



# LINCOLN COUNTY MONTANA

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STATE OF MONTANA LINCOLN COUNTY

RECORDED: 11/20/2024 3:41 KOI: RESOLUTION

CORRINA BROWN CLERK AND RECORDER

FEE: \$0.00 BY: Sateisha Storkson deputy

FOR: LINCOLN COUNTY BOARD OF COMMISSIONERS 512 CALIFORNIA AVE,

## RESOLUTION 2024-35

### A Resolution to Establish the Eureka Parks and Trails Board

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

**WHEREAS**, the Eureka area is a rapidly growing community with increasing demands for recreational facilities and safe pedestrian trails; and

**WHEREAS**, the neighboring communities of Libby and Troy have established Park Boards that prioritize, administer, and plan for both current and future community recreational needs; and

**WHEREAS**, the creation of a Eureka Parks and Trails Board under the authority of MCA Title 7, Chapters 1 Part 2, and Chapter 16 Part 23, and other relevant sections of the Montana Code Annotated, is necessary to address the unique recreational needs of the Eureka area.

#### **NOW, THEREFORE, BE IT RESOLVED:**

The Board of County Commissioners hereby declares that a Eureka Parks and Trails Board be established to prioritize, administer, and plan for Eureka's recreational needs and to manage safe pedestrian trail initiatives;

#### **1. Formation and Membership of the Eureka Parks and Trails Board**

- The Eureka Parks and Trails Board shall consist of five (5) members who are residents of Lincoln County and reside within the boundaries of the Eureka High School District.
- Members shall be appointed by the Lincoln County Board of Commissioners and will serve staggered terms as follows:
  - Two (2) members will serve initial terms of four (4) years.
  - One (1) member will serve an initial term of three (3) years.
  - One (1) member will serve an initial term of two (2) years.
  - One (1) member will serve an initial term of one (1) year.
- Subsequent terms for all members shall be three (3) years.

#### **2. Commencement and Operation of the Board**

- The Eureka Parks and Trails Board shall commence operation upon the appointment of its five members in the spring of 2025.
- At its initial meeting, the Board will elect a Chair, Vice-Chair, Secretary, and Treasurer from among its members.

#### **3. Board Governance and By-Laws**

- Initial by-laws for the Eureka Parks and Trails Board shall be subject to approval by the Lincoln County Board of Commissioners.
- Any future amendments to the by-laws shall be approved by a majority vote of the Parks and Trails Board and require final approval by the Board of Commissioners.





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- o Each board member shall hold one (1) vote on all matters. In the event of a tie vote, the Chair shall cast the deciding vote.
4. **Meetings of the Board**
- o The Eureka Parks and Trails Board shall convene at a minimum of six (6) times annually, either on even or odd months as determined by the Board.
  - o Meetings will be held in the conference room at the Eureka Annex and shall be open to the public in adherence to Montana open meeting laws.
  - o Meetings shall be conducted in accordance with "Robert's Rules of Order".
5. **Responsibilities and Budget Administration**
- o The Eureka Parks and Trails Board shall administer the Eureka Parks Budget, managing and maintaining both current and future parks and trails within the Eureka High School District boundaries.
  - o At this time, the Board will operate without requesting additional county mills for funding. Any future additional mill levies required for operations and maintenance will require voter approval by the citizens of Lincoln County.

### 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 11/20/24

Approved  Disapproved [ ] Amended [ ]

Adopted this 20<sup>th</sup> day of November 2024.

LINCOLN COUNTY BOARD OF COMMISSIONERS

Josh Letcher, Chair

ATTEST:

Corrina Brown, Clerk of the Board