

OFFICE OF THE CITY ATTORNEY

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Legal Opinion 2022-013

TO: City Council Department Mayor's Office, Department City Clerk, Leigh Griffin,
Ellen Buchanan, Angela Simonson
CC: Department Attorney
FROM: Jim Nugent, City Attorney
DATE August 16, 2022
RE: ELIGIBILITY REQUIREMENTS TO BE MAYOR OF CITY OF MISSOULA

FACTS:

There has been a request for a written city attorney legal opinion to have available identifying the eligibility qualifications to be Mayor of the City of Missoula.

ISSUE(S):

What re the eligibility qualifications to be mayor of the City of Missoula?

CONCLUSION(S):

In order to be eligible to be mayor of the City of Missoula the person must be a citizen of the United States, a registered city elector(voter), at least 21 years old,, a resident of the state of Montana for 3 years, a resident of the City of Missoula for at least 2 years preceding election/selection to office of mayor.

LEGAL DISCUSSION:

The qualifications for a person to be Mayor of the City of Missoula are as follows:

- (1) A citizen of the United States. 7-4-4104 MCA
- (2) Meet the qualifications for Mayor set forth in law. 7-4-4104 MCA;
- (3) Be a registered voter(elector) of the City of Missoula. City of Missoula Charter, Article III(3)
- (4) At least 21 years old. 7-4-4301 MCA
- (5) A resident of the state at least 3 years. 7-4-4301 MCA
- (6) Has been a resident of the city of Missoula for at least 2 years preceding 7-4-4301 MCA.

CONCLUSION(S):

In order to be eligible to be mayor of the City of Missoula the person must be a citizen of the United States, a registered city elector (voter), at least 21 years old, a resident of the state of Montana for 3 years, a resident of the City of Missoula for at least 2 years preceding election/selection to the office of mayor.

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/s/ Jim Nugent

Jim Nugent, City Attorney

JN:dj