RESOLUTION NO. 973

A RESOLUTION AUTHORIZING THE MAYOR TO NEGOTIATE WITH PROPOSED CITY MANAGER HIRES ON BEHALF OF THE CITY COUNCIL.

WHEREAS, the City Council of the City of Polson, under the Charter approved by the voters, is required to hire a city manager; and,

WHEREAS, the Council acknowledges the logistic difficulty entailed in the Committee of the Whole engaging in contract negotiations with a single individual, and desires hereby to appoint a representative for that purpose, subject to ratification by the Council; and,

WHEREAS, the Council acknowledges that of the Council as a whole, only the Mayor is elected at large by the voters city-wide, and acknowledging further that actual negotiation without the power to bind the Council is but a ministerial task.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF POLSON, MONTANA, LAKE COUNTY:

SECTION 1. That the sitting Mayor, or in his absence or inability the President of the Council, shall hereby be empowered to enter contract negotiations with a proposed and approved City Manager, with resort to such staff assistance as may be necessary to bring such negotiations to a successful conclusion, such negotiations to be generally within the terms and conditions as the Council may from time to time require.

SECTION 2. No negotiation by such person can be final or binding upon the Council unless the Council has ratified the terms as negotiated by such person. Any applicant with whom the Mayor or the President may have concluded negotiations shall be positively informed that the contract cannot be finally drawn until such time as the Council has ratified the outcome.

SECTION 3. All Resolutions or parts of resolutions in conflict herewith are hereby amended to the extent of any such conflict.

PASSED AND APPROVED this 17TH day of NOVEMBER, 2008.

_____
Lou Marchello, Mayor

ATTEST:

_____
Aggi Loeser, City Clerk

STATE OF MONTANA)
:ss.
County of Lake)

On this ____ day of _____, 2008, before me, the undersigned, a Notary Public for the State of Montana, personally appeared **Lou Marchello** and **Aggi Loeser**, personally known to me to be the Mayor and the City Clerk of the City of Polson, Montana, the Municipal Corporation that executed the within instrument, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the day and year in this certificate first above written.

Notary Public for the State of Montana
Residing at _____ Montana
My Commission expires: