

# TRUCO, INC.

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## FAX COVER SHEET

DATE: 6/2/99

PAGES: 2

TO: Kenneth Weaver

FAX PHONE: 406-994-1905

FROM: Ronald Reynolds & Tom Allsop

COMMENTS: correction to certificate of  
filing for Town Meeting type of government

MR

left margin  
on marked  
no need to  
change relevant  
in certificate

**SUPPLEMENT  
TO THE CERTIFICATE FOR ESTABLISHING THE PROPOSED PLAN OF  
GOVERNMENT FOR THE TOWN OF PINESDALE**

Due to a typographical error in reference to the Section MCA 7-4-701 through 7-4-709 of the Montana State Constitution in the original filing of the 8th day of October 1996 it is proposed that the correction be made to the first paragraph of page one of the certificate to read as follows:

Upon approval of the majority of voters, the government of the Town of Pinesdale shall be organized under the following provisions of Section MCA 7-3-701 through 7-3-709 and Article XI, section 5(1), of the Montana State Constitution.

We, the original Study Commissioners of the Town of Pinesdale do hereby certify that this is the true intent and meaning of the first paragraph of the certificate of the proposed plan of self-government as proposed by the Study Commissioners of the Town of Pinesdale and approved by the voters of the the Town of Pinesdale at the general election on November 5, 1996.

In testimony whereof, we set our hands.

Done at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_, 1999.

SEAL

ATTEST: \_\_\_\_\_

CLERK & RECORDER  
OF  
RAVALLI COUNTY

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

LOCAL GOVERNMENT STUDY COMMISSIONERS

Attachments: page 1 of corrected certificate of proposed plan of government.

**CERTIFICATE**  
**ESTABLISHING THE PROPOSED PLAN OF GOVERNMENT**  
**FOR**  
**THE TOWN OF PINESDALE**

Upon approval of the majority of voters, the government of the Town of Pinesdale shall be organized under the following provisions of Section MCA 7-3-701 through 7-3-709 and Article XI, section 5(1), of the Montana State Constitution.

**TOWN OF PINESDALE CHARTER**

We the citizens of the Town of Pinesdale, for the purpose of establishing a government based on a just form of fundamental law; one that is responsible to the public for providing equal and adequate services and protections, with efficient use of the community's revenue for all; one that provides for self-governing powers with respect to health, safety, and welfare of every citizen; and one that utilizes the utmost flexibility to represent the citizen's desires and to plan for the future relying upon the spirit of cooperation and voluntarism — do establish this Charter form of government with self-government powers for the Town of Pinesdale, in accordance with the Constitution of the State of Montana, the Constitution of the United States of America and the laws of the Lord God Almighty who created the heavens and the earth and holds the destiny of all peoples, nations, and governments in His hands.

**ARTICLE I: Powers of the Town**

**Section 1.01 Powers of the Town.** The town shall have all powers possible for a self-government town under the Constitution and laws of this state as fully and completely as though they were specifically enumerated in this charter.

**Section 1.02 Construction.** The powers of the town under this charter shall be construed liberally in favor of the town, and the specific mention of particular powers in the charter shall not be construed as limiting in any way the general power stated in this article. Every reasonable doubt as to the existence of a local government power or authority shall be resolved in favor of the existence of that power or authority (MCA 7-1-106).

**ARTICLE II: Town Boundaries**

**Section 2.01.** The incorporated boundaries of the Town of Pinesdale, Montana shall remain fixed and established as they exist on the date this charter takes effect, provided that the town shall have the power to change its boundaries in the manner provided by law.

**ARTICLE III: Town Meeting And Legislation**

**Section 3.01** The legislative powers of the town shall vest in a town meeting, an assembly of the qualified electors of the town. A town meeting may enact rules, resolutions, and ordinances.

**Section 3.02** The annual town meeting shall convene on the first Saturday of March. It shall be held in conjunction with a potluck dinner and picnic.

**Section 3.02.1** Special town meetings may be called by the town selectmen or may be called by the electors upon petition of 10% of the qualified electors of the town, but in no case by less than 10 qualified electors.

**Section 3.03** All qualified electors of the town may attend the town meeting, take part in the discussion, and vote on all matters coming before the town meeting. Others may attend but shall not vote but may take part in the discussion only by the approval of a majority vote of the town meeting.

**Section 3.04** A quorum shall consist of a least 10% of the qualified electors of the town.