

DEPARTMENT: Administration

BY: Rick Benson
PHONE: 966-3222

RECOMMENDED ACTION AND JUSTIFICATION:

Adopt a resolution electing to receive the full county payment under the reauthorization of the Secure Rural Schools and Community Self-Determination Act (SR2008) and of the full county payment to allocate 8-percent to Title II projects, and 7-percent to Title III projects.

Please see the attached staff report for additional information.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The Board adopted Resolution #07-372 electing to receive the full county payment and designating 15-percent to Title III projects.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Do not adopt the resolution. The County will receive a share of the State payment (25-percent of the traditional harvest receipt payment) and will forego funding for Title II and Title III projects.

Financial Impact? () Yes (X) No	Current FY Cost: \$	Annual Recurring Cost: \$
Budgeted In Current FY? () Yes () No () Partially Funded		
Amount in Budget: \$		List Attachments, number pages consecutively
Additional Funding Needed: \$		Staff Report
Source:		Resolution
Internal Transfer		Allocation Options Spreadsheet
Unanticipated Revenue	_____ 4/5's vote	SR2008 section from Public Law 110-343
Transfer Between Funds	_____ 4/5's vote	
Contingency	_____ 4/5's vote	
() General () Other		

CLERK'S USE ONLY:

Res. No. 08-536 Ord. No. _____
 Vote - Ayes: 5 Noes: _____
 Absent: _____
 Approved _____
 () Minute Order Attached () No Action Necessary

COUNTY ADMINISTRATIVE OFFICER:

Requested Action Recommended
 No Opinion
 Comments: _____

The foregoing instrument is a correct copy of the original on file in this office.

Date: _____
Attest: MARGIE WILLIAMS, Clerk of the Board
County of Mariposa, State of California

By: _____
Deputy

CAO: RJB



COUNTY of MARIPOSA

P.O. Box 784, Mariposa, CA 95338 (209) 966-3222

LYLE TURPIN, CHAIR
DIANNE A. FRITZ, VICE CHAIR
BRAD ABORN
JANET BIBBY
BOB PICKARD

DISTRICT II
DISTRICT IV
DISTRICT I
DISTRICT III
DISTRICT V



MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: RICHARD J. BENSON, CAO

FROM: MARGIE WILLIAMS, Clerk of the Board *MW*

SUBJECT: Adopt a Resolution Electing to Receive the Full County Payment Under the Reauthorization of the Secure Rural Schools and Community Self-Determination Act (SR2008) and of the Full County Payment to Allocate 8-Percent to Title II Projects, and 7-Percent to Title III Projects

RESOLUTION 08-536

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA

ADOPTED THIS Order on November 10, 2008

ACTION AND VOTE:

Adopt a Resolution Electing to Receive the Full County Payment Under the Reauthorization of the Secure Rural Schools and Community Self-Determination Act (SR2008) and of the Full County Payment to Allocate 8-Percent to Title II Projects, and 7-Percent to Title III Projects (County Administrative Officer/Personnel/Risk Manager)

BOARD ACTION: Following discussion, (M)Pickard, (S)Aborn, Res. 08-536 was adopted approving the recommended action/Ayes: Unanimous. Supervisor Pickard asked that staff check with the Forest Supervisor for the Stanislaus and Sierra National Forest relative to what is involved in establishing a separate Resource Advisory Committee (RAC).

Cc: Mary Hodson, Deputy CAO
File

MARIPOSA COUNTY RESOLUTION NO. 08 - 536

**A RESOLUTION FOR FEDERAL FISCAL YEAR 2008 ELECTIONS FOR
NATIONAL FOREST RELATED SAFETY-NET PAYMENTS**

WHEREAS, Congress enacted in 1908 and subsequently amended a law that requires that 25-percent of the revenue derived from National Forest lands be paid to states for use by the counties in which the lands are situated for the benefit of public schools and roads; and

WHEREAS, the United States Congress recognized a need to stabilize education and road maintenance funding through predictable payments to the affected counties; and to achieve that goal enacted the Secure Rural Schools and Community Self-Determination Act of 2000, which has been amended and re-authorized for federal fiscal years (FFY) 2008 – 2011 (“SR2008”); and

WHEREAS, Title I of SR2008 gives each eligible county the right to elect to receive either its traditional share of revenue from the National Forest lands pursuant to the Act of May 23, 1908, and Section 13 of the Act of March 1, 1911 (the “25-percent payments”), or instead to receive a guaranteed minimum share of the State payment pursuant to Sections 102(a)(1)(B) and 103 (the “full county payment amount”); and

WHEREAS, an election to receive the full county payment amount is effective for all FFY through FFY 2011, and an election to receive the 25-percent payment is binding for two years; and

WHEREAS, any county electing to receive the full county payment that is \$100,000 or more, must further elect to expend an amount not less than 15-percent nor more than 20-percent of its full county payment amount as project funds; and

WHEREAS, Title I, Section 102(d) of SR2008 requires that counties electing to receive the full county payment of \$100,000 or more must allocate its project funds for projects in accordance with Title II and Title III, and return the balance of project funds unspent under Title II and Title III to the Treasury of the United States, and communicate such allocation to the Secretary of the United States Department of Agriculture; and

WHEREAS, Title II provides for special projects on federal lands or that benefit resources on federal lands, and are recommended by local resource advisory committees (“RACs”); and

WHEREAS, RACs recommend projects for consideration by the Secretary of Agriculture, with project funding supplied in whole or in part out of monies allocated for such purposes by participating counties; and

WHEREAS, Title III provides for county projects, some of which are associated with federal lands, with Title III authorizing expenditures for search, rescue, and emergency services on federal lands, fire prevention and planning under the Firewise Communities program, and development of community wildfire protection plans; and

WHEREAS, a county with a full county payment amount of \$350,000 or more may not allocate more than 7-percent of its full county payment for Title III projects.

NOW, THEREFORE BE IT RESOLVED, that the County of Mariposa hereby elects to receive the guaranteed minimum full county payment amount pursuant to SRS2008 Sections 102(a)(1)(B) and 103.

BE IT FURTHER RESOLVED, the County of Mariposa has elected to receive the full county payment amount that is \$100,000 or more, and hereby allocates 15-percent of its full county payment amount for expenditures on projects under Title II and Title III. The County of Mariposa will return none (zero-percent) of its full county payment amount to the Treasury of the United States.

BE IT FURTHER RESOLVED, of the 15-percent allocated to Title II and Title III projects, the County of Mariposa further allocates between Titles for FFY 2008 (for expenditure after FFY 2008) on the following basis: 8-percent of full county payment amount for expenditure on Title II projects and 7-percent of the full county payment amount for expenditure on Title III projects.


PASSED AND ADOPTED by the Board of Supervisors of the County of Mariposa, a political subdivision of the State of California, this 10th day of November 2008 by the following vote:

AYES: ABORN, TURPIN, BIBBY, FRITZ, PICKARD
NOES: NONE
EXCUSED: NONE



LYLE TURPIN, Chairman

ATTEST:



MARGIE WILLIAMS, Clerk of the Board

APPROVED AS TO FORM:



JEFFREY G. GREEN, Interim County Counsel