



LINCOLN COUNTY MONTANA

Resolution 2021-11

RESOLUTION TO SEPARATE THE ELECTED OFFICIAL POSITIONS OF THE TREASURER AND SUPERINTENDENT OF SCHOOLS AND APPOINT AN INTERIM COUNTY SUPERINTENDENT OF SCHOOLS

**THE BOARD OF COUNTY COMMISSIONERS FOR LINCOLN COUNTY,
MONTANA FINDS:**

1. On December 11th, 2013, by and through Resolution 906 and pursuant to 7-4-2301, M.C.A., the Lincoln County Board of Commissioners consolidated the offices of the Treasurer and the County Superintendent of Schools.
2. The elected Treasurer at that time was well qualified and experienced in both positions and able to effectively discharge the duties of both offices, and it was fiscally prudent to do so.
3. However, as personnel interests, backgrounds and abilities have changed, while fiscal restraints improved, it is no longer in the best interest of the county to continue tasking the current Treasurer with both offices, and
4. Dissolving Resolution 906 and separating the positions will allow two highly qualified individuals to serve in their respective capacities at a higher and more effective level than is currently achieved.
5. In the event an elected official position becomes vacant, Section 7-4-2203, M.C.A. authorizes Boards of County Commissioners to appoint a qualified individual to serve as an interim elected official until which time the vacancy is filled through the next general election pursuant to 13-15-406, M.C.A., and
6. Having previously resolved its intent through Resolution 2021-09, and publicly noticed and held a public hearing to discuss the matter; therefore,

THE BOARD RESOLVES:

The Board of Lincoln County Commissioners hereby resolves to separate the positions of the Treasurer and County Superintendent of Schools and appoint a qualified individual as interim County Superintendent of Schools until which time the position is filled through the next general election.

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 STATE OF MONTANA LINCOLN COUNTY
 RECORDED: 04/29/2021 11:31 KOI: RESOLUTION
 ROBIN A. BENSON CLERK AND RECORDER
 FEE: \$0.00 BY: *Clyde Remouty*
 FOR: LINCOLN COUNTY BOARD OF COMMISSIONERS 512 CALIFORNIA AVE,





LINCOLN COUNTY MONTANA

THE BOARD FURTHER RESOLVES:

1. If a provision of this resolution conflicts with a provision of a previously adopted resolution, this resolution will prevail.
2. This resolution and its various sections, clauses and paragraphs are severable. If any part, sentence, clause or phrase is adjudged to be unconstitutional or invalid, the remainder of the resolution will not be affected.
3. This resolution will be effective immediately upon adoption, in accordance with § 7-5-123, MCA.
4. This Board directs that this resolution be entered into the minutes and signed by the Chair of the Board in accordance with § 7-5-121, MCA.

END OF RESOLUTION

Approved as to Form:

Marcia Boris, County Attorney

Date presented to the Board 28th Apr 2021 Approved (x) Disapproved () Amended ()

Adopted this 28th day of April, 2021.

LINCOLN COUNTY BOARD OF COMMISSIONERS

Jerry Bennett, Chair

ATTEST:

Robin Benson, Clerk of the Board

