

RESOLUTION NO. 2012- 88
Optional Form of County Government
Streamlining County Government

WHEREAS, the Citizens of Idaho, in 1994, ratified Article XVIII, Section 12 of the Idaho Constitution authorizing optional forms of county government and;

WHEREAS, the Idaho Legislature in 1996 adopted §§ 31-5001 through 31-5809, Idaho Code authorizing alternative forms of county government; and

WHEREAS, it is the desire of the Kootenai County Board of Commissioners (“the Board”) to submit to the voters of Kootenai County for their decision the below alternative form of government at the general election on November 6, 2012; and

WHEREAS, it is the intention of the Board to pass a resolution in accordance with §31-5004, Idaho Code, to enable the voters of Kootenai County the opportunity to decide the question of an alternative form of government; and

WHEREAS, the alternative form of county government proposed by the Board is the “Commission-Manager form of government” found in Chapter 53, Title 31, Idaho Code. The County Manager shall:

- (1) Have general supervision of the administrative functions of the county;
- (2) See that the ordinances, resolutions and contracts of the Board of County Commissioners are complied with and faithfully executed;
- (3) Furnish the Board with information concerning the operations of county departments, boards or commissions, as necessary for the Board to exercise its powers or as requested by the Board and submit any other reports requested by the Board or as he/she deems necessary;
- (4) Prepare and submit an annual budget for the county to the Board of County Commissioners. The manager shall be the county budget officer and shall be responsible for the performance of the duties of the county budget officer as provided in Chapter 16, Title 31, Idaho Code, and any other provisions of law imposing duties upon the county budget officer;

- (5) Keep the Board fully advised of the financial condition and needs of the county;
- (6) Attend meetings of the Board of County Commissioners, take part in the discussions, but not vote, and recommend measures for adoption;
- (7) Exercise the executive authority of the county to appoint, supervise, suspend and remove county personnel and make nominations and appointments to advisory boards and committees;
- (8) Perform such other duties as the Board may establish by ordinance or resolution; and

WHEREAS, the County Commissioners shall continue to be elected in accordance with I.C. §31-703, with the number of Board members remaining at three (3); and

WHEREAS, the County Sheriff shall continue to be elected to a term of four (4) years and to perform all the duties and responsibilities of the office; and

WHEREAS, the County Prosecuting Attorney shall continue to be elected to a term of four (4) years and to perform all the duties and responsibilities of the office; and

WHEREAS, the County Clerk, ex officio Auditor and Recorder, shall be appointed by the County Manager with the advice and consent of the Board of County Commissioners, be supervised by the County Manager and perform all the duties and responsibilities of the office; and

WHEREAS, the County Treasurer, ex officio Tax Collector and Public Administrator, shall be appointed by the County Manager with the advice and consent of the Board of County Commissioners, be supervised by the County Manager and perform all the duties and responsibilities of the office; and

WHEREAS, the County Assessor shall be appointed by the County Manager with the advice and consent of the Board of County Commissioners, be supervised by the County Manager and perform all the duties and responsibilities of the office; and

WHEREAS, the County Coroner shall be appointed by the County Manager with the advice and consent of the Board of County Commissioners, be supervised by the County Manager and perform all the duties and responsibilities of the office; and

WHEREAS, the existing elected officers whose elected office will be abolished shall be retained as county employees until the end of the term for which they were elected, and thereafter may be re-appointed to such position at the discretion of the County Manager, with the advice and consent of the Board of County Commissioners; and

WHEREAS, if the proposed optional form of government is adopted during the November 2012 general election, the question to return to previous form or any other optional form of county government may be placed at subsequent elections but not more frequently than every four (4) years;

NOW THEREFORE, BE IT HEREBY RESOLVED that the above optional form of government shall be submitted to the Kootenai County electorate for their determination on the November 6, 2012, ballot for the general election.

Upon a motion to adopt the text of the foregoing Resolution made by Commissioner _____, seconded by Commissioner _____, the following vote was recorded:

Commissioner Nelson:
Commissioner Green:
Chairman Tondee:

Upon said roll call, the text of the foregoing was duly enacted as a Resolution of the Board of Commissioners of Kootenai County, Idaho, on the 7th day of August 2012.

DATED this 7th day of August, 2012.

**KOOTENAI COUNTY
BOARD OF COMMISSIONERS**

**ATTEST:
CLIFFORD T. HAYES, CLERK**

W. Todd Tondee, Chairman

By: _____
Deputy Clerk

Daniel H. Green, Commissioner

Jai K. Nelson, Commissioner