



Resolution 2012-0312

ORDERING A SPECIAL ROAD & BRIDGE LEVY ELECTION TO BE HELD MAY 15, 2012

At a meeting of the Board of Teton County Commissioners, State of Idaho, on the 12th day of March, 2012, the following Resolution was unanimously adopted, to-wit:

A Resolution of the Teton County Board of County Commissioners ordering a special election to be held on the question of authorizing a special tax levy for two (2) years only in an amount not to exceed one million dollars (\$1,000,000) per year to improve the roads and bridges in Teton County and in the cities of Driggs, Victor and Tetonia; establishing the date, time and place of the election; approving the form of ballot and notice of election; and providing an effective date.

WHEREAS, the transportation system in Teton County, including the roads and bridges within the cities of Driggs, Victor and Tetonia, is critical infrastructure for the public health and welfare and for the movement of people, goods and services around and throughout the County and the Cities;

WHEREAS, sufficient funding is not available for the maintenance and improvement of the roads and bridges in Teton County and within the cities of Driggs, Victor and Tetonia;

WHEREAS, the County has determined it advisable to provide additional funding for roads and bridges through the certification of an additional levy on the taxable property in the County as provided in Section 40-801 Idaho Code, which levy is limited to .002 of the market value for assessment purposes, provided that fifty percent of funds collected from property within the limits of any incorporated city be apportioned to that city;

WHEREAS, the County has determined it to be in the best interests of all citizens of the county to allocate greater than fifty percent of funds collected from this proposed special road & bridge tax levy to the cities of Driggs, Victor and Tetonia; 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, the County proposes to submit to the qualified voters of Teton County, Idaho the question of approval of such levy pursuant to the provisions of Section 63-802(3), Idaho Code.

NOW, THEREFORE, BE IT RESOLVED:

Section 1. That a special election is hereby called to be held in Teton County, Idaho, on Tuesday, May 15, 2012, for the purpose of submitting to the qualified electors of the County the proposition set forth in the form of ballot appearing in Section 5 hereof.

Section 2. The special election shall be held as specified in Section 34-106, Idaho Code and in the Notice of Special Election attached hereto, marked Exhibit "A" and by reference made a part hereof.

Section 3. The polls of the special election shall open at the hour of 8:00 a.m. on May 15, 2012, and shall remain open continuously until the hour of 8:00 p.m., at which time the polls shall be closed. The polling places for the special election shall be as set forth in Exhibit "A."

Section 4. Electors must, in order to vote at the special election, be registered to vote according to the registration records of Teton County, Idaho. Any person who is eligible to vote may register on Election Day by appearing in person at a polling place established for the election, by completing a registration card, taking an oath on the form prescribed by law, and providing proof of residence in the manner provided by Section 34-408A, Idaho Code.

Section 5. The ballot proposition for the special election shall be in substantially the following form:

Official Ballot
Special Road & Bridge Levy Election
Teton County, State of Idaho
May 15, 2012

Shall the Board of County Commissioners of Teton County Idaho be authorized to levy a supplemental levy pursuant to Idaho Code 63-802(3), in the amount of up to \$1,000,000 per year for a period of two years, commencing with the fiscal year beginning Oct. 1, 2012, for the purpose of improving the roads and bridges in Teton County and within the cities of Driggs, Victor and Tetonida, all as provided in the Resolution adopted by the Board of County Commissioners of Teton County on March 12, 2012.

IN FAVOR OF authorizing the levy in the amount of \$1,000,000 per year for two years

AGAINST authorizing the levy in the amount of \$1,000,000 per year for two years

Section 6. That the County Clerk shall in accordance with the provisions of Idaho Code § 34-2425 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 accordance with Idaho Code § 34-602.

Section 7. Any qualified and registered elector of the County who expects to be absent from the County on the day of the election, or who will be unable to go to the polling place, may vote by absentee in the manner provided by Section 34-1002, Idaho Code.

Section 8. The Teton County Clerk is authorized to cause a sufficient number of ballots to be printed for use at the special election, to acquire other election supplies as may be required, and to take other and further actions as may be necessary in connection with the special election.

Section 9. This resolution shall take effect and be in force immediately upon its passage and approval.

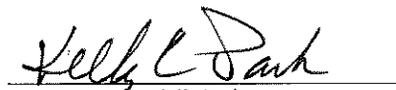
Section 10. That results of said supplemental levy election shall be certified on May 17, 2012. If carried, the additional levy on all taxable property in Teton County Idaho for two (2) years only in an amount not to exceed \$1,000,000 per year shall be levied annually at the time and in the manner as general taxes for said County are levied for fiscal years beginning October 1, 2012 and October 1, 2013.

Section 11. 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 distribute the proceeds of the taxes so collected as follows:

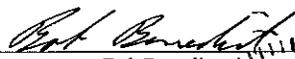
- 13.893% to the City of Driggs Street Fund
- 09.489% to the City of Victor Street Fund
- 00.864% to the City of Tetonida Street Fund
- The remainder to the Teton County Special Road & Bridge Levy Fund

ADOPTED AND APPROVED this 12th day of March, 2012

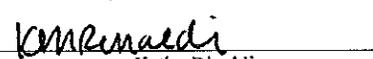
TETON COUNTY BOARD OF COUNTY COMMISSIONERS



Kelly Park



Bob Benedict



Kathy Rinaldi

ATTEST: 

Mary Lou Hansen, Clerk

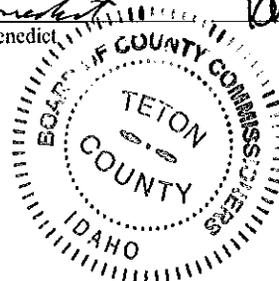


Exhibit A

NOTICE OF SPECIAL ROAD & BRIDGE LEVY ELECTION

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Board of County Commissioners of Teton County, Idaho adopted on March 12, 2012, a Special Road & Bridge Levy Election will be held on May 15, 2012 between the hours of 8:00 a.m. and 8:00 p.m., for the purpose of voting upon the question and proposition of authorizing a levy in the amount of up to \$1,000,000 per year for a period of two years commencing with the fiscal year beginning Oct. 1, 2012 for the purpose of purpose of improving the roads and bridges in Teton County and within the cities of Driggs, Victor and Tetonia.

Said election will be held at the following polling places:

<u>Election Precinct</u>	<u>Polling Place</u>
#1	Gymnasium, Tetonia LDS Church, 6181 S. Main, Tetonia, Idaho
#2 & #5	Teton County Courthouse, Commissioners Meeting Room 150 Courthouse Drive, Driggs, Idaho
#3 & #4	Driggs City Center, 60 S. Main, Driggs, Idaho
#6 & #7	Gymnasium, Victor LDS Church, 87 East Center, Victor, Idaho
ABSENTEE	Teton County Clerk, 150 Courthouse Drive #208 Driggs, ID 83422 (354-8780)

(The second Notice of Election, to be published not less than five days prior to the election, will be the same as above and shall also include the following statement and a facsimile of the sample ballot.)

The question to be submitted to the electors shall be by ballot reading substantially as follows:

Official Ballot
Special Road & Bridge Levy Election
Teton County, State of Idaho
May 15, 2012

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IN FAVOR OF authorizing the levy in the amount of \$1,000,000 per year for two years

AGAINST authorizing the levy in the amount of \$1,000,000 per year for two years

Road & Bridge Levy Calculations

(Using State Tax Commission 2011 December Value Worksheet dated 1/11/2012)

	Net Taxable Value (Including Driggs Urban Renewal)	Calculated Levy Rate*	100% of Tax	Overall split of Road & Bridge tax if 100% to cities
TOTALS	1,513,798,302	0.000660590	1,000,000	
Driggs	210,305,663	0.000660590	138,926	13.893%
Victor	143,637,390	0.000660590	94,885	9.489%
Tetonia	13,084,327	0.000660590	8,643	0.864%
Remainder of County	1,146,770,922	0.000660590	757,545	75.755%