

ORDINANCE No. 258

AN ORDINANCE CREATING IN CONJUNCTION WITH LAKE COUNTY, MONTANA, THE POLSON, MONTANA CITY -COUNTY PLANNING BOARD; FIXING THE NUMBER OF MEMBERS CONSTITUTING SUCH BOARD; THE METHOD OF APPOINTMENT OF SUCH MEMBERS; THEIR QUALIFICATIONS AND THE TERMS OF OFFICE; DEFINING THE POWERS OF SUCH BOARD; PROVIDING FOR THE SUBMISSION OF AN ANNUAL BUDGET TO THE CITY COUNCIL AND THE BOARD OF COUNTY COMMISSIONERS OF LAKE COUNTY, MONTANA; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF POLSON, MONTANA:

Section 1. CREATION OF THE BOARD: There is hereby created a combined City and County Planning Board pursuant to and under the provisions of Chapter 38 of the Revised Codes of Montana, 1947, to be designated and known as the Polson, Montana City-County Planning Board.

Section 2. BOARD MEMBERSHIP: Said Board shall consist of nine (9) members, all of whom shall be qualified electors of Lake County, Montana and shall be freeholders therein. Two of such members shall be "official members" to be appointed by the Board of County Commissioners who shall be employed by or hold public office in Lake County. Two of such members shall be "official members" who shall be appointed by the City Council of the City of Polson and who shall be employed by or hold public office in the City of Polson. Three of such members shall be "Citizen Members" who shall be appointed by the Board of County Commissioners of Lake County and who shall reside in the area, if any, outside the City Limits of Polson, over which the Planning Board has Jurisdiction. Two of such members shall be "citizen members" who shall be appointed by the Mayor of the City of Polson.

Section 3. TERM OF OFFICE: Terms of the members who are officers of the City of Polson and the county of lake shall be coextensive with their respective terms of office to which they have been elected or appointed. The terms of office of the other members shall be four years, except for the terms of the first members appointed which may be fixed by agreement and rule of the Board for any period of time from one to four years in order to provide for staggered terms with a minimum number of terms expiring in any single year, provided, however, that any citizen appointed may be removed from office by a majority vote of the governing body of the governmental unit represented by such appointee. Nothing herein contained shall prevent the re-appointment of a member whose term has expired.

Section 4. VACANCIES; Vacancies occurring in citizen members on the Board at the end of the term shall be filled alternately by the Mayor and the Board of County Commissioners commencing with the Mayor. Vacancies occurring on the Board of official members, and by the death or resignation of citizen members, shall be filled by the governing bodies having appointed them for the unexpired term. Absence from three (3) consecutive regular meetings of the Board shall constitute a resignation from the Board and upon the request of the president such vacancy shall be immediately filled as set forth above.

SECTION 5. QUALIFICATIONS OF CITIZEN MEMBERS: The citizen members shall be qualified by knowledge and experience in matters relating to the development of the City and County.

SECTION 6. MEETINGS: The Board shall fix the time for holding regular meetings but it shall meet at least once each month during each year.

SECTION 7. OFFICERS: As soon as practicable after their appointment the Board shall meet and organize by electing a President, and a Vice-President.

SECTION 8. BUDGET: At the proper time as required by law the Board shall submit to the County and the City a budget of its requirements for the fiscal year, which said budget shall be approved by the Board of County Commissioners and the Council of the City. In case of a disagreement between the said County and City, as to the budget submitted, the same shall be submitted to a committee composed of the Board of County Commissioners and three members of the Council of the City, who shall then make such recommendations to their respective governmental units as may be agreed upon.

SECTION 9. EXPENSES, PAYMENT, STATEMENT: All expenses of the Board shall be contributed to by the county and the city in such proportions as may be agreed upon by the Council of the City and the Board of County Commissioners, but any funds so appropriated by the County shall be paid to the City Treasurer who shall disburse the same as City's funds. All receipts of said Board shall be paid to the City and County in the proportions so agreed upon. The City shall not less than once every three months

submit to the County a detailed and itemized statement of receipts and disbursements and all unexpended unpaid balances.

SECTION 10. POWERS: The Polson, Montana City-County Planning Board shall possess and have all the powers and authority granted by the provisions of Chapter 38, of the Revised Codes of Montana, 1947, and shall perform all the duties required thereunder.

SECTION 11. REPEALING CLAUSE: All Ordinances and parts of Ordinances in conflict herewith of the City of Polson are hereby repealed.

PASSED this 15th day of June, 1959, by the City Council of Polson, Montana, and approved by the Mayor of the Said City this 15 day of June, 1959.

(S) Earl D. Coriell
Mayor

ATTEST:

(S) Lyle C. Nelson
City Clerk

(SEAL OF THE CITY)

CERTIFICATE OF POSTING

STATE OF MONTANA)
County of Lake) SS
City of Polson)

I, Lyle C. Nelson, City Clerk of the City of Polson, do hereby certify that on the 16th. day of June, 1959, I posted a copy of the foregoing Ordinance in my office and that the same remained so posted for a period of five days thereafter, and that the foregoing record is a true copy of the Ordinance as passed by the Council

Witness my hand this 24th day of June, 1959

Lyle C. Nelson
Lyle C. Nelson, City Clerk

ORDINANCE NO. 259

AN ORDINANCE FIXING THE AMOUNT OF BONDS OF PLUMBERS AND AMENDING SECTION 436 OF ORDINANCE NUMBER 191 OF REVISED ORDINANCES OF THE CITY OF POLSON, MONTANA.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF POLSON, MONTANA:

That Section Number 436 of Ordinance Number 191, be, and the same is hereby amended to read as follows:

Section 436. BOND OF PLUMBERS. Upon the favorable report for granting and license, either for plumbing, heating and ventilation, drain laying or sewer construction or the running of water pipes for household water supply either from street mains or any of their connections, to any person, firm or corporation, he or they shall, before obtaining such license, file with the City Clerk a bond in the sum of Two Thousand Dollars (\$2000.00) conditioned for the protection of the City of Polson against all loss or damage which may occur through any carelessness or negligence of such person, firm or corporation, or his or their employees. Said bond to be of form approved by the City Attorney and signed by two or more good and sufficient sureties to be approved by the City Council, or a surety company authorized to do business in the State of Montana. At the time of receiving a license, that party shall pay for the same the sum of Three Dollars (\$3.00) per quarter, payable in advance.

This ordinance shall be in full force and effect from and after the first day of January, 1960.

PASSED by the City Council of the City of Polson, Montana, this 6th day of July, 1959.