

Title 2

ADMINISTRATION AND PERSONNEL

Chapters:

2-1 Qualifications, Duties and Salaries

2-2 Compensation of the Mayor and Council Members

2-4 Duties of Fire Chief

2-6 Organizing a Volunteer Fire Company

2-8 Social Security System

2-9 Town Planning Board

Chapter 2-1

QUALIFICATIONS, DUTIES AND SALARIES

Sections:

- 2-1-1 City Judge
- 2-1-2 Oath of Office
- 2-1-3 Cases and Costs
- 2-1-4 File and Report
- 2-1-5 Duties of the Town Clerk-Treasurer
- 2-1-6 Bond for Town Clerk-Treasurer
- 2-1-7 Salary of Town Clerk-Treasurers
- 2-1-8 Engineer or Attorney, Services Secured
- 2-1-9 Officers Paid Monthly

2-1-1 City Judge. The City Judge shall keep a docket in like manner as required by the laws of the State of Montana to be kept by Justices of the Peace and shall hear and determine all suits, actions and prosecutions instituted in the City Court before him under and by virtue of the town ordinances, and shall pay all fines imposed and collected for the violation thereof to the Town Clerk-Treasurer, monthly or more often if required. Except as herein otherwise provided, the practice and procedure in City Court shall be the same as is provided by the laws of the State of Montana for Justice of the Peace Courts. The salary of the City Judge shall be set by the Alberton Town Council.

2-1-2 Oath of Office. Before entering upon the duties of his office and within ten (10) days after receiving notice of his appointment, the City Judge shall qualify by filing with the Clerk his oath of office.

2-1-3 Cases and Costs. The City Judge shall enter up in all cases such costs as are provided by law to be charges by Justices of the Peace in like cases.

2-1-4 File and Report. At the end of each calendar quarter the City Judge shall file with the Clerk for presentation to the Council, a report in writing, giving a statement of cases tried for offenses against the ordinances of the Town, which report shall be accompanied by a receipt from the Town Clerk-Treasurer for the amount of such fines.

2-1-5 Duties of the Town Clerk-Treasurer. The Town Clerk-Treasurer shall countersign all warrants drawn on the town treasury and she shall do and perform such other duties as are provided in the Montana Code Annotated, or as may hereafter be enjoined upon her by ordinance or order of the Council. Clerk shall also be a notary public.

2-1-6 Bond for Town Clerk-Treasurer. The Clerk -Treasurer shall give a bond in the amount of not less than Fifty Thousand Dollars (\$50,000.00) for all officers of the Town, for the faithful performance of her duties; said Bond to be executed by a duly authorized surety company, the premiums thereon to be paid by the Town. Said Bond, together with her oath of office, shall be filed in the office of the Mayor.

2-1-7 Salary of Town Clerk-Treasurer. The Clerk-Treasurer shall be paid a monthly salary as provided annually by Resolution.

2-1-8 Engineer or Attorney, Services Secured. If the Council shall deem it necessary to require the services of an Engineer or Attorney, such services shall be secured from time to time as deemed expedient, and upon such terms as the Council shall decide.

2-1-9 Officers Paid Monthly. The compensation of salaried officers and employees of the town shall be paid monthly by warrants drawn upon the treasury except as otherwise provided.

Chapter 2-2

COMPENSATION OF THE MAYOR AND ALDERMAN

Sections:

2-2-1 Salaries for Meetings Attended

2-2-2 Salary of Mayor

2-2-1 Salaries for Meetings Attended. The Town of Alberton will pay a salary of Forty Dollars (\$40.00) per council member for each meeting attended; but in no event shall this exceed three (3) meetings in any month. ~~The Town of Alberton will pay a salary of Twenty Dollars (\$20.00) per council member for each meeting attended; but in no event shall this exceed three (3) meetings in any month.~~

2-2-2 Salary of Mayor. The Town of Alberton will pay a salary of Three Hundred Dollars (\$300.00) flat rate per month to the Mayor with no additional for meetings. ~~The Town of Alberton will pay a salary Sixty Seven Dollars and eight cents (\$67.08) per month to the Mayor and Twenty Dollars (\$20.00) for each special meeting.~~

AMENDMENTS: Council's salary changed to \$20.00 per month 2-2-1 and Mayors salary changed to \$67.08 per month and \$20.00 per meeting 2-2-2 3/5/99. Mayor's salary changed to \$300.00 per month 2-2-2 5/2/2012. Council's salary changed to \$40.00 per month 2-2-1 on 1/3/2017.

Chapter 2-4

Repealed 1-20-04

Amended this chapter because we are now annexed into Frenchtown Fire District.

Chapter 2-6

Repealed this section 1-20-04

Amended this section because we are now annexed into Frenchtown Fire District.

Chapter 2-8

SOCIAL SECURITY SYSTEM

Sections:

2-8-1 Old-Age and Survivors Insurance System

2-8-2 Retirement System of Montana

2-8-3 Coverage of Insurance

2-8-4 Payroll Deductions

2-8-5 Contribution Fund

2-8-1 Old-Age and Survivors Insurance System. Be it ordained by the Town Council of Alberton, Montana, that it is the considered opinion of this body that the extension of the Social Security System to employees and officers of the Town of Alberton, Montana, will be of great benefit, not only to the employees of the Town by providing that said employees and officers may participate in the provisions of the Old-Age and Survivors Insurance System, and will also be of great benefit to the Town of Alberton, Montana, by enabling it to attract and retain in employment the best personnel and thus increase the efficiency of its government.

2-8-2 Retirement System of Montana. The 33rd Legislative Assembly of the State of Montana, in regular session, enacted a statute, known as Chapter 44, 1953 Session Laws of Montana, which is the enabling Act provided for in Section 218 of Public Law 734, 81st Congress and Chapter 270, 1955 Session Laws of Montana which designated the Public Employees' Retirement System of the State of Montana to act as the State Agency to implement the coverage of employees and officers under the said Old-Age and Survivors Insurance System.

2-8-3 Coverage of Insurance. The Town of Alberton, Montana, is hereby authorized to execute and deliver to the Social Security Division, Public Employees' Retirement System, State of Montana, a plan, or plans, and agreement, required under Section 3 of said enabling Act, or Section 6, Chapter 270, 1955 Session Laws of Montana and the Social Security Act, to extend coverage to employees and officers of the Town of Alberton, Montana, and do all other things necessary to effectuate coverage of employees and officers under the Old-Age and Survivors Insurance System.

2-8-4 Payroll Deductions. The Clerk is hereby authorized to establish a system of payroll deductions to be matched by payments by the Town of Alberton to be made into the Contribution Fund of the Social Security Act through the Public Employees' Retirement System, and to make charges of this contribution to the fund or funds, from which wage or salary payments are issued to employees of the Town of Alberton,

Montana. Such payments are to be in accordance with the provisions of Section 1400 of the Federal Insurance Contribution Act on all services which constitute employment within the meaning of that Act. Payments made to the Social Security Division, PERS, State of Montana, shall be due and payable on or before the 15th day of the month immediately following the completed calendar quarter, and such payments which are delinquent shall bear interest at the rate of 1/2 of 1 per cent per month until such time as payments are made.

2-8-5 Contribution Fund. Appropriation is hereby made from the proper fund, or funds, of the Town of Alberton, Montana in the necessary amount to pay into the Contribution Fund as provided in Section 5 of the enabling Act, or Section 6 (c), Chapter 270, 1955 Session Laws of Montana and in accordance with the plan, or plans, and Agreement. Authority is given to the Mayor and the Clerk of the Town of Alberton, Montana to enter into an agreement with the Public Employees' Retirement System of the State of Montana. Which agreement shall be in accordance with Chapter 44, 1953 Session Laws of Montana or Chapter 270, 1955 Session Laws of Montana, and with paragraph 218 of the Social Security Act. Such plan and agreement shall provide that the participation of the Town of Alberton, Montana shall be in effect. (Ord. 1/1/19)

Chapter 2-9

TOWN PLANNING BOARD

Sections:

2-9-1 Establishment of Planning Board

2-9-2 Corporate Limits

2-9-3 Members

2-9-1 Establishment of Planning Board. The Town Council of the Town of Alberton, Montana, shall join with the Board of Commissioners of Mineral County, Montana, and the Town Council of the Town of Superior, Montana, for the establishment of a Town-County Planning Board.

2-9-2 Corporate Limits. The jurisdiction of the Mineral County Town-County Planning Board shall include the area within the corporate limits of the Town of Alberton, Montana, and Town of Superior, Montana, and in addition thereto, outside such corporate limits, that portion of Sections Twenty-seven (27), Twenty-eight (28), Thirty-three (33), Thirty-four (34), and Thirty-five (35), Township Seventeen (17) North, Range Twenty-six (26) West, and the lands bounded on the south and east by the Mineral County-Missoula County line, on the west by the West Section line of Section Thirty-three (33), Township Fifteen (15) North, Range Twenty-three (23) West, and on the north by the north lines of Sections Thirty-three (33) and Thirty-four (34), Township Fifteen (15) North, Range Twenty-three (23) West, and the North line of Sections Thirty-five (35) and Thirty-six (36), Township Fifteen (15) North, Range Twenty-three (23) West.

2-9-3 Members. The Town-County Planning Board shall be comprised of nine members, as follows:

Two (2) official members to be appointed by the Town Council of the Town of Alberton;

Two (2) official members to be appointed by the Board of County Commissioners;

Two (2) official members to be appointed by the Town Council of the Town of Superior,

Two (2) citizen members to be appointed jointly by the Board of County commissioners, the Mayor of the Town of Superior and the Mayor of the Town of Alberton;

One (1) member to be appointed by the Planning Board.

