

Lake County, Montana, Resolution NO: _____

City of Polson Resolution NO: **1011**

City of Ronan Resolution NO: _____

Town of St. Ignatius Resolution NO: _____

**A RESOLUTION OF THE SEVERAL GOVERNING BODIES RE-AUTHORIZING
THE LAKE COUNTY JOINT AIRPORT BOARD,
AND PROVIDING FOR ITS PURPOSE AND ORGANIZATION**

WHEREAS, the County Commission of the County of Lake, State of Montana, the City Commission of the City of Polson, Montana, the City Commission of the City of Ronan, Montana, and the Town Council of the Town of St. Ignatius, Montana, hereinafter the Parties, are mutual participants in a Lake County Joint Airport Board, hereinafter Board, under legislation initially enacted jointly on November 3, 1947, authorizing and creating a Lake County Joint Airport Board; and,

WHEREAS, the Board has diligently performed its function to the mutual satisfaction of the Parties these many years, maintaining and improving the public airport facilities located within Lake County, Montana; and the Parties hereto are desirous of maintaining the Board into the future; and,

WHEREAS, while the original legislation called for re-authorization of the said Board in twenty year increments, and the Board has continued its function throughout the period from 1947 to the present day, and the Parties desire to ratify and approve such steps as the Board has taken throughout that period in its official functions; and,

WHEREAS, the Parties hereto desire to include an additional member to the Board, such additional member to be appointed by the Tribal Council of the Confederated Salish and Kootenai Tribes of the Flathead Reservation in like manner as all other member appointments to the Board; and,

WHEREAS, the laws of the State of Montana permit and encourage intergovernmental agreements for the purpose of maintaining and improving the public's health, safety, and welfare, and this Resolution is intended to be an expression of such agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE PARTIES, INDIVIDUALLY AND JOINTLY:

1. The foregoing Recitals are not mere recitals but are part and parcel of this Resolution.
2. All official acts of the Board throughout its existence are hereby ratified and approved.
3. Board Personnel: The Board shall consist of six members appointed as follows: two members shall be appointed by Lake County, and each City or Town shall each appoint one member. The Tribal Council of the Confederated Salish and Kootenai Tribes of the

Flathead Reservation may appoint one member, at its discretion. All members must be residents of Lake County. Each member shall be appointed for a three year term commencing January 1 and ending December 31. Members duly appointed prior to this Resolution shall complete the terms to which they were appointed. All members, of any appointment, shall exercise the same powers and duties. Terms of the members shall overlap. Members shall be compensated at the rate of \$50.00 per month, plus mileage at the state rate and shall receive in addition their actual necessary expenses incurred on official business. Expense claims of board members shall be itemized showing in detail how, and for what, the claim accrues, as are other claims against the county and town and cities. Such claims must be approved in writing by a majority of the Joint Airport Board, filed with the secretary of the Joint Airport Board, entered in the minutes, and paid as are other claims against the Joint Airport Board herein created.

4. Subject to the approval of the Board of County Commissioners of Lake County, Montana, and of the City Councils of the Cities of Polson and Ronan and the Town Council of St. Ignatius, which shall be endorsed thereon over the signature of the Chairman of the Board of County Commissioners and the Mayors of the respective municipalities, the Joint Airport Board shall adopt rules and regulations for its own government, including the time and place of its meetings, both regular and special, and the manner of calling special meeting; provided that the regular meetings of the Board shall not be more than once every month; prescribing the duties of its officers, the number of board members which shall constitute a quorum, and for the conduct of its business and proceedings generally. A copy of such rules and regulations so adopted and approved shall be filed with the County Clerk and Recorder of lake County, Montana, and with the Clerks of the respective municipalities, and no change therein or amendment thereto shall be effective until such change or amendment has been likewise approved and filed as above. The Joint Airport Board shall keep a record of its proceedings, which shall at all times during regular office hours be open to the inspection of the governing bodies of the several parties hereto, any such official designated by any such body, the State Examiner, and the public generally.
5. The Joint Airport Board hereby created shall have the following powers and duties.
 - a. To provide for the planning, acquisition, establishment, development, construction, enlargement, improvement, maintenance, equipment, operation, regulation, protection and policing of the joint airports or landing sites on the sites above described, and other air navigation facilities established thereon and all airport hazards, but they said Joint Airport Board shall make no contract no incur any obligation for such purposes, nor for any one of them, which singly or in the aggregate shall involve and expenditure of any more money than is available under the Joint Airport Board budget for such purpose.
 - b. To fix fees and rentals for the use of said joint airports or landing fields subject to the approval of the governing bodies of the several parties hereto.
 - c. The procurement laws applicable to counties and municipalities shall apply equally to any procurement contemplated by the Joint Airport Board and shall be scrupulously observed.

- d. Any agreement or contract, or rule or regulation for the improvement or maintenance, fixing fees and rentals, or for the control and regulation of the use of the joint airports or landing fields under the preceding clauses of this section shall be subject and subordinate to any and all agreements or contracts made and entered into by any of the governing bodies of the parties hereto or with the United States Government for the improvement and use, maintenance, and equipment of said joint airports or landing fields.
 - e. To prescribe forms of claims against said Joint Airport Fund, which shall be certified by the oath of the claimant, and to prescribe the form of warrant to be drawn against said fund and to be payable by the County Treasurer of Lake County, Montana. All such claims shall be audited and approved by the Joint Airport Board before payment, entered upon the minutes of the Board and approval or rejection noted in said minutes and endorsed upon the claim in such manner as the Joint Airport Board shall prescribe.
 - f. To make rules and regulations for its own government and the conduct of its proceedings not inconsistent with this Resolution not in violation of the laws of the State of Montana. Such rules and regulations when adopted, and any amendments to or repeals thereof shall be entered at large upon the minutes of the Board, and at all times open to public inspection.
 - g. The Joint Airport Board must present a proposed budget to the Board of County Commissioners each fiscal year and shall not expend any funds not budgeted by the Board of County Commissioners in the final budget adopted by the Board of County Commissioners.
 - h. The members of the Lake County Joint Airport Board may be removed from such Board for cause.
6. The right to alter, amend, and repeal or terminate this Joint Resolution and to abolish the Joint Airport Board set up hereby is expressly reserved to each party hereto, acting by and through its respective governing body; provided, however, at least six (6) months' notice of a desire to amend, alter, repeal, or terminate this Resolution must be given to the other governing bodies.
 7. This agreement for a joint airport board shall be effective unless rescinded by mutual agreement of all Parties hereto, or unless sooner by operation of law.
 8. The Board may contract for operation of the several airports with such individual or individuals, real or corporate, as the Board feels can act responsibly for the proper administration of such airports, wholly or individually, such persons to receive such compensation as may be established in any contract memorializing such understanding.
 9. The Board shall remain in existence for a period not to exceed twenty years, and the same shall be considered re-authorized for additional successive twenty-year periods at the expiration of such preceding period unless at that time any Party hereto elects to withdraw.

PASSED AND APPROVED BY THE RESPECTIVE GOVERNING BODIES ON THE DATE OR DATES INDICATED BELOW:

_____ Date: _____
Lake County Commissioner

Lake County Commissioner

_____ Date: _____
Mayor, City of St. Ignatius

_____ Date: _____
Mayor, City of Ronan

_____ Date: _____
Mayor, City of Polson