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BOARD OF COUNTY COMMISSIONERS

LINCOLN COUNTY

DISTRICT NO. 1, LIBBY  
JIM R. MOREY

DISTRICT NO. 2, TROY  
R. W. LINDSEY

DISTRICT NO. 3, EUREKA  
LEO K. COLLAR

CLERK OF THE BOARD AND COUNTY RECORDER, ELEANOR L. VAUGHN

November 9, 1976

City of Libby  
P.O. Box 2  
Libby, Montana 59923

Gentlemen:

I, Eleanor L. Vaughn, duly elected, qualified and acting Clerk & Recorder in and for Lincoln County, Montana hereby certify that the official canvass of the City of Libby Study Commission election was conducted by the Board of Lincoln County Commissioners on November 4, 1976 with the following results:

City of Libby

For the disincorporation of Libby	309
Against the disincorporation of Libby and for the retention of the present form of government.	997

In Witness Whereof I have hereunto set my hand and the seal of Lincoln County, Montana this 9th day of November, 1976.

*Eleanor L. Vaughn*  
Eleanor L. Vaughn, Clerk & Recorder  
Lincoln County, Libby, Montana

CERTIFICATE  
ESTABLISHING THE RATIFIED PLAN OF  
GOVERNMENT FOR LIBBY

**RECEIVED**  
MAR 2 1977  
MCA-LOCAL GOVERNMENT SERVICES  
HELENA

As ratified by the voters on November 4, 1976 the government of Libby shall be organized under the following provisions of Section 47A-3-203, R.C.M. 1947, as amended.

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

These sections establish the following form of government which shall be called the MAYOR-COUNCIL 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 commission (which may be referred to as the "council") and one 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) attend commission meetings and may take part in discussions;
  - (j) 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) (a) (ii) The executive may appoint one or more administrative assistants to assist him in the supervision and operation of the local government. Such administrative assistants shall be answerable solely to the executive.

(3) (b) (iii) 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.

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

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

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

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

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

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

(3) (i) (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.

(3) (j) (iii) 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.

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

(3) (l) (ii) The size of the commission shall be a number not less than three (3); and community councils to advise the commissioners may be authorized by ordinance.

(3) (m) The term of office of elected officials shall be four (4) years.

(4) (a) The plan of government shall determine the power of local government by authorizing general government powers.

I, Marvin C. Sather, Chairman of the Libby Local Government Study Commission, do hereby certify that this is the Plan of Government as ratified by the voters.

In testimony whereof, I set my hand this 28 day of February, 1977, at Libby, Montana.

Marvin C. Sather  
Chairman

(S E A L)

ATTEST:

Delores Annack  
City Clerk