

# RESOLUTION 7-14

## A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WHITEHALL, MONTANA ADOPTING THE FINAL BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2014 AND ENDING JUNE 30<sup>TH</sup>, 2015

**BE IT RESOLVED** by the Town Council of the Town of Whitehall, Montana, County of Jefferson, State of Montana, that the Town Council approves the FY 2015 final general fund budget in the amount of \$430,226.00 (Four Hundred Thirty Thousand, Two Hundred Twenty Six dollars and no cents).


**BE IT FURTHER RESOLVED** that the Whitehall Town Council hereby approves the FY 2013 fee based budgets for the Water, Sewer, Solid Waste, Ambulance and Pool Funds in the amount of \$683,779 (Six Hundred Eighty Three Thousand, Seven Hundred Seventy Nine dollars and no cents) and, under MCA 7-6-4012, hereby authorizes adjustments to the appropriations of the fee based budgets as determined by the Council throughout the year.

**BE IT FURTHER RESOLVED** that the Whitehall Town Council hereby approves the following budget appropriations for the fiscal year beginning July 1, 2014 and ending June 30, 2015

1000	General	\$430,226
2210	Pool Gate Account	\$25,050
2211	Pool Assessments	\$31,000
2250	Community Development Board	\$2,376
2701	Tree Trust	\$5,369
2702	Facility Use Trust	\$10,032
2820	Gas Tax	\$55,000
5210	Water Utility	\$152,065
5310	Sewer Utility	\$218,504
5410	Solid Waste	\$80,610
5510	Ambulance Enterprise	\$150,580
7050	Ambulance Trust	\$38,891
8010	Cemetery Perpetual Care	\$5,600

PASSED AND APPROVED THIS 8th DAY OF SEPTEMBER, 2014.

AYES: \_\_\_\_\_ NAYES: \_\_\_\_\_ ABSENT: \_\_\_\_\_

 \_\_\_\_\_, \_\_\_\_\_  
Mayor Dale Davis Date

 \_\_\_\_\_, \_\_\_\_\_  
Clerk/Treasurer Summer Fellows Date





RESOLUTION 4 - 14

RESOLUTION FORMALLY ESTABLISHING A CAPITAL IMPROVEMENT FUND

WHEREAS, the Town of Whitehall ("the Town"), currently has funds in its General Fund which exceed state law limits; and

WHEREAS, the Town desires to use such funds to create a Capital Improvement Fund to segregate any excess funds and to create a reserve fund for making capital improvements to its streets, alleys and sidewalks;

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Town of Whitehall will formally create a Capital Improvement Fund with the intent of accumulating a balance to be spent on capital improvements to the Town's streets, alleys and sidewalks;

BE IT FURTHER RESOLVED that the Mayor or Town Clerk is directed to transfer One Hundred and Seventy Thousand Dollars (\$170,000.00) from the Town's General Fund into a separate account to be designated as the Capital Improvement Fund;

BE IT FURTHER RESOLVED that expenditures from the Capital Improvement Fund will only be made with the approval of the Town;

BE IT FURTHER RESOLVED that, depending upon the rate of depletion of the Capital Improvement Fund, the Town may subsequently direct the Clerk to invest a percentage of the Capital Improvement Fund for future growth.

PASSED AND APPROVED THIS 10<sup>th</sup> Day of ~~May~~<sup>February</sup>, 2014.

Resolution was approved @ February Council Mtg  
Not received from Attorney until 1 May. Money transferred in May.  
(RAP)

AYES: 6 NAYES: 0 ABSENT: 0

Dale Davis, 5-21-2014  
Mayor DALE DAVIS Date

Rose Ann Palakovich, 05-20-2014  
Clerk ROSE ANN PALAKOVICH Date

**RESOLUTION APPROVING AND ADOPTING THE  
MONTANA MUNICIPAL INTERLOCAL AUTHORITY  
REVISED AND RESTATED WORKERS' COMPENSATION  
PROGRAM AGREEMENT**

**Dated July 1, 2014**

WHEREAS, the City/Town of Whitehall is duly organized under the laws of the State of Montana; and

WHEREAS, Article XI, Section 7 of the Montana Constitution provides that a political subdivision may a) cooperate in the exercise of any function, power, or responsibility with, b) share the services of any officer or facilities with, and c) transfer or delegate any function, power responsibility, or duty of any officer to one or more other local government units, the state or the United States; and

WHEREAS, Mont. Code Ann. Title 7, Chapter 11, Part 1, (the Interlocal Cooperation Act) authorizes political subdivisions to create interlocal agreements to jointly perform any undertaking that each such political subdivision unit is authorized by law to perform; and

WHEREAS, Mont. Code Ann. 2-9-211, authorizes political subdivisions of the State to procure insurance separately or jointly with other subdivisions, and to use a deductible or self-insurance plan, wholly or in part; and

WHEREAS, Mont. Code Ann. 39-71-403, authorizes public corporations, which term includes cities and towns, to self-insure, either separately or jointly with other public corporations for workers' compensation coverage;

WHEREAS, the Montana Municipal Interlocal Authority (Authority) is an Interlocal entity established pursuant to an Interlocal Cooperation Agreement in accordance with the provisions of the Interlocal Cooperation Act for the purpose of providing pooled risk coverage programs for the Member Entity and other political subdivisions executing the Interlocal Agreement; and

WHEREAS, the Authority is authorized to exercise necessary powers to implement the purposes of the Authority as established by the Interlocal Agreement;

WHEREAS, by executing this REVISED AND RESTATED WORKERS' COMPENSATION PROGRAM AGREEMENT, the Member Entity signatory hereto has heretofore determined and does hereby confirm that the Assessments and other charges required by the Workers' Compensation Program have been and are just and reasonable and advantageous to the public benefit of the citizens of such Member Entity; and,

RESOLUTION 3-14

NOW THEREFORE, BE IT RESOLVED THAT the City/Town of Whitehall hereby approves and adopts this REVISED AND RESTATED WORKERS' COMPENSATION PROGRAM AGREEMENT with a delayed effective date of July 1, 2014.

Adopted this 9<sup>TH</sup> day of APRIL 2014.

By THE WHITEHALL TOWN COUNCIL

Its GOVERNING BODY

ATTEST:

Rose Ann Palakovich  
City Clerk

**RESOLUTION 2 - 14**

**AMENDING RESOLUTION 12-13 WHICH RESOLUTION CREATED  
THE WHITEHALL RECREATIONAL COMPLEX BOARD**

WHEREAS, the Town of Whitehall (“the Town”), by resolution dated August 12, 2013, (“Resolution 12-13”) reorganized the Facility Use Board into the Whitehall Recreational Complex Board to be made up of representatives from various community clubs and/or organizations in order to promote the use and management of the Whitehall Recreational Complex; and

WHEREAS, the Resolution creating the Whitehall Recreational Complex Board set forth the manner in which Board members would be nominated and/or selected and further set forth the power and authority of the Board and its members; and

WHEREAS, in the initial Resolution the Town set forth that the Whitehall Recreational Board would include one Member from the Town Council to act as a liaison between the Town and the Board (hereinafter “Town Council Member”); and

WHEREAS, in the initial Resolution, the Town Council Member was designated as the only non-voting member on the Board; and

WHEREAS, the Town Council has recently decided that each of the Board Members should have a vote on Board matters; and

WHEREAS, the Board’s Bylaws and Rules (created via Resolution 12-13) do not preclude amendment by Town Council to the same; and

WHEREAS, the Town Council by unanimous vote moved to amend Resolution 12-13 to provide that the Town Council Member shall be a voting member of the Board,



NOW THEREFORE BE IT RESOLVED by the Governing Body of the Town of Whitehall that Resolution 12-13 shall be amended to provide that the Town Council Member to the Recreational Complex Board be a voting member from and after this Resolution.

BE IT FURTHER RESOLVED that the Town Clerk shall provide notice of this change to the Recreational Complex Board for its records.

PASSED AND APPROVED THIS 10<sup>th</sup> Day of March, 2014.

AYES: 5                      NAYES: 0                      ABSENT: 1

DALE DAVIS, 4-04-14  
Mayor DALE DAVIS                      Date

ROSE ANN PALAKOVICH, 04-03-14  
Clerk ROSE ANN PALAKOVICH                      Date

**RESOLUTION NO. 01-14**

**A RESOLUTION OF THE TOWN COUNCIL OF WHITEHALL, MONTANA, CALLING FOR AN ELECTION ON THE QUESTION OF CONDUCTING A LOCAL GOVERNMENT REVIEW AND ESTABLISHING A STUDY COMMISSION TO DO SO.**

**WHEREAS**, Section 9, Article XI of the Constitution of the State of Montana requires that each unit of local government shall conduct an election once every ten years to determine whether the local government will undertake a local government review procedure; and

**WHEREAS**, 7-3-173(2) M.C.A. requires that the governing body shall call for an election, to be held on the primary election date, on the question of conducting a local government review and establishing a study commission; and

**WHEREAS**, the Whitehall Town Council is the governing body of the Town of Whitehall

**NOW THEREFORE BE IT RESOLVED THAT:**


1. The Town Council of Whitehall hereby calls for an election on the question of conducting a local government review and electing a study commission to be held at the primary election on June 3, 2014.
2. If the voters decide in favor of conducting a local government review, a study commission comprised of three members shall be elected at the general election of November 4, 2014.
3. Pursuant to 7-3-175, M.C.A. the question of conducting a local government review shall be submitted to the electors in substantially the following form:

Vote for one:

**FOR** the review of the government of the Town of Whitehall and the establishment and funding, not to exceed \$17,000.00, of a local government study commission consisting of 3 members to examine the government of the Town of Whitehall and submit recommendations on the government.

**AGAINST** the review of the government of the Town of Whitehall and the establishment and funding, not to exceed \$17,000.00, of a local government study commission consisting of 3 members to examine the government of the Town of Whitehall and submit recommendations on the government.

Passed and adopted by the Town Council of the Town of Whitehall, Montana meeting at regular session held on the 10<sup>th</sup> day of February, 2014.

  
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Dale Davis, Mayor

**ATTEST:**



Rose Ann Palakovich, Town Clerk