except for the purpose of inquiry or investigation under this title, the council or its members shall deal with local government employees who are subject to the direction and supervision of the manager solely through the manager and neither the council nor its members may give orders to any such employees, either publicly or privately.
- (6) The plan of government submitted to the qualified electors shall further define the structural characteristics of the form by including the items listed below:
- (a) All members of boards, other than temporary advisory committees established by the manager, shall be appointed by the council;
  - (b) The council shall be nominated and elected by a combination of districts in which candidates must reside and which are apportioned by population; and at large. Two (2) council members shall be elected from each of four (4) wards, and one (1) council member, who shall be the chairman, shall be elected at large;
  - (c) Local government elections shall be conducted on a non-partisan basis as provided in this title;
  - (d) The chairman of the council shall be elected by the qualified electors for a term of office;
  - (e) Council members shall be elected for overlapping terms of office;
  - (f) The size of the council shall be nine (9) members two (2) to be elected from each of four (4) districts, and one to be elected at large. Community councils to advise council members may be authorized by ordinance.
  - (g) The term of office shall be four (4) years overlapping term.
  - (h) To establish overlapping terms at the first election held in 1977, councilmen with largest number of votes on each ward will serve four (4) years; councilmen with lesser amount of votes will serve two (2) years. Thereafter all councilmen will be elected for four (4) years.
- (7) The plan of government shall authorize general government powers.

(SEAL)

WE, the Study Commissioners of the City of Glendive, Montana do hereby certify that this is the proposed plan of government as established by Section 47A-3-204: Revised Codes of Montana, 1947.

In testimony whereof, we set our hands.

DONE AT \_\_\_\_\_

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 1976.

ATTEST: \_\_\_\_\_  
\_\_\_\_\_, Montana

*Robert B. Sarver*  
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Robert B. Sarver

*Virginia Egli*  
\_\_\_\_\_  
Virginia Egli

*J. M. Garcia*  
\_\_\_\_\_  
Jack Garcia

*Patricia Moline*  
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Patricia Moline

*Howard Hodonis* Howard Hodonis  
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Local Government Study Commissioners