

IN THE BOARD OF COMMISSIONERS  
FOR LANE COUNTY, OREGON

RESOLUTION NO.  
12-08-22-05

) In the Matter of the Federal Fiscal Year  
) 2012 Elections for **O&C Land** Related  
) Safety-Net Payments  
)

WHEREAS, Congress enacted in 1937 and subsequently amended a law that requires that 75 percent of the revenues derived from revested Oregon and California Railroad grant lands (O&C Lands) be paid to counties in which the lands are situated, of which 50 percent has been available for use as general county funds; and

WHEREAS, the principal sources of revenues from O&C Lands is from the sale and removal of timber, which has been sharply curtailed with a corresponding decline in revenues shared with counties; and

WHEREAS, the United States Congress recognized a need to stabilize communities through predictable payments to the affected counties and to achieve those goals enacted the Secure Rural Schools and Community Self-Determination Act of 2000, which has been amended and reauthorized for FFY 2012 ("SRS 2012"); and

WHEREAS, SRS 2012 provides for guaranteed minimum payments for the benefit of affected counties, as well as an opportunity to invest a portion of the guaranteed minimum payments in projects or activities on federal lands; and

WHEREAS, Title I of SRS 2012 gives each eligible county the right to elect to receive either its traditional share of revenues from O&C Lands ("50-percent payment"), or instead to receive the guaranteed minimum amount ("full county payment amount"); and

WHEREAS, any county electing to receive the full payment amount must further elect to expend not less than 15 percent nor more than 20 percent of its full county payment on projects; and

WHEREAS, Title I of SRS 2012 requires that counties electing to receive the full county payment amount must allocate its project funds for expenditure between projects under Title II and Title III, and return of the balance of unspent project funds 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 Interior; and

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

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

WHEREAS, counties that allocate funding to projects under Title II and are participants in more than one RAC, may further direct that their Title II project funds be divided between different RACs according to an allocation decided by each participating county, with such funds held in the Treasury of the United States under the name of the county with a designation of the amount allocated to each RAC; and

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

WHEREAS, a county receiving \$350,000 or more may allocate no more than 7 percent of its full county payment amount for Title III projects.

NOW THEREFORE, be it resolved as follows:

1. Lane County has elected to receive the guaranteed minimum full county payment amount.
2. Lane County hereby allocates 15 percent of its full county payment amount for expenditures on projects under Title II and Title III. Lane County will return none (zero percent) of its full county payment amount to the General Treasury of the United States.
3. Of the total amount allocated to Title II and Title III projects above in the preceding paragraph, hereinafter referred to as the "Project Funds," Lane County further allocates between such Titles for federal fiscal year 2012 (for expenditure after federal fiscal year 2012) on the following basis: 8 percent of Projects Funds for expenditure on Title II projects and 7 percent of the Project Funds for expenditure on Title III projects.

4. Of the amount of the full county payment allocated to Title II projects above in paragraph 3, Lane County further allocates between RACs as follows:

0 percent to the Salem District RAC

100 percent to the Eugene District RAC

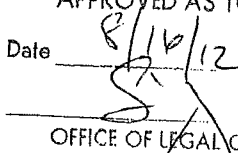
0 percent to the Roseburg District RAC

5. The original or a certified copy of this Resolution shall be transmitted to Kevin Q. Davis, Attorney, sent to the following address: One SW Columbia Street, Suite 1600, Portland, OR 97358.

IT IS ALSO HEREBY FURTHER ORDERED, that the County Administrator is delegated authority to sign all applications, subsequent task orders, contract documents and materials needed to apply for, implement and complete the Title II and Title III projects associated with the county's elections and allocations.

RESOLVED this 22nd day of August, 2012.

  
Sid Leiken, Chair  
Lane County Board of Commissioners

APPROVED AS TO FORM  
Date 8/16/12 lane county  
  
OFFICE OF LEGAL COUNSEL