

Bonneville County, Idaho

RESOLUTION: 99-01

Authorizing Resolution

"A Resolution to Submit an Application for an Idaho Community Development Block Grant to Assist in the Construction of an Economic Development Project."

WHEREAS, the County Commission desires to upgrade publicly owned infrastructure including, but not limited to, the installation of curbing, sidewalks, lighting, storm drainage, street reconstruction, railroad access, power, and other associated improvements related to business development within the County; and

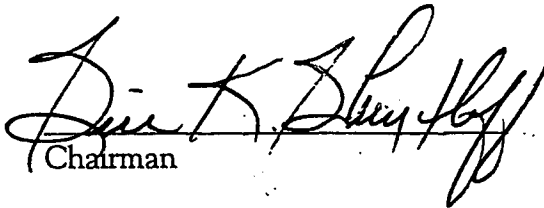
WHEREAS, the County Commission desires to submit an Idaho Community Development Block Grant Application to the Idaho Department of Commerce for an Economic Development Grant to assist in the construction of new and expanding businesses;

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

The County Commission of Bonneville County hereby authorizes the submission of the Idaho Community Development Block Grant Application to the Idaho Department of Commerce for funds to assist in the construction of said Economic Development Project. The Commission also authorizes Bill K. Shartleff, to sign and execute the Application and any associated documents.

RESOLVED this 9th day of August, 1999.

Bonneville County Commissioners


Chairman

RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION ASSISTANCE PLAN

Under Section 104(d) of the Housing and Community Development Act of 1974, as amended

Bonneville County will replace all occupied and vacant occupiable low/moderate-income dwelling units demolished or converted to a use other than as low/moderate-income housing in connection with an activity assisted with funds provided under the Housing and Community Development Act of 1974, as amended, as described in 24 CFR 570.606(b) through (g).

All replacement housing will be provided within three years after the commencement of the demolition or conversion. Before entering into a contract committing the Bonneville County to provide funds for an activity that will directly result in demolition or conversion, the County will make public by publication in The Post Register, and submit to the Idaho Department of Commerce the following information in writing:

1. A description of the proposed assisted activity;
2. The location on a map and number of dwelling units by size (number of bedrooms) that will be demolished or converted to a use other than as low/moderate-income dwelling units as a direct result of the assisted activities;
3. A time schedule for the commencement and completion of the demolition or conversion;
4. The location on a map and the number of dwelling units by size (number of bedrooms) that will be provided as replacement dwelling units. If such data are not available at the time of the general submission, the County will identify the general location on an area map and the approximate number of dwelling units by size and provide information identifying the specific location and number of dwelling units by size as soon as it is available;
5. The source of funding and a time schedule for the provision of the replacement dwelling units;
6. The basis for concluding that each replacement dwelling unit will remain a low/moderate-income dwelling unit for at least 10 years from the date of initial occupancy;
7. Information demonstrating that any proposed replacement of dwelling units with smaller dwelling units (e.g., a 2-bedroom unit with two 1-bedroom units) is consistent with the housing needs of lower-income households in the jurisdiction.

The County Clerk, is responsible for tracking the replacement of housing and ensuring that it is provided within the required period.

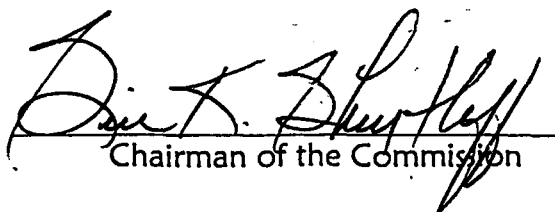
The Bonneville County Clerk, is responsible for ensuring requirements are met for notification and provision of relocation assistance, as described in CFR 570.606(b) through (g), to any lower-income person displaced by the demolition of any dwelling unit or the conversion of a low/moderate-income dwelling unit to another use in connection with an assisted activity.

Consistent with the goals and objectives of activities assisted under the Act, the Bonneville County will take the following steps to minimize the displacement of persons from their homes:

1. Coordinate code enforcement with rehabilitation and housing assistance programs.
2. Evaluate housing codes and rehabilitation standards in reinvestment areas to prevent their placing undue financial burden on long-established owners or tenants of multi-family buildings.
3. Stage rehabilitation of apartment units to allow tenants to remain during and after rehabilitation by working with empty units or buildings first.
4. Establish facilities to house persons who must be relocated temporarily during rehabilitation.
5. Adopt public policies to identify and mitigate displacement resulting from intensive public investment in neighborhoods.
6. Adopt policies which provide reasonable protections for tenants faced with conversion to a condominium or cooperative.
7. Adopt tax assessment policies such as deferred tax payment plans to reduce impact of rapidly increasing assessments on lower-income owner-occupants or tenants in revitalizing areas.
8. Establish counseling centers to provide homeowners and renters with information on the assistance available to help them remain in their neighborhood in the face of revitalization pressures.

(The jurisdiction should include one or more of the above to implement the planning for minimizing the direct and indirect displacement of persons from their homes.)

Bonneville County hereby certifies that it has officially adopted and published said Residential Anti-Displacement and Relocation Assistance Plan. This plan shall become effective August 9, 1999.


Chairman of the Commission

August 9, 1999
Date

CERTIFICATION REGARDING LOBBYING

The undersigned certifies, to the best of his or her knowledge and belief, that:

- (1) No federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement.
- (2) If any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with this federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
- (3) The undersigned shall require that the language of this certification be included in the award documents for all sub-awards at all tiers (including subcontracts, sub-grants, and contracts under grants, loans, and cooperative agreements) and that all sub-recipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.


Signature

August 9, 1999
Date

Chairman
Title

CITIZEN PARTICIPATION PLAN
IDAHO COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
Bonneville County

Pursuant to citizen participation requirements for ICDBG participants, Bonneville County hereby certifies the following activities will be completed:

1. Provide for and encourage citizen participation, particularly for low- and moderate-income persons who reside in slum or blighted areas and areas in which ICDBG funds are proposed to be used.
2. Provide technical assistance to groups representative of low- and moderate-income persons that request assistance in developing proposals in accordance with procedures developed by the Idaho Department of Commerce. Such assistance need not include providing funds to such groups.

This process shall include the following:

- A. Reasonable and timely access to local meetings, information, and records pertaining to the local governments proposed and actual use of ICDBG funds.
- B. A minimum of two public hearings, each at a different stage of the program, for the purpose of obtaining citizens' views. The first public hearing shall include a description of the proposed project, scope of work, budget, schedule, location, and beneficiaries. Any earned program income must also be noted. The application, related documents, and the *Application Handbook* shall be available for citizens to review.

The second public hearing on the status of funded activities shall, at a minimum, include a review of project activities and accomplishments to date; a general description of remaining work; and a general description of changes made to the ICDBG project scope of work, budget, schedule, location, or beneficiaries.

Public hearings shall be conducted at times and locations convenient to local citizens.

Public hearings shall be advertised in a local newspaper no less than seven (7) twenty-four (24) hour days prior to the hearing date. If there is no local newspaper, public notification will occur through some other method where there is wide distribution to citizens within the project area. This method must be approved by the community development staff.

A copy of the publication and/or affidavit of publication shall be submitted to the Department. The notice should identify all of the topics to be addressed in the public hearing including the assurances that hearings shall be held in facilities that are accessible to persons with disabilities and that alternative formats shall be available to persons with disabilities where practicable, and with advance notice to the unit of local government.

Citizens shall also be notified they will be given the opportunity to comment orally or in writing within five 24-hour days of the hearing. Special accommodations shall be available for persons with disabilities who may wish to comment within the five-day period. Public hearings shall be conducted in a manner to meet the needs of non-English speaking residents where a significant number of non-English speaking residents can be expected to participate.

Local citizen participation records which shall be made available to the State and local citizens shall include: a copy of the public notice and/or affidavit of publication which describes proposed or actual project activities, scope of work, location, budget, schedule, objectives, and beneficiaries. Notices shall also contain the accessibility clause for persons with disabilities.

Public hearing procedures shall also be used in the event ICDBG project activities were added, deleted, or substantially changed from the application. Substantially changed means changes made in terms of purpose, scope, location, or beneficiaries as defined by the ICDBG program.

Grantees must provide the address, telephone number, and times for submitting complaints and grievances, and provide timely written answers to written complaints and grievances within fifteen (15) working days where practicable.

Local staff shall be trained to provide citizens with complaint procedures. These procedures shall provide citizens with the opportunity to protest project activities or related issues. A written complaint or grievance is formal notification of a concern, allegation, or protest to a proper authority. A formal complaint will be considered filed at the time it is delivered to the appropriate authority's office.

To file a complaint, citizens must provide enough information to allow an investigation. The complaint should be clear and concise and include the following information:

- A. Identification of the project, project location, and program activities.
- B. Reason for the complaint (hearsay and innuendo will not be considered valid).
- C. Sufficient data to substantiate any claims or charges. If possible, supporting documentation should be included.
- D. If desired, citizens may propose a solution to the problem.

If the complaint is concerning local activities or project implementation, complaints and grievances shall first be filed with the appropriate elected official. If this is the case, grantees shall be required to notify the Department of the complaint. A copy of the response shall also be submitted to the Department. Every attempt must be made to respond to citizens within fifteen (15) days where practicable.

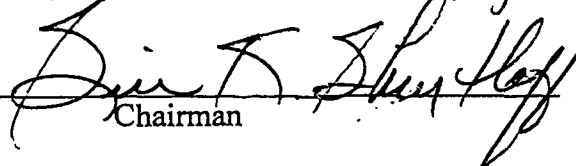
If a citizen feels the response from the local jurisdiction is unsatisfactory, he or she may appeal to the Department for resolution. Additional information may be requested by the Department at that time. Every effort will be made by the Department to provide a full response within thirty (30) days.

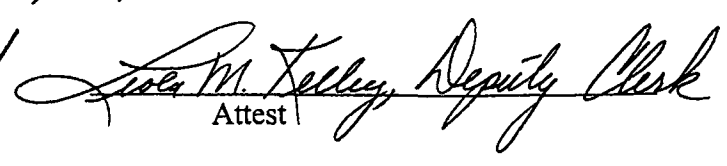
If valid and sufficient data has been provided to substantiate the complaint, an investigation will be conducted. The extent of an investigation depends on the scope and depth of the issues involved.

Some investigations may include examining a set of circumstances; others may involve examining local policies and practices.

If the complaint is more appropriately directed toward ICDBG program activities, the same procedure will be followed except all communications are between the State and the complainant.

This plan shall become effective August 9, 1999.


Chairman


Attest Deputy Clerk

Fair Housing Resolution
Resolution No. 99-01

LET IT BE KNOWN TO ALL PERSONS of Bonneville County that discrimination in the sale, rental, leasing, financing of housing or land to be used for construction of housing, or in the provision of brokerage services because of race, color, religion, sex, or national origin is prohibited by Title VIII of the 1968 Civil Rights Act (Federal Fair Housing Law).

It is the policy of Bonneville County to implement programs to ensure equal opportunity in housing for all persons regardless of race, color, religion, sex, or national origin. The Fair Housing Amendments Act of 1988 expands coverage to include disabled persons and families with children. Therefore, the County does hereby pass the following Resolution.

BE IT RESOLVED that within available resources the County will assist all persons who feel they have been discriminated against because of race, color, religion, sex, national origin, disability, or familial status to seek equity under federal and state laws by filing a complaint with the U.S. Department of Housing and Urban Development, Office of Fair Housing and Equal Opportunity, Compliance Division.

BE IT FURTHER RESOLVED that the County shall publicize this Resolution and through this publicity shall cause owners of real estate, developers, and builders to become aware of their respective responsibilities and rights under the Federal Fair Housing Law and amendments and any applicable state or local laws or ordinances.

SAID PROGRAM will at a minimum include, but not be limited to: (1) printing and publicizing of this policy and other applicable fair housing information through local media and community contacts; (2) distribution of posters, flyers, and any other means which will bring to the attention of those affected, the knowledge of their respective responsibilities and rights concerning equal opportunity in housing; (3) preparation of an analysis of impediments to fair housing choice and actions to mitigate such impediments.

EFFECTIVE DATE

This Resolution shall take effect August 9, 1999.

Leda M. Kelley, Deputy Clerk
Attest

David L. Shuy-Hoff
Chairman

COUNTY EXCESSIVE FORCE POLICY

RESOLUTION NO. # 99-01

A RESOLUTION OF THE COUNTY COMMISSION OF BONNEVILLE COUNTY, IDAHO, ADOPTING A POLICY PROHIBITING THE USE OF EXCESSIVE FORCE AGAINST NON-VIOLENT CIVIL RIGHTS DEMONSTRATORS.

WHEREAS the Congress of the United States has passed the Armstrong/Walker "Excessive Force" Amendment (P.L. 101-144 section 519) prohibiting the use of excessive force by a local law enforcement agency against any individuals engaged in nonviolent civil rights demonstrations within its jurisdiction;

AND WHEREAS BONNEVILLE COUNTY has received an Idaho Community Development Block Grant and is required to comply with the Armstrong/Walker "excessive force" Amendment;

AND WHEREAS the use of excessive force against demonstrators may cause the COUNTY to lose its grant or eligibility for future federal grants;

NOW THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSION, BONNEVILLE COUNTY, IDAHO:

SECTION 1. It is the POLICY of the COUNTY that excessive force by local law enforcement agencies shall not be used against individuals engaged in lawful and non-violent civil rights demonstrations within the COUNTY boundaries.

SECTION 2. The COUNTY COMMISSION requests the Sheriff to implement this Resolution amending COUNTY law enforcement procedures.

PASSED BY THE COUNTY COMMISSION, BONNEVILLE COUNTY, IDAHO.

SIGNED BY *Don D. Shufly* TITLE: CHAIRMAN

DATE: August 9, 1999 ATTEST: *Laura M. Kelley, Deputy Clerk*