

RESOLUTION NO. R22-84

**A RESOLUTION OF THE CITY OF LAUREL CITY COUNCIL CLARIFYING
LEGAL SCOPE OF RESOLUTION NO. R05-23 RELATED TO CLASSIFICATION
OF THE CITY OF LAUREL.**

WHEREAS, pursuant to Montana law, every City that has a population of less than 10,000 and more than 5,000 is characterized as a City of the Second Class (Mont. Code Ann. § 7-1-4111);

WHEREAS, pursuant to Montana law, every Second Class City that has a population of more than 5,000 and less than 7,500 may, by Resolution and Certified Filings elect to be a Third Class City (Mont. Code Ann. § 7-1-4112);

WHEREAS, the latest Official Census taken under the direction of the Congress of the United States establishes that the population of the City of Laurel, Montana is 7,222, which is greater than 5,000, approaching 7,500, but less than 10,000;

WHEREAS, in 2005, the City of Laurel City Council passed Resolution No. R05-23 electing to be and remain a City of the Third Class;

WHEREAS, pursuant to Montana law, any such election must be made by Resolution, and a Certified Copy of such Resolution must be filed in the Office of the County Clerk and in the Office of the Secretary of State (Mont. Code Ann. § 7-1-4118), and only thereafter does a City obtain lower-class certification;

WHEREAS, no such Certified Copy of the Resolution was filed, and therefore, the City of Laurel remained a City of the Second Class; and

WHEREAS, the City of Laurel is approaching the population cap of 7,500 that does not permit an election to a lower-class certification; and

WHEREAS, the City of Laurel therefore is and elects to remain a City of the Second Class.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Laurel, Montana, that Resolution No. R05-23 is declared null and void; and

BE IT FURTHER RESOLVED that the City of Laurel is and elects to remain a City of the Second Class in the State of Montana and be governed by all applicable provisions of the Montana Code Annotated relative to Cities of the Second Class.

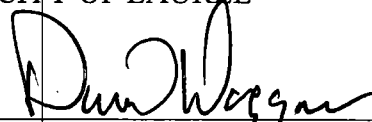
Certified copies of this Resolution shall be filed in the Office of the Clerk and Recorder of Yellowstone County, Montana, and in the Office of the Secretary of State, Montana.

Introduced at a regular meeting of the City Council on the 27th day of December 2022 by Council Member Herr.

PASSED and APPROVED by the City Council of the City of Laurel, Montana on the 27th day of December 2022.

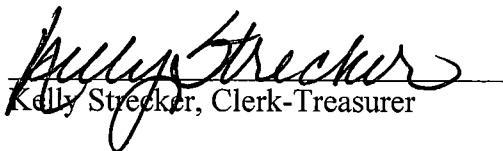
APPROVED by the Mayor on the 27th day of December 2022.

CITY OF LAUREL

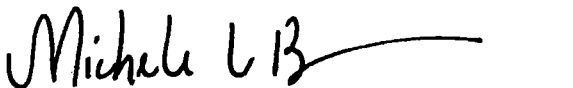


Dave Waggoner, Mayor

ATTEST:


Kelly Strecker, Clerk-Treasurer

APPROVED AS TO FORM:


Michele L. Braukmann, Civil City Attorney