

**RESOLUTION 4-2004**

**Resolution to Include the Question of the Establishment of a Local Government Study Commission on the Primary Election Ballot and Provide Funding**

WHEREAS, the Montana Constitution, Article XI, Section 9, specifies that "The Legislature shall require an election in each local government to determine whether a local government will undertake a review procedure once every ten years after the first election", and

WHEREAS, there will be an election on the primary election date in 2004 on the question of conducting a local government review and establishing a study commission; and

WHEREAS, the Montana Code Annotated states in 7-3-177(1), that "the study commission shall consist of an odd number of not less than three members unless the local governing body by resolution declares a larger number shall be elected"; and

WHEREAS, MCA 7-3-184, states "each local government under study may appropriate an amount necessary to fund the study;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Madison County, that the study commission, if authorized, shall consist of 5 elected members to be chosen in the November General Election, plus an ex-officio non-voting member of the governing body or an elected official or employee of the local governing body to be named by the Board of County Commissioners prior to the organization of the study commission;

BE IT FURTHER RESOLVED that the Board of County Commissioners, if the question is approved, will levy up to 1 mill in FY 05 (tax year 2004) and FY 06 (tax year 2005) for purposes of funding the study.

BE IT FURTHER RESOLVED that there shall be placed on said June 2004 Primary Election Ballot the question in the following form:

[] FOR the review of government of Madison County, the establishment of a local government study commission consisting of 5 members funded by a levy, for each fiscal year the study commission is in existence, of up to 1 mill in excess of all other mill levies authorized by law for the support of the study commission and it's examination of the government of Madison County and recommendations thereon. Residences valued at \$100,000 and \$200,000 would be assessed approximately \$3.30 and \$6.60, respectively, in additional property taxes in each tax year.

[] AGAINST the review of government of Madison County, the establishment of a local government study commission consisting of 5 members funded by a levy, for each fiscal year the study commission is in existence, of up to 1 mill in excess of all other mill levies authorized by law for the support of the study commission and it's examination of the government of Madison County and recommendations thereon. Residences valued at \$100,000 and \$200,000 would be assessed approximately \$3.30 and \$6.60, respectively, in additional property taxes in each tax year.

This resolution having been considered at a public meeting on the 2<sup>nd</sup> day of March, 2004 and approved by the Madison County Commissioners is adopted effective immediately.

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C. TED COFFMAN

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DAVID SCHULZ

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FRANK NELSON  
BOARD OF MADISON COUNTY COMMISSIONERS

ATTEST: \_\_\_\_\_  
Peggy Kaatz, Clerk & Recorder