

ORDINANCES
MILES CITY, MONTANA

ORDINANCE NO. 1226

AN ORDINANCE CREATING SECTION 2-89, AMENDING SECTION 2-128 AND 2-177 AND REPEALING SECTION 2-175 OF THE CODE OF ORDINANCES OF THE CITY OF MILES CITY, MONTANA TO CONFORM TO CHANGES IN MONTANA STATUTE.

BE IT ORDAINED by the City Council of the City of Miles City, Montana as follows:

Section 1. Section 2-89 of the Code of Ordinances of the City of Miles City, Montana is created to read as follows:

Sec. 2-89. Oath of Office

All elected and appointed municipal officers shall take the oath of office prescribed in Article III, Section 3 of the Montana Constitution and the oath shall be filed as prescribed in Montana law.

Section 2. Section 2-128 of the Code of Ordinances of the City of Miles City, Montana is amended to read as follows:

“Sec. 2-128. Bond; surrender of records to successor.

Before entering upon the duties of the office and within ten days after receiving notice of appointment to the office, the city clerk (ex officio city collector) shall become eligible for the office by qualifying for and executing to the city, subject to the approval of the city council, a bond in a sum reasonably commensurate to the financial duties of the office, conditioned on the faithful and proper performance of the duties of the office of city clerk and ex officio city collector. So long as the City maintains insurance coverage which expressly includes coverage of theft or other defalcation of city funds by the city clerk, such bond shall not be required. The city clerk shall deliver over in proper form to a successor in office all records, documents, papers and other things pertaining to the office and which belong to the city. Such bond, if required, shall be filed with the city treasurer.”

Section 3. Section 2-175 of the Code of Ordinances of the City of Miles City, Montana is repealed.

Section 3. Section 2-177 of the Code of Ordinances of the City of Miles City, Montana is amended to read as follows:

“Sec. 2-177. Bond; delivery of city moneys; surrender of records to successor.

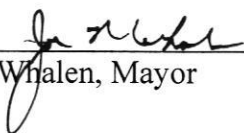
Before entering upon the duties of the office, the city treasurer shall execute to the city, subject to the approval of the city council, a bond in a sum reasonably commensurate to the financial duties of the office, conditioned on the faithful and proper performance of the duties of the office of city treasurer. So long as the City maintains insurance coverage which expressly includes coverage of theft or other defalcation of city funds by the city treasurer, such bond shall not be required. The treasurer shall pay over and render a full and true account, whenever required by the city council, mayor or other authorized person, of all money received

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by the office of city treasurer and belonging to the city; and shall deliver over to a successor in office or other authorized person all money, books, papers and other things pertaining to the office and which belong to the city. Such bond, if required, shall be filed with the city clerk. If the bond furnished as provided in this section is a surety bond, the premium on the bond shall be a proper charge against the city."


Section 4. This amendment shall become effective thirty (30) days after its final passage.

Said ordinance read and put on its passage this 26th day of July, 2011.



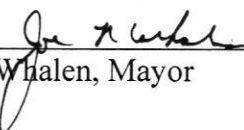
Joe Whalen, Mayor

ATTEST:



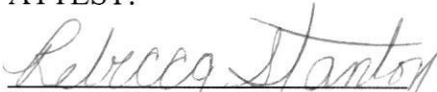
Rebecca Stanton, City Clerk

**FINALLY PASSED AND ADOPTED BY THE AFFIRMATIVE VOTE OF
A MAJORITY OF THE MEMBERS OF THE CITY COUNCIL OF THE
CITY OF MILES CITY THIS 23RD DAY OF AUGUST, 2011.**



Joe Whalen, Mayor

ATTEST:



Rebecca Stanton, City Clerk

Affidavit of Publication

STATE OF MONTANA }
County of Custer } ss.

Mary Halvorson, being duly sworn on her oath,
says that she has been the principal clerk of the
printer of the MILES CITY STAR, a daily
newspaper of general circulation, printed and
published at Miles City, in said County and
State. That the Ordinance 1226, second reading
. A printed and true copy which, cut from the
columns of said newspaper, is hereto attached,
and made a part hereof, was printed and
published in said newspaper, in the regular and
entire issue of every number of the paper during
the period, August 12 and 19 2011.

Signed Mary Halvorson

Subscribed and sworn to before me this 18th

day of August, 2011

Sharon Clene

LEGAL NOTICE
NOTICE IS HEREBY GIVEN that the City Council of the City of Miles City at a Regular Council Meeting held on Tuesday, July 26, 2011 at 7:00 p.m., passed on first reading the following Ordinance:
ORDINANCE NO. 1226 AN ORDINANCE CREATING SECTION 2-89, AMENDING SECTION 2-128 AND 2-177 AND REPEALING SECTION 2-175 OF THE CODE OF ORDINANCES OF THE CITY OF MILES CITY, MONTANA TO CONFORM TO CHANGES IN MONTANA STATUTE
The above Ordinance is on file and available for public inspection at the City Clerk's Office at City Hall, 17 S. 8th Street, Miles City, Montana. You are further notified that objections to the final adoption of the Ordinance will be heard by the City Council, at its regularly scheduled meeting in the Council Chambers at City Hall 17 S. 8th Street, Miles City, Montana on Tuesday, August 23, 2011 at 7:00 p.m.
For information or questions you may contact the City Clerk, 17 S. 8th Street, Miles City Montana 59301, at telephone number (406) 234-3462.
BY ORDER OF
THE CITY COUNCIL
Becky Stanton
City Clerk
(Published August 12, & 19, 2011)

