

ITEM 9

ORDINANCE NO. 1142

AN ORDINANCE OF THE CITY OF BOZEMAN, MONTANA,
AMENDING THE NATURE OF THE COMMISSION-MANAGER FORM
OF GOVERNMENT BY ADOPTING SELF-GOVERNMENT POWERS;
PROVIDE FOR SUBMITTING THE QUESTION OF AMENDMENT
TO THE ELECTORS; AND PROVIDE FOR AN EFFECTIVE
DATE.

P R E A M B L E

The purpose of this ordinance is to amend the existing Commission-Manager form of government with general government powers to a Commission-Manager form of government with self-government powers under Sections 7-3-101 and 7-3-302(2), M.C.A. 1981.

WHEREAS, Article XI, Section 6 of the Montana Constitution provides that a local government unit with self-government powers may exercise any power not prohibited by the Constitution, law or charter. These powers include, but are not limited to the powers granted to general power governments.

WHEREAS, a local government with self-government powers may provide any services or perform any functions not expressly prohibited by Montana Constitution or state law. Those services and functions include but are not limited to those services and functions which general power government units are authorized to provide or perform.

WHEREAS, self-government powers will better enable the City to act in its own best interest by giving it more flexibility to respond to local situations.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF BOZEMAN, MONTANA:

Section 1

That the nature of the Commission-Manager form of government in the City of Bozeman, Montana, is hereby amended to enact self-government powers.

Section 2

That this ordinance shall be submitted to the electors of the City of Bozeman, Montana, for ratification at the November 8, 1983 general election for election of municipal officials.

Section 3

That this ordinance shall be in full force and effect from and after thirty (30) days after its ratification by the electors.

PROVISIONALLY PASSED AND ADOPTED at the regular meeting of the City Commission of the City of Bozeman held on this _____ day of August, 1983.

Mayor

ATTEST:

Clerk of the City Commission

FINALLY PASSED AND ADOPTED at the regular meeting of the City Commission of the City of Bozeman held on this _____ day of September, 1983.

Mayor

ATTEST:

Clerk of the City Commission

APPROVED AS TO FORM
-MC-5 8/24/83
City Attorney

PROPOSED STATEMENT OF IMPLICATION

FOR THE SELF-GOVERNMENT POWERS ORDINANCE

FOR

Adoption of an amendment to the commission-manager form of government establishing self-government powers for the City of Bozeman.

FOR

The commission-manager form of government with general government powers for the City of Bozeman.
(The existing form of government.)