

**SPECIAL LEVY ELECTION RESOLUTION**

07-14-08

A RESOLUTION CALLING A SPECIAL ELECTION TO BE HELD FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS OF TETON COUNTY, IDAHO, THE PROPOSITION OF AN ADDITIONAL TAX LEVY FOR TWO (2) YEARS ONLY IN AN AMOUNT NOT TO EXCEED \$1,400,000 PER YEAR TO PAY GENERAL OPERATING EXPENSES OF TETON VALLEY HOSPITAL

WHEREAS, the Teton Valley Hospital located in Driggs, Idaho (the "Hospital") requires financial assistance over and above its current budget in order to continue its operations for use by the residents of Teton County, Idaho (the "County"), which Hospital operations and services have been deemed by the Board of County Commissioners of the County to be required for the public good and welfare of the County;

WHEREAS, the County does not have funds available to assist the Hospital and has determined it advisable to support the Hospital through the certification of an additional levy on the taxable property in the County as provided in Section 31-3613, Idaho Code, which levy is limited to .06% of the market value for assessment purposes of property in the County; and

WHEREAS, because such levy will cause the County's budget to be in excess of the limitation contained in Section 63-802(1), Idaho Code, pursuant to the provisions of Section 63-802(3), Idaho Code, the County proposes to provide for the holding of a special election for majority vote approval of such levy.

NOW, THEREFORE, IT IS RESOLVED by the Board of County Commissioners of Teton County, Idaho, as follows:

SECTION 1. That a Special Levy Election (the "Special Levy Election") is hereby called to be held in Teton County, Idaho, on Tuesday, August 5, 2008, for the purpose of submitting to the qualified electors of the County the proposition set forth in the form of ballot appearing in Section 4 hereof.

SECTION 2. That the polls at the Special Levy Election shall be open at the hour of 8:00 A.M. and remain open continuously until the hour of 8:00 P.M., at which time the polls will close.

SECTION 3. That all qualified electors of the County, being United States citizens eighteen (18) years of age or older, who have resided in the County for thirty (30) days preceding the Special Levy Election, who are registered or who register at the polls on the day of the Special Levy Election, as provided by law, are entitled to vote at the Special Levy Election.

SECTION 4. That the ballots to be used at the Special Levy Election shall be in substantially the following form:

**OFFICIAL BALLOT**

**SPECIAL LEVY ELECTION**

**TETON COUNTY  
STATE OF IDAHO**

**August 5, 2008**

QUESTION: Shall the Board of County Commissioners of Teton County, Idaho, be authorized and empowered to certify an additional tax levy for two (2) years only in an amount not to exceed \$1,400,000 per year, for the purpose of paying general operating expenses at Teton Valley Hospital located in Driggs, Idaho, as more fully provided in the Special Levy Election Resolution adopted by the County Commissioners of Teton County, Idaho, on July 14, 2008?

IN FAVOR OF ADDITIONAL TAX LEVY FOR TWO (2) YEARS ONLY IN AN AMOUNT NOT TO EXCEED \$1,400,000 PER YEAR FOR THE PURPOSE STATED IN THE SPECIAL LEVY ELECTION RESOLUTION	YES <input type="checkbox"/>
AGAINST ADDITIONAL TAX LEVY FOR TWO (2) YEARS ONLY IN AN AMOUNT NOT TO EXCEED \$1,400,000 PER YEAR FOR THE PURPOSE STATED IN THE SPECIAL LEVY ELECTION RESOLUTION	NO <input type="checkbox"/>

**INSTRUCTIONS TO VOTERS:** To vote on the preceding question, place an "X" in the square to the right of the words "IN FAVOR OF ADDITIONAL TAX LEVY FOR TWO (2) YEARS ONLY IN AN AMOUNT NOT TO EXCEED \$1,400,000 PER YEAR FOR THE PURPOSE STATED IN THE SPECIAL LEVY ELECTION RESOLUTION," or "AGAINST ADDITIONAL TAX LEVY FOR TWO (2) YEARS ONLY IN AN AMOUNT NOT TO EXCEED \$1,400,000 PER YEAR FOR THE PURPOSE STATED IN THE SPECIAL LEVY ELECTION RESOLUTION" according to the way you desire to vote on the question. All

distinguishing marks are forbidden and make the ballot void. If you, by mistake or accident, mark, tear, deface, or otherwise mutilate this Ballot, return it to the Election Judges and obtain another Ballot.

(End Form of Official Ballot for the Special Levy Election)

SECTION 5. That the County Clerk, shall, in accordance with the provisions of § 34-2425, Idaho Code, cause sample ballots to be printed and distributed as provided by law, and shall cause a facsimile, except as to size, of said sample ballot to be published in THE TETON VALLEY NEWS, a newspaper in general circulation in the County, prior to the date of the Special Levy Election.

SECTION 6. That notice of the Special Levy Election shall be given by the County Clerk by publication of the Notice of Special Levy Election in THE TETON VALLEY NEWS, a newspaper in general circulation within the County. The first notice shall be published at least twelve (12) days prior to the Special Levy Election and the second notice shall be published not later than five (5) days prior to the Special Levy Election. Said notice shall be in substantially the following form:

**NOTICE OF SPECIAL LEVY ELECTION**

Pursuant to the laws of the State of Idaho and the Special Levy Election Resolution of the Board of County Commissioners of Teton County, Idaho, adopted on July 14, 2008, notice is hereby given that a Special Levy Election will be held in the County on Tuesday, August 5, 2008, beginning at the hour of 8:00 A.M. and closing at the hour of 8:00 P.M. on said date, for the purpose of taking a vote upon the following question, to wit:

QUESTION: Shall the Board of County Commissioners of Teton County, Idaho, be authorized and empowered to certify an additional tax levy for two (2) years only in an amount not to exceed \$1,400,000 per year, for the purpose of paying general operating expenses at Teton Valley Hospital located in Driggs, Idaho, and as more fully provided in the Special Levy Election Resolution adopted by the County Commissioners of Teton County, Idaho, on July 14, 2008?

Said election shall be held at the following polling places:

<u>Election Precinct</u>	<u>Polling Place</u>
No. 1 (Victor)	Victor Fire Hall 60 Elm Victor, Idaho
No. 2 (Victor-Driggs)	Good Shepherd Catholic Church 245 S. Highway 33 Driggs, Idaho

<u>Election Precinct</u>	<u>Polling Place</u>
No. 3 (Driggs)	Driggs City Center 60 S. Main Driggs, Idaho
No. 4 (Tetonia)	Tetonia Fire Hall 101 Perry Tetonia, Idaho

ABSENTEE ADDRESS

County Clerk of Teton County  
Teton County Courthouse  
89 N. Main Street  
Driggs, Idaho 83422

Notice is further given that only qualified electors of the County, being United States citizens eighteen (18) years of age or older, who have resided in the County for thirty (30) days preceding the Special Levy Election, who are registered or who register at the polls on the day of the Special Levy Election, as provided by law, are entitled to vote at said election.

Any registered elector of the County may make written application to the County Clerk of Teton County, Idaho, in accordance with law for an absentee ballot, provided that an absentee ballot must be received by the County Clerk at the above Absentee Address not later than 8:00 P.M. on the day of the election in order to be counted.

Pursuant to Section 63-802(3), Idaho Code, if at said Special Levy Election a majority of the qualified registered electors eighteen (18) years of age or older voting at such election assent to the additional levy for the purpose of paying general operating expenses at Teton Valley Hospital, the additional levy shall be certified by the Board of Commissioners of Teton County, Idaho, and shall become effective in accordance with the provisions of Idaho Code.

(End Form of Notice of Special Levy Election)

SECTION 7. Pursuant to Section 63-802(3), Idaho Code, if at the Special Levy Election a majority of the qualified registered electors of the County, eighteen (18) years of age or older who have resided in the County for thirty (30) days, voting thereat assent to the additional levy for the purpose of paying general operating expenses of the Hospital, the additional levy shall be certified by the Board of Commissioners of Teton County, Idaho, and shall become effective in accordance with the provisions of Idaho Code.

SECTION 8. The polling places set forth in Section 6 hereof are hereby designated as the polling places for the precincts and the County Clerk is hereby directed to provide an "absent electors' polling place" as required by § 34-1006, Idaho Code, as set forth in Section 6 hereof.

SECTION 9. That the Board of County Commissioners of the County shall meet within ten (10) days following the Special Levy Election, such meeting to be held on August 11, 2008, at 9:00 a.m., and shall canvass the election returns of all precincts within the County and shall examine and make a statement of all questions for which votes were cast, including the total number of affirmative or negative votes cast for any question voted on, and shall certify that such statement is true, subscribe their names thereto and deliver it to the County Clerk.

SECTION 10. That said supplemental levy shall be certified in September 2008, if carried as aforesaid and the additional levy on all taxable property in Teton County, Idaho, for two (2) years only in an amount not to exceed \$1,400,000 per year shall be levied annually at the time and in the manner as general taxes for said County are levied for the years 2008-2009 and 2009-2010. The proper officer or officers of said County are hereby authorized and directed to do all things requisite and necessary to carry out the provisions of this section and to apply the proceeds of the taxes so collected to the support and benefit of the Hospital.

ADOPTED AND APPROVED this 14<sup>th</sup> day of July, 2008.

BOARD OF COUNTY COMMISSIONERS  
OF TETON COUNTY, IDAHO

By [Signature]  
Chairman

[Signature]  
Commissioner

[Signature]  
Commissioner



(SEAL)

ATTEST:

By [Signature]  
Clerk

**ORIGINAL**