

COUNCIL RESOLUTION NO. 16-72

1 A RESOLUTION REQUESTING APPOINTMENT OF A SPECIAL DEPUTY
2 PROSECUTOR FOR THE DEPARTMENT OF LABOR AND INDUSTRY AND PROVIDING
3 FOR AN EFFECTIVE DATE HEREIN.

4 WHEREAS, the Department of Labor and Industry has advised the
5 Butte-Silver Bow County Attorney's Office that it is
6 investigating and wants to prosecute cases in Butte-
7 Silver Bow and has requested appointment of one of
8 their attorneys as a Special Deputy County Attorney to
9 assist the Butte-Silver Bow County Attorney's Office
10 by handling labor-related criminal cases and;

11 WHEREAS, it is desired and deemed appropriate that a Special
12 Deputy County Attorney be appointed to assist in the
13 prosecution of these cases; and

14 WHEREAS, Montana Code Annotated § 2-15-501(5) authorizes the
15 Attorney General to provide assistance to County
16 Attorneys in the discharge of his or her duties.

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18 NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF COMMISSIONERS OF
19 THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA:

20 SECTION 1: That Special Assistant Attorney General Joe Nevin
21 of the Department of Labor and Industry is hereby
22 appointed as a Special Deputy County for Butte-
23 Silver Bow for the purpose of assisting in the
24 investigation and prosecution of the

1 aforementioned cases.

2 SECTION 2: That under the terms of this agreement, no fee
3 will be charged for attorney time provided by the
4 Attorney General's Office based upon the fact
5 that pursuant to internal operating policies
6 adopted by the Attorney General September 1,
7 1999, assistance in such cases is provided
8 without an hourly fee. Witness fees and
9 expenses, jury costs and other normal costs
10 associated with trial will be the County's
11 responsibility as with all other prosecutions.

12 SECTION 3: That this Resolution shall be in full force and
13 effect from and after passage and approval.

14 PASSED this _____day of December, 2016.

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CINDI SHAW
CHAIRMAN OF THE COUNCIL OF COMMISSIONERS

APPROVED this _____ day of December, 2016.

MATT VINCENT
CHIEF EXECUTIVE

ATTEST:

SALLY J. HOLLIS
CLERK AND RECORDER

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BY _____
ITS _____

APPROVED AS TO FORM:

EILEEN JOYCE
COUNTY ATTORNEY

DAVID WALKER
CHAIRMAN, JUDICIARY COMMITTEE