

RESOLUTION # 95-7

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF BOISE COUNTY, IDAHO, ORDERING A SPECIAL ELECTION TO BE HELD ON THE QUESTION OF THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY IN THE PRINCIPAL AMOUNT OF \$3,000,000 FOR THE PURPOSE OF ACQUIRING A COUNTY JAIL FACILITY; ESTABLISHING THE DATE, TIME, AND PLACES OF SAID ELECTION; APPROVING A FORM OF BALLOT; APPROVING A FORM OF NOTICE OF ELECTION; PROVIDING FOR REGISTRATION OF ELECTORS; AND PROVIDING FOR OTHER MATTERS RELATING THERETO

WHEREAS, Boise County, Idaho (the "County"), is a duly incorporated and existing political subdivision of the State of Idaho, organized and operating under the laws thereof; and

WHEREAS, the County is authorized by Sections 31-1001 through 31-1006, Idaho Code, to construct and furnish a courthouse, jail, and such other public buildings as may be necessary, and to issue its general obligation bonds to finance the cost thereof, subject to the approval of the qualified electors of the County; and

WHEREAS, the Board of Commissioners (the "Board") of the County has determined that the public good, interest, and necessity require the incurring of an indebtedness of the County to the amount of \$3,000,000 for the purpose of acquiring a site and constructing, or purchasing and remodeling, furnishing, and equipping a county jail facility, and improvements and costs relating thereto; and

WHEREAS, said indebtedness would exceed the County's income and revenue provided for the current fiscal year, and the Board has determined that said funds should be raised through the issuance and sale of general obligation bonds of the County, subject to the approval of two-thirds (2/3) of the qualified electors voting at the special bond election called for that purpose as provided hereinbelow.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF BOISE COUNTY, IDAHO, as follows:

Section 1: THE PROJECT

A. The Board hereby finds, determines, and declares that the public good, interest, and necessity require the incurring of an indebtedness exceeding the income and revenue provided to the County for the current fiscal year to the amount of \$3,000,000 for

the purpose of acquiring a site and constructing, or purchasing and remodeling, furnishing, and equipping a county jail facility, and improvements related thereto (the "Project), together with the cost of architectural, fiscal advisory, legal, accounting, and other services, costs, and fees incident thereto.

B. The cost and expense of the Project is estimated to be \$3,000,000, including the payment of all preliminary expenses incurred and incident to the Project and properly incident to the issuance of the bonds, all of which cost is to be paid from the proceeds of the proposed bond issue.

C. Subject to approval of the electors of the County as set forth in the following subparagraph, the acquisition, construction, and installation of the improvements as described above are hereby ordered.

D. Subject to the approval thereof by the qualified electors voting at the election for which provision is hereinafter made, general obligation bonds of the County shall be issued pursuant to the provisions of Idaho Code Sections 31-1001, et seq., and 31-1903 through 31-1905, inclusive, and the Municipal Bond Law of the State of Idaho, to the amount of \$3,000,000 to pay the costs of the Project.

Section 2: SPECIAL BOND ELECTION

A special bond election is hereby called to be held within the County on Tuesday, August 1, 1995, for the purpose of enabling the qualified electors of the County to vote upon the proposition set forth in Section 4 hereof. Said election shall be held in accordance with the laws of the State of Idaho. The ballot proposition to be voted upon at the special bond election shall be separate from any other measure being voted upon at or in conjunction with the special bond election. Only those qualified electors casting valid ballots upon the proposition set forth hereinafter shall be counted in determining the number of qualified electors voting at or participating in said special bond election.

Section 3: ADMINISTRATION OF ELECTION

The polls of said election shall open at the hour of 8:00 o'clock A.M. on August 1, 1995, and shall remain open continuously on said day until the hour of 8:00 o'clock P.M., at which time the polls shall be closed. The County, as its boundaries are now fixed and established, shall consist of seven(7) voting precincts, the voting places for which shall be as follows:

Precinct No. 30	Crouch Community Hall Garden Valley, Idaho
Precinct No. 40	Ladies' Improvement Club Hall Horseshoe Bend, Idaho
Precinct No. 50	Idaho City Courthouse 611 Main Street Idaho City, Idaho
Precinct No. 60	Lowman Ranger Station Lowman, Idaho
Precinct No. 70	The Wilderness Ranch Office Mores Creek, Idaho
Precinct No. 80	Civic Club Hall Placerville, Idaho
Absentee Ballot Precinct	Boise County Courthouse 419 Main Street Idaho City, Idaho

The Boise County Clerk shall be the chief election official of the County and shall, subject to the approval of the Board, appoint election judges and clerks for each election precinct. The judges and clerks shall be compensated at the rate established by the Board for execution of their duties. The administration of the election shall be in accordance with the election laws of the State of Idaho and in accordance with this resolution.

Section 4: BALLOT PROPOSITION

The ballot proposition to be presented to the electors of the County at said special election shall be in substantially the following form:

BOISE COUNTY, IDAHO

SPECIAL BOND ELECTION
August 1, 1995

SHALL THE BOARD OF COMMISSIONERS OF BOISE COUNTY, IDAHO, BE AUTHORIZED TO ISSUE AND SELL THE GENERAL OBLIGATION BONDS OF THE COUNTY TO THE PRINCIPAL AMOUNT OF \$3,000,000 TO PAY THE COST OF ACQUIRING A SITE AND CONSTRUCTING, OR PURCHASING AND REMODELING, A COUNTY JAIL FACILITY AND

FURNISHING AND EQUIPPING THE SAME, TOGETHER WITH RELATED IMPROVEMENTS AND COSTS INCIDENTAL THERETO, SAID BONDS TO MATURE OVER A PERIOD WHICH MAY BE LESS THAN BUT WHICH SHALL NOT EXCEED TWENTY (20) YEARS, ALL AS MORE FULLY PROVIDED IN THE RESOLUTION ADOPTED BY THE BOARD OF COMMISSIONERS ON JUNE 12, 1995?

INSTRUCTIONS TO VOTERS: In order to vote IN FAVOR of the proposed bond issue, please make a cross (X) or other mark in the space to the right of the words, "BONDS. YES." In order to vote AGAINST the proposed bond issue, please make a cross (X) or other mark in the space to the right of the words, "BONDS. NO." If you, by mistake or accident, mark, tear, deface, or otherwise mutilate this ballot, please return it to the election judges and obtain another ballot.

BONDS. YES. []

BONDS. NO []

The following information is required by Section 34-440, Idaho Code:

The County has no existing indebtedness. The interest rate anticipated on the proposed bonds is 5.80%. The range of anticipated rates is from four percent (4.0%) to ten percent (10.0%). The total amount to be repaid over the life of the proposed bonds, principal and interest, based on the anticipated interest rate, is estimated to be \$4,680,000.

Section 5: BALLOTS AND SUPPLIES

The County Clerk shall cause the ballots to be printed and distributed as required by law, and shall cause a facsimile of the sample ballot to be published at least twice in a newspaper of general circulation within the County, the first publication being at least twelve (12) days prior to said election, and the last publication being not later than five (5) days prior to said election. The County Clerk is hereby authorized and directed to procure such supplies and incur such expenses as shall be appropriate and necessary for the proper conduct of the special bond election.

Section 6: QUALIFIED ELECTORS

Every United States citizen eighteen (18) years of age or older, who at the time of the specified bond election is a qualified elector of the County who has been a legal and bona fide resident of the County for at least 30 days immediately preceding the date of the election, if properly registered as required by law, shall be qualified to vote at said election.

Section 7: REGISTRATION

No qualified elector who was duly registered as a voter, and who continues to reside at the same address or within the same precinct in which he or she is registered, and has voted in at least one election for which County registration was required in the past four years, shall be required to re-register.

Persons may register at the office of the Boise County Clerk as Registrar, at the Boise County Courthouse, Idaho City, Idaho, during office hours on any business day until July 7, 1995. Persons may also register with official precinct registrars until July 7, 1995. Any elector who will complete his or her residence requirement or obtain the requisite voting age during the period when the register of electors is closed, may register prior to the closing of the register.

Any person who is eligible to vote may register on election day by appearing in person at the polling place for the precinct in which he or she resides, by completing a registration card, making an oath on the form prescribed by law, and providing proof of residence in the manner provided by Section 34-408A, Idaho Code, as amended.

Section 8: NOTICE

Notice of said special bond election shall be substantially in the form of Notice of Election which is annexed hereto as Exhibit "A" and by reference made a part hereof, and shall be given by publication at least twice in a newspaper of general circulation in the County, the first such publication being at least twelve (12) days prior to said election, and the last publication being not later than five (5) days prior to said election.

Section 9: CANVASS

Immediately following the close of the polls, each board of election shall complete a voting summary in public view and shall deliver the same to the County Clerk within two days thereafter,

and shall transmit therewith to the Board, under seal, all poll lists, tally sheets, and ballots cast at said election, whether such ballots were counted by said board of election or not. The Board shall meet within the time and in the manner provided by law, for the purpose of canvassing the results of the election. Thereupon, the results shall be entered in the journal of proceedings of the Board and proclaimed as final.

Section 10: DEBT DISCLOSURE STATEMENT

Pursuant to Idaho Code Section 34-440, as amended, a Debt Disclosure Statement shall be independently verified by the Boise County Treasurer.

Section 11: GENERAL OBLIGATION BONDS

If, at said special bond election, two-thirds (2/3) of the qualified electors of the County voting therein vote in favor of the issuance of said bonds for the purposes set forth herein and designated on the aforesaid ballot, fully registered general obligation bonds (the "Bonds") of the County shall be authorized, issued, sold, and delivered. The full faith and credit of the County, as constituted at the time of the issuance of the Bonds, and all taxable property within its limits, will be pledged to the full and prompt payment of the principal thereof and interest thereon. Said Bonds will be paid from annual taxes levied upon all taxable property within the County in sufficient amount to constitute a sinking fund for the payment of the principal thereof, together with the interest on the Bonds as it falls due, within a period which may be less than but which shall not exceed twenty (20) years from the date of the Bonds.

The officers now or hereafter charged by law with the duty of levying taxes for the payment of said Bonds and interest thereon shall, in the manner provided by law, make annual levies upon all taxable property within the County sufficient to meet the annual payments of bond principal and interest accruing and maturing as hereinabove provided.

All Bonds shall be issued in the form and manner, and be registered, disposed of, and redeemed, in accordance with the provisions of the Municipal Bond Law of the State of Idaho, the same being Title 57, Chapters 2 and 9, Idaho Code.

Section 12: OFFICERS AUTHORIZED

The officers of the County are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this resolution.

Section 13: RATIFICATION

All action heretofore taken, not inconsistent with the provisions of this resolution, by the Board, and the officers of the County, directed toward acquisition, construction, and installation of the Project and the issuance of general obligation bonds of the County therefor, and for the holding of a special bond election, are hereby ratified, approved, and confirmed.

Section 14: REPEAL

All resolutions or parts of resolutions heretofore adopted by the Board, which conflict with any provisions of this resolution, are hereby, to the extent of any such conflict, repealed.

DATED this 12th day of June, 1995.

BOISE COUNTY, IDAHO

By 
Chairman

By 
Commissioner

By 
Commissioner

ATTEST:


County Clerk

(S E A L)

BOISE COUNTY
State of Idaho

NOTICE OF SPECIAL BOND ELECTION

NOTICE IS HEREBY GIVEN that pursuant to a Resolution adopted by the Board Commissioners of Boise County, Idaho, on June 12, 1995, a Special Bond Election will be held in said County on

TUESDAY, AUGUST 1, 1995

between the hours of 8:00 o'clock A.M. and 8:00 o'clock P.M., Mountain Daylight Time, for the purpose of voting upon the question and proposition of issuing general obligation bonds to the principal amount of \$3,000,000, for the purpose of providing funds to pay the cost of constructing and furnishing a county jail facility, together with related improvements and costs incidental thereto (the "Project"), pursuant to the provisions of the Resolution adopted on June 12, 1995.

The total estimated cost of the Project is \$3,000,000, all of which is to be paid from the sale of the proposed bond issue.

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

SHALL THE BOARD OF COMMISSIONERS OF BOISE COUNTY, IDAHO, BE AUTHORIZED TO ISSUE AND SELL THE GENERAL OBLIGATION BONDS OF THE COUNTY TO THE PRINCIPAL AMOUNT OF \$3,000,000 TO PAY THE COST OF ACQUIRING A SITE AND CONSTRUCTING, OR PURCHASING AND REMODELING, A COUNTY JAIL FACILITY AND FURNISHING AND EQUIPPING THE SAME, TOGETHER WITH RELATED IMPROVEMENTS AND COSTS INCIDENTAL THERETO, SAID BONDS TO MATURE OVER A PERIOD WHICH MAY BE LESS THAN BUT WHICH SHALL NOT EXCEED TWENTY (20) YEARS, ALL AS MORE FULLY PROVIDED IN THE RESOLUTION ADOPTED BY THE BOARD OF COMMISSIONERS ON JUNE 12, 1995?

The following information is required by Section 34-440, Idaho Code:

The County has no existing indebtedness. The interest rate anticipated on the proposed bonds is 5.80%. The range of anticipated rates is from four percent (4.0%) to ten percent (10.0%). The total amount to be repaid over the life of the proposed bonds, principal and interest,

based on the anticipated interest rate, is estimated to be \$4,680,000.

The precincts and polling places for the special bond election are as follows:

Precinct No. 30	Crouch Community Hall Garden Valley, Idaho
Precinct No. 40	Ladies' Improvement Club Hall Horseshoe Bend, Idaho
Precinct No. 50	Idaho City Courthouse 611 Main Street Idaho City, Idaho
Precinct No. 60	Lowman Ranger Station Lowman, Idaho
Precinct No. 70	The Wilderness Ranch Office Mores Creek, Idaho
Precinct No. 80	Civic Club Hall Placerville, Idaho
Absentee Ballot Precinct	Boise County Courthouse 419 Main Street Idaho City, Idaho

Every United States citizen eighteen (18) years of age or older, who at the time of the specified bond election is a qualified elector of the County who has been a legal and bona fide resident of the County for at least 30 days immediately preceding the date of the election, if properly registered as required by law, shall be qualified to vote at said election.

Qualified and duly registered electors who, because of illness, disability, or expected absence from Boise County on the date of election, will be unable to vote at the polling place at which he or she is entitled to vote on the day of election, may obtain absentee ballots from the Boise County Clerk.

The Boise County Clerk is the Registrar of the County, and the place of registration is the Office of said County Clerk at the Boise County Courthouse, Idaho City, Idaho.

Persons may register on each business day during normal office hours, until July 7, 1995. Persons may also register with official

precinct registrars until July 7, 1995. Any elector who will complete his or her residence requirement or attain the requisite voting age during the period when the register of electors is closed, may register prior to the closing of the register.

Any person who is eligible to vote may register on election day by appearing in person at the polling place for the precinct in which the person maintains residence, by completing a registration card, making an oath on the form prescribed by law, and providing proof of residence in the manner provided by Section 34-408A, Idaho Code, as amended.

No qualified elector who was duly registered as a voter, and who continues to reside at the same address or within the same precinct in which he or she is registered, and has voted in at least one election for which registration was required in the past four (4) years, shall be required to re-register.

Polls will be opened at the hour of 8:00 o'clock A.M. on August 1, 1995, and will be open continuously until the hour of 8:00 o'clock P.M., at which time the polls will be closed. Each elector shall vote at the polling place provided for the voting precinct in which he or she resides and is duly registered. Each elector shall vote by secret and separate ballot and shall indicate his or her approval or disapproval of the question submitted by making a cross (X) or other mark in the space to the right of the words on the ballot which expresses his or her choice. Only those qualified electors casting valid ballots upon the proposition set forth above shall be counted in determining the number of qualified electors voting at or participating in said special bond election.

If at said election two-thirds (2/3) of the qualified electors voting at such election assent to the issuance of said bonds for the purposes set forth in the Resolution adopted on June 12, 1995, the general obligation bonds of the County will be issued, which bonds will mature annually over a period which may be less than, but which will not exceed, twenty (20) years from their date, will bear interest at such rate or rates, will mature annually, be in such denominations, be payable in such order, and be subject to such prior redemption, as the Board of Commissioners shall provide in the resolution authorizing the issuance of such bonds, and will be payable from taxes levied upon all taxable property within the County.

DATED this 12th day of June, 1995.

BOISE COUNTY, IDAHO

By _____
Chairman

By _____
Commissioner

By _____
Commissioner

ATTEST:

County Clerk