

TOWN OF FROMBERG

Heart of the Clarks Fork Valley
CARBON COUNTY
Fromberg, Montana 59029

Office of _____

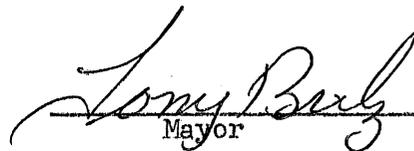
RESOLUTION NO. 206

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF FROMBERG:

THAT THE TOWN OF FROMBERG IS IN OPPOSITION FOR THE INTERIM LEGISLATIVE COMMITTEE TO PROPOSE THAT THE LIQUOR AND BEER TAX MONIES BE TAKEN FROM THE CITIES AND TOWNS AND ALLOCATE THEM TO THE COUNTIES FOR ALCOHOL AND DRUG ABUSE PROGRAMS.

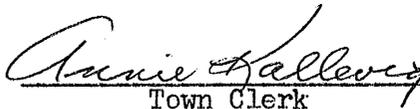
Whereas: SHOULD THE LIQUOR AND BEER TAX MONIES NOT BE ALLOCATED TO THE CITIES AND TOWNS, IT WOULD REDUCE INCOME FOR THE GENERAL FUND AND THE ONLY REPLACEMENT AVAILABLE WOULD BE AN INCREASE IN PROPERTY TAX TO REPLACE IT.

APPROVED AND PASSED by the Town Council and approved by the Mayor this 3 rd day of October, 1978.



Mayor

A TTEST:



Town Clerk

RESOLUTION NO 205

BE IT RESOLVED BY THE TOWN COUNCIL of the Town of Fromberg, as follows:

A) Joseph E. Mudd, attorney at law, of Bridger, Montana is hereby appointed as Town Attorney for the Town of Fromberg, Montana for a period of two years, beginning on the 1st day of ~~May~~^{JULY}, 1978. This appointment is according to the Laws of the State of Montana on appointment of city officials.

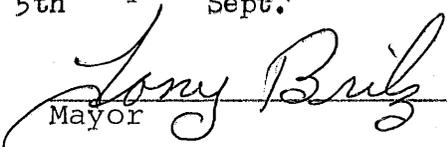
B) The Town Attorney shall be paid an annual retainer in the amount of \$ 1000.00. There shall be no increases in retainer during the term of office.

C) The above retainer shall be paid in advance in two (semi-annually) installments without the necessity of a voucher or request.

D) There are no attorneys residing within the town limits of the town of Fromberg.

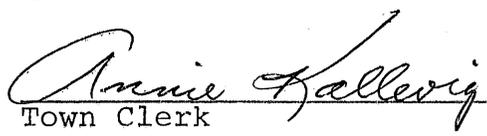
E) The duties of the Town Attorney shall be as prescribed by the laws of the State of Montana, and all of the work of the Town Attorney shall be performed upon said statute for the annual retainer indicated above.

This resolution duly passed at the regular meeting of the Fromberg Town Council on the ~~2nd~~^{5th} day of ~~May~~^{Sept.}, 1978.



Mayor

Attest:



Town Clerk

TOWN OF FROMBERG

Heart of the Clarks Fork Valley
CARBON COUNTY
Fromberg, Montana 59029

Office of _____ Clerk _____

RESOLUTION NO. 204

BE IT RESOLVED: that at the regular meeting of the Town Council of the Town of Fromberg, Montana held on the 5th day of September, 1978, the tax levy for the Town of Fromberg for the fiscal year 1978-79 was made by Resolution of the Town Council and approved by the town Mayor as follows:

General (all purpose)	65 mills
G. C. Bond (sewer)	1 mill
Liability Insurance	4 mills

making a total of 70 mills.

The budget was figured at the 1977-78 mill levy valuation.

An adjustment was made on the Liability Insurance due to the fact the mill levy valuation is higher this year.

SAIL TOWN OF FROMBERG HAS CAUSED ITS CORPORATE NAME TO BE SUBSCRIBED HERETO AND ITS CORPORATE SEAL APPLIED BY ITS MAYOR AND CLERK THIS FIFTH DAY OF SEPTEMBER, 1978.

Lony Brub
Mayor

(Seal)

Annie Kellaway
Clerk

Clerk

September 11, 1978

County Clerk & Recorder
Mad Lodge, Mont. 59068

State Examiner
Helena, Mont. 59601

Dear Sirs:

Enclosed is a copy of Resolution #204 which sets the mill levy for the fiscal year 1978-79.

To meet the deadline for adopting the budget, we had set the levy for liability insurance as 5 mills using last year's valuation. When we received the valuation for the fiscal year it was higher and the mills assessed to liability insurance can be only the cost of the insurance, so we had to draw up another resolution to decrease the mill levy.

Resolution #204 sets the mill levies as follows:

General	65 mills
G.O. Bond	1 mill
L. Ins.	4 mills

making a total of 70 mills.

Sincerely yours,

Town of Fromberg

Annie Kallevig
Clerk

Clerk

RESOLUTION NO. 203

BE IT RESOLVED: that at the special meeting of the Town Council of the Town of Fremberg, Montana held on the 9th day of August, 1978, the tax levy for the Town of Fremberg for the fiscal year 1978-79 was made by resolution of the Town Council and approved by the town Mayor as follows:

General (all purpose)	65 mills
G. O. Bond (Sewer)	1 mill
Liability Insurance	5 mills

making a total of 71 mills.

SAID TOWN OF FREMBERG HAS CAUSED ITS CORPORATE NAME TO BE SUBSCRIBED HERETO AND ITS CORPORATE SEAL AFFIXED BY ITS MAYOR AND CLERK THIS NINTH DAY OF AUGUST, 1978.

(Seal)

Tommy Brils
Mayor

Rene Kallberg
Clerk

RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FROMBERG, MONTANA, PROVIDING FOR THE ISSUANCE OF REVENUE BONDS FOR THE TOWN OF FROMBERG, MONTANA IN THE AMOUNT OF \$20,000.00.

WHEREAS, the Town Council of the Town of Fromberg has determined and found that as a result of the Town Bond Election held in and for the Town on the 11th day of July, 1978, to vote upon the question of issuing bonds as the general obligation of the Town of Fromberg, Montana, in the sum of \$20,000.00, for the purpose of expanding the water supply in the town of Fromberg and expenses incidental thereto, and

WHEREAS, sale of bonds has been authorized by a majority of more than 40% of the qualified, registered electors of the Town of Fromberg, entitled to vote on such proposition, to issue such bonds,

NOW THEREFORE, be it resolved by the Town Council of the Town of Fromberg:

- 1.) That the Town of Fromberg, Montana, will issue bonds as the general obligation of the Town of Fromberg, in the amount of \$20,000.00 for the purpose of expanding the water supply in the Town of Fromberg and expenses incidental thereto.
- 2.) The bond or bonds to be issued hereunder shall be in the principal amount of \$20,000.00. They shall be dated the 15th day of October, 1978, and will bear interest at a rate not exceeding 7% per annum, and shall be payable through a period of 10 years from and after the date of purchase.
- 3.) Such bond or bonds shall be amortization bonds or serial bonds. If amortization bonds are issued, the total issue may be placed into one bond, or divided into several bonds as purchaser may indicate in his bid, and as the Town Council may determine upon the time of sale. If serial bonds are issued and sold, they shall be in denominations of \$2,000.00 each. The sum of \$2,000.00 shall become due and payable on the 15th day of October, 1978, and a like amount shall be paid on the same day of each year thereafter until all such bonds are paid.

- 4.) The Mayor and the Treasurer of the Town of Fromberg, Montana, are hereby authorized and directed to sign said bond or bonds and the coupons attached thereto, and to affix the Corporate seal of this Town thereto, said bonds shall be attested by the Town Clerk, whether such bonds are issued as amortization bonds or serial bonds. Lithographic or engraved facsimiles of the signatures of the Mayor or the Treasurer and the Town Clerk may be affixed to the coupons in place of their signatures when such fact is recited in the bond.
- 5.) The Town Council shall meet on the 5th day of September, 1978, at the hour of 7:30 o'clock P.M., of said day for the purpose of receiving and considering bids on said bonds.
- 6.) The Town Clerk of this Town is authorized and directed to give notice of the sale of said bonds in the form prescribed by law and said notice shall be published in the Clarksfork Bonanza for a period of only and not less than four successive weeks immediately preceeding the date set for sale of said bonds, according to the law of the State of Montana. The bonds shall be sold for not less that a par value with accrued interest to the date of delivery and all bidders must state the lowest rate of interest at which they will purchase the bonds at par. The Council reserves the right to reject any and all bids and to sell the bonds at private sale.
- 7.) All bids other than by the State Board of Land Commissioners of the State of Montana, or on behalf of the State Board of Land Commissioners of the State of Montana, must be accompanied by a certified check in the sum of \$2,000.00, payable to the Town Clerk, which will be forfeited by the successful bidder in the event he shall fail or refuse to complete the purchase of the bonds in accordance with the terms of his bid. All bids shall be addressed to the Council or the Town Clerk of the Town of Fromberg and delivered to the Clerk of said town.
- 8.) Any or all of the bonds may be redeemed, in full, at the option of the city or town, on any interest payment date from and after five years after the date of issuance of said bonds.

9.) That at least fifteen days before the date fixed for the sale of said bonds, the Town Clerk shall send a copy of said published notice of the sale of bonds to the Secretary of State, Board of Land Commissioners of the State of Montana, and shall thereupon furnish the said Secretary a transcript of the proceedings had for the issuance of said bonds and such other information relating thereto as said Secretary may find necessary.

10.) That preference shall be given to amortization bonds.

This Resolution first duly passed by the Town Council of the Town of Fromberg, Montana, by unanimous vote and approved by the Mayor this 1st day of August, 1978.

Tony Briz
MAYOR

ATTEST:

Annie Kallewig
Town Clerk

CITY/TOWN OF Fromberg, Carbon COUNTY, MONTANA

RESOLUTION NO. 201

A RESOLUTION SUBMITTING TO THE QUALIFIED ELECTORS OF THE CITY/TOWN OF Fromberg, Carbon COUNTY, MONTANA, THE QUESTION OF GRANTING TO MONTANA-DAKOTA UTILITIES CO., A CORPORATION, ITS SUCCESSORS AND ASSIGNS, A FRANCHISE TO CONSTRUCT, MAINTAIN AND OPERATE WITHIN AND UPON, IN AND UNDER THE STREETS, ALLEYS AND PUBLIC GROUNDS OF THE CITY/TOWN OF Fromberg, Carbon COUNTY, MONTANA, A GAS DISTRIBUTION SYSTEM FOR TRANSMITTING AND DISTRIBUTING NATURAL OR MANUFACTURED GAS, OR A MIXTURE OF BOTH, FOR PUBLIC AND PRIVATE USE AND DEFINING THE EXTENT AND CONDITIONS OF SUCH RIGHTS AND PRIVILEGES AND PROVIDING FOR CALLING AN ELECTION AND REGISTRATION AND NOTICE OF ELECTION AND CLOSE OF REGISTRATION, AND FURTHER INSTRUCTING THE CITY/TOWN CLERK IN REFERENCE THERETO ACCORDING TO LAW.

WHEREAS, MONTANA-DAKOTA UTILITIES CO., a corporation, has heretofore made application to the City/Town of Fromberg, Carbon County, Montana, for a franchise to construct, maintain and operate within and upon, in and under the streets, alleys and public grounds of the City/Town of Fromberg, Carbon County, Montana, a gas distribution system for distributing natural or manufactured gas, or a mixture of both, for public and private use, and defining the extent and conditions of such rights and privileges, and has submitted to the City/Town Council of the City/Town of Fromberg a proposed franchise which, if adopted and approved, will grant such a franchise to the said Montana-Dakota Utilities Co., its successors and assigns, and it is the judgement and opinion of the Council of the said City/Town of Fromberg that such application for such a franchise should be submitted to the qualified electors of the said City/Town of Fromberg, Montana, for their approval or rejection, as provided by the statutes of the State of Montana.

NOW THEREFORE, BE IT RESOLVED by the ~~City~~/Town Council of the ~~City~~/
Town of Fromberg, Carbon County, Montana, at a
municipal election which is hereby called to be held on Tuesday the
7th day of July, A.D. 19 78, that there be submitted to the duly qualified
electors of the ~~City~~/Town of Fromberg, Carbon County,
Montana, the following question, to-wit:

"QUESTION: SHALL the Council of the ~~City~~/Town of
Fromberg, Carbon
County, Montana, grant to MONTANA-DAKOTA UTILITIES
CO., a corporation, its successors and assigns, a fran-
chise to construct, maintain and operate within and upon,
in and under the streets, alleys and public grounds of the
~~City~~/Town of Fromberg, Carbon
County, Montana, a gas distribution system for transmitting
and distributing natural or manufactured gas, or a mixture
of both, for public and private use, for a period of 25 years,
and defining the extent and conditions of such rights and pri-
vileges, pursuant to the application of the said MONTANA-
DAKOTA UTILITIES CO. now on file in the office of the ~~City~~/
Town Clerk of the said City/Town of Fromberg ?"

BE IT FURTHER RESOLVED that the ~~City~~/Town Clerk be, and hereby is
duly authorized, empowered and directed to give, or cause to be given, due notice
of the holding of said election, and of the submission at said election of the said
question, and of the closing of registration for said election, and the submission of
said question to the voters at said election; to prepare the necessary ballots and to
hold and conduct said election, and to do and perform, or cause to be done and per-
formed, all necessary acts in connection therewith, as provided and required by law.

BE IT FURTHER RESOLVED that the County Clerk of Carbon

County, Montana, or officio, register the following

BE IT FURTHER RESOLVED that the County Clerk of Carbon

County, Montana, ex-officio registrar of elections, be, and he is hereby authorized, empowered and directed to give, or cause to be given the necessary notice of the closing of registration, to register qualified electors, to compile necessary registration lists and books, and to post necessary lists of registered voters for said election, and to do and perform, or cause to be done and performed, all necessary acts in connection therewith, as provided and required by law.

BE IT FURTHER RESOLVED that said question shall be submitted as hereinbefore provided at said municipal election in the usual and regular voting places. Each precinct in said City/Town, the voting places and the judges and clerks who shall officiate in each precinct for said election are hereby designated as follows:

Precinct No. 1	<u>Voting Place</u>	<u>Judges</u>	<u>Clerks</u>
# 18	Legion Hall	5	

The returns shall be canvassed at the time and in the manner provided by law.

PASSED THIS 5th day of July, A.D. 19 78.

APPROVED THIS 5th day of July, A.D. 19 78.


MAYOR

ATTEST:

RESOLUTION NO. 200

A RESOLUTION SPECIFYING WATER RATE AND WATER REGULATION MODIFICATIONS TO BECOME EFFECTIVE AT A SPECIFIED DATE UPON PUBLIC SERVICE COMMISSION APPROVAL; AND DIRECTING APPLICATION TO THE PUBLIC SERVICE COMMISSION FOR APPROVAL THEREOF.

* * * * *

WHEREAS, a water rate Study prepared for and accepted by the Town of Fromberg, Montana, projects a need for expansion, repair and improvement of facilities for the provision of water to inhabitants of the Town of Fromberg, Montana, during the ensuing ten year period; and,

WHEREAS, the rates and charges in effect at the present time are not adequate to provide revenues with which to accomplish the expansion, repair and improvement of said facilities, and defray increased costs of operation of said facilities; and,

WHEREAS, certain water regulations presently in effect require modification consistent with operations of the Town of Fromberg, Montana, administration under the Mayor-Council form of government under which said Town commenced operations; and,

WHEREAS, the provision of said expansion, repair and improvement of said facilities is essential to the immediate preservation of the public's health; and provision therefore cannot be undertaken until the Town has in effect rates, charges and regulations adequate to assure the funding, thereof; that such rates, charges and regulations must, before taking effect, be approved by the Public Service Commission of the State of Montana under the provisions of 70-113, 1947 Revised Codes of Montana, as last amended; that budgetary requirements respecting commencement of expansion, repair and improvement of said facilities contemplate such rates, charges and regulations becoming effective by 1978; that the time necessary to enable the Public Service Commission to comply with the law in respect of noticing rate and regulation modification applications for hearing, hearing the same and entering its findings thereon, warrant deeming

The circumstances hereinabove set forth comprise an emergency, and this resolution be deemed an emergency measure, to enable the Town to proceed as expeditiously as possible to accomplish the objectives hereinabove recited;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF FROMBERG, MONTANA:

1. That, subject to the provisions of paragraph 3 of this resolution, the schedule of rates, charges and regulations proposed in Schedule A annexed hereto and by this reference incorporated herein shall be adopted and published as the rates, charges and regulations governing operations of the Town of Fromberg, Montana, Water Utility, effective August 1st, 1978, unless sooner changed, cancelled, or extended.

2. The Mayor and Town Clerk are authorized and directed to apply to the Public Service Commission of the State of Montana for approval of the rates, charges and regulations set forth in Schedule A of this resolution. The Mayor and all other officials, employees and representatives of the Town of Fromberg are, authorized and directed to do all things necessary or convenient to accomplishing the objectives of this resolution.

3. That the rates, charges and regulations set forth in Schedule A hereof shall not become effective in any event until the Public Service Commission of the State of Montana has finally approved the same pursuant to law.

PASSED by a majority vote of the entire Town Council of the Town of Fromberg, Montana, on the 7th day of June, 1978 as an emergency resolution effective upon passage hereof.

ATTEST:

Lony Buly
Mayor

SEAL OF TOWN OF FROMBERG

Annie Kallewig
Town Clerk

APPROVED AS TO FORM:

Joseph R. Mudd
City Attorney