

CERTIFICATE

ESTABLISHING THE PROPOSED PLAN OF GOVERNMENT

FOR

CITY OF HARDIN

Upon approval of the majority of voters the government of City of Hardin shall be organized under the following provisions of Section 47A-3-204- R.C.M. 1947.

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

These sections establish the following form of government which shall be called the COMMISSION-MANAGER FORM.

(1) The commission-manager form (which may be called the "council-manager" form") consists of an elected commission (which may be called the "council") and a manager appointed by the commission who shall be the chief administrative officer of the local government. The manager shall be responsible to the commission 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 commission for an indefinite term on the basis of merit only, and removed only by a majority vote of the whole number of the commission.

(3) The manager shall:

(a) enforce laws, ordinances and resolutions.

(b) perform the duties required by 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 ordinances.

(e) carry out policies established by the commission.

(f) prepare the commission agenda.

(g) recommend measures to the commission.

(h) report to the commission on the affairs and financial condition of the local government.

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

(j) report to the commission as the commission may require.

(k) Attend commission meetings and may take part in the discussion, but he may not vote.

(l) prepare and present the budget to the commission for its approval and execute the budget adopted by the commission.

(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.

Page 2: Certificate of Proposed Plan of Government.

(4) Neither the commission 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 commission or its members shall deal with the local government employees who are subject to the direction and supervision of the manager, solely through the manager, and neither the commission nor its members may give orders to any such employee, 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 one item from each of the choices listed below:

(a) All members of boards other than temporary advisory committees established by the manager, shall be appointed by:

(i) the manager with the consent of the commission.

(b) The commission shall be:

(i) elected at large.

(c) Local government elections shall be conducted on a:

(ii) non-partisan basis as provided in this title.

(d) The chairman of the commission shall be:

(i) elected by the members of the commission from their own number for a term established by ordinance.

(e) Commission members shall be elected for:

(i) concurrent terms.

(f) The size of the commission, shall be five (5) members.

(g) The terms of office of elected officials shall be two (2) years.

(7) The plan of government submitted to the qualified electors shall determine the powers of the local government unit by authorizing:

(b) self-government powers.

We, the Study Commissioners of the City of Hardin, do hereby certify that this is the Proposed Plan of Government approved by the Study Commissioners of the City of Hardin.

In testimony whereof, we set our hands.

Done at Hardin this 15th day of April, 1976.

ATTEST: [Signature]

[Signature]
Dorcas Halverson

[Signature]
Clarence Belue

[Signature]
Marion Carper