

RESOLUTION NO. 2011-44
*TRANSFER AUTHORITY AND CONTROL OVER THE JUVENILE DIVERSION
DEPARTMENT TO THE KOOTENAI COUNTY PROSECUTING ATTORNEY*

WHEREAS, the Kootenai County Juvenile Diversion Department was initially formed under the Kootenai County Prosecuting Attorney in 1981; and,

WHEREAS, the supervision and control of the Juvenile Diversion Department was subsequently transferred to the Kootenai County Board of County Commissioners (hereinafter the "BOARD") as a department of Kootenai County under the oversight of the Board in 1996, and has continued to operate to date pursuant to its authority granted by the Board; and,

WHEREAS, the Board acknowledges the benefit in having the Juvenile Diversion Department under the authority and control of the Kootenai County Prosecuting Attorney; and,

WHEREAS, the Kootenai County Prosecuting Attorney has expressed his willingness to assume the duties of oversight and control over the Juvenile Diversion Department, and thereby relieve the Board of its duties in relation to Juvenile Diversion; and,

WHEREAS, for the reasons stated above, the Board finds that it is necessary, desirable, and in the public interest for the authority and control over the Department of Juvenile Diversion to be transferred from the Board to the Kootenai County Prosecuting Attorney effective October 1, 2011.

NOW THEREFORE, BE IT HEREBY RESOLVED that authority and control over the Juvenile Diversion Department shall be, and is hereby transferred from the Kootenai County Board of County Commissioners to the Kootenai County Prosecuting Attorney effective October 1, 2011.

BE IT FURTHER RESOLVED that from the effective date of this Resolution forward, the Juvenile Diversion Department shall be known as the Juvenile Diversion Department of the Office of the Kootenai County Prosecuting Attorney.

BE IT FURTHER RESOLVED that as of the effective date of this Resolution, the Kootenai County Board of County Commissioners do hereby approve the transfer of the Juvenile Diversion Department's budget to the Kootenai County Prosecuting Attorney, and the transfer of all personnel and other assets necessary for the Prosecuting Attorney to perform all duties related to the provision of the services of the Juvenile Diversion Department.

BE IT FURTHER RESOLVED that any conflicting prior resolutions or other prior actions of the Kootenai County Board of County Commissioners are hereby superseded, and that any such conflicting resolutions or other actions are hereby repealed.

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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 _____ day of May, 2011.

DATED this _____ day of _____, 2011.

**KOOTENAI COUNTY
BOARD OF COMMISSIONERS**

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

W. Todd Tondee, Chairman

By: _____
Deputy Clerk

Daniel H. Green, Commissioner

Jai Nelson, Commissioner