

Scott County Board of Supervisors
September 8, 2016 5:00 p.m.

The Board of Supervisors met pursuant to adjournment with Hancock, Earnhardt, Kinzer, Sunderbruch and Holst present. The Board recited the pledge of allegiance.

Moved by Sunderbruch, seconded by Earnhardt approval of the minutes of the August 25, 2016 Regular Board Meeting and the minutes of the September 6, 2016 Committee of the Whole Meeting. All Ayes.

Moved by Earnhardt, seconded by Kinzer that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) That the agreement between Scott County and the Iowa Department of Transportation for the Bridge Replacement Project BROS-C082(57)--8J-82 be approved. 2) That the Chairman be authorized to sign the contract documents on behalf of the Board. 3) That this resolution shall take effect immediately.

Moved by Earnhardt, seconded by Holst that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) That the purchase of Allsteel furniture for the Courthouse Lower Level GIS/WEB Renovation Project in the amount of \$19,390.22 is hereby approved. 2) This resolution shall take effect immediately.

Moved by Kinzer, seconded by Sunderbruch that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) The hiring of Tiffanie Jones for the position of Correction Officer in the Sheriff's Office at the entry level rate.

Moved by Holst, seconded by Earnhardt that the following resolution authorizing the execution of a Memorandum of Agreement with Christian Retirement Homes, Inc. d/b/a Ridgecrest Village and fixing a date for a hearing on the proposed issuance of revenue bonds or notes (Ridgecrest Village Project) be approved. Roll Call: Four Ayes with Sunderbruch abstaining due to a conflict of interest.

WHEREAS, the County of Scott, State of Iowa (the "Issuer"), is a County authorized and empowered by the provisions of Chapter 419 of the Code of Iowa, as amended (the "Act"), to issue revenue bonds or notes for the purpose of financing the cost of acquiring, by construction or purchase, land, buildings, improvements and equipment, or any interest therein, suitable for the use of any facility for an organization described in Section 501(c)(3) of the Internal Revenue Code (the "Code") which is exempt from federal income tax under Section 501(a) of the Code (a "Tax Exempt Organization") and to refund any bonds or notes issued pursuant to the Act; and

WHEREAS, the Issuer has been requested by Christian Retirement Homes, Inc. d/b/a Ridgecrest Village (the "Borrower"), a Tax Exempt Organization, to issue its Revenue Refunding Bonds (Ridgecrest Village Project), in one or more series, in an aggregate principal amount not to exceed \$13,500,000 (the "Bonds") pursuant to the Act and loan the proceeds thereof to the Borrower for the purpose of: (i) refunding the Issuer's outstanding Revenue Refunding Bonds (Ridgecrest Village), Series 2006, originally issued in the principal amount of \$13,820,000 (the "Prior Bonds"), the proceeds of which were used to (a) refund the Issuer's previous issues of \$11,500,000 Revenue Bonds (Ridgecrest Village Project), Series 2000A and \$2,500,000 Revenue Bonds (Ridgecrest Village Project), Series 2000B, Extendable Rate Adjustment SecuritiesSM (EXTRASSM), (b) fund a debt service reserve fund for the Prior Bonds, and (c) pay costs of issuance and certain other costs associated with the issuance of the Prior Bonds; (ii) funding a debt service reserve fund for the Bonds; and (iii) paying costs of issuance and certain other costs associated with the issuance of the Bonds; and

WHEREAS, it is proposed to finance the foregoing through the issuance of the Bonds and to loan the proceeds from the sale of the Bonds to the Borrower under a Loan Agreement between the Issuer and the Borrower, the obligations of which will be sufficient to pay the principal of, premium, if any, and interest on the Bonds as and when the same shall be due and payable; and

WHEREAS, the Bonds, if issued, shall be limited obligations of the Issuer, and shall not constitute nor give rise to a pecuniary liability of the Issuer or a charge against its general credit or taxing powers, and the principal of, interest and premium, if any, on the Bonds shall be payable solely out of the revenues derived from the Loan Agreement; and

WHEREAS, before the Bonds may be issued, it is necessary to conduct a public hearing on the proposal to issue the Bonds, all as required and provided for by Section 419.9 of the Act and Section 147(f) of the Internal Revenue Code; and

WHEREAS, a Memorandum of Agreement in the form and with the contents set forth in Exhibit A attached hereto, has been presented to the Issuer which sets forth certain mutual undertakings and agreements between the Issuer and the Borrower, relating to the further processing of said Bonds;

NOW, THEREFORE, IT IS RESOLVED by the Board of Supervisors of the Issuer, as follows: 1) The Memorandum of Agreement in the form and with the contents set forth in Exhibit A attached hereto is hereby approved, and the Chairperson is hereby authorized to execute said Memorandum of Agreement and the County Auditor is hereby authorized to attest the same and to affix the seal of the Issuer thereto; said Memorandum of Agreement, which constitutes and is hereby made a part of this Resolution, to be in substantially the form, text and containing the provisions set forth in Exhibit A attached hereto. 2) Officials of the Issuer are hereby authorized to take such further action as may be necessary to carry out the intent and purpose of the

Memorandum of Agreement. 3) This Board shall meet on the 6th day of October, 2016, at the Scott County Administrative Center, Davenport, Iowa, at 5:00 o'clock p.m., at which time and place any resident or property owner of the Issuer may present oral or written objections on the proposal to issue the Bonds referred to in the preamble hereof.

4) The County Administrator or his designee is hereby directed to give notice of intention to issue the Bonds, setting forth the amount and purpose thereof, the time when and place where the hearing will be held, by publication at least once not less than fifteen (15) days prior to the date fixed for the hearing, in a newspaper published and having a general circulation within the Issuer. The notice shall be in substantially the following form: NOTICE OF INTENTION TO ISSUE REVENUE REFUNDING BONDS (RIDGECREST VILLAGE PROJECT) The Board of Supervisors of Scott County, Iowa, (the "Issuer") will meet on the 6th day of October, 2016, at 5:00 o'clock p.m., at the Scott County Administrative Center, 600 West 4th Street, Davenport, Iowa 52801, for the purpose of conducting a public hearing on the proposal to issue its Revenue Refunding Bonds (Ridgecrest Village Project) in an amount not to exceed \$13,500,000 (the "Bonds") and to loan said amount to Christian Retirement Homes, Inc. d/b/a Ridgecrest Village (the "Borrower") for the purpose of: (i) refunding the Issuer's outstanding Revenue Refunding Bonds (Ridgecrest Village), Series 2006, originally issued in the principal amount of \$13,820,000 (the "Prior Bonds"), the proceeds of which were used to (a) refund the Issuer's previous issues of \$11,500,000 Revenue Bonds (Ridgecrest Village Project), Series 2000A and \$2,500,000 Revenue Bonds (Ridgecrest Village Project), Series 2000B, Extendable Rate Adjustment SecuritiesSM (EXTRASSM), (b) fund a debt service reserve fund for the Prior Bonds, and (c) pay costs of issuance and certain other costs associated with the issuance of the Prior Bonds; (ii) funding a debt service reserve fund for the Bonds; and (iii) paying costs of issuance and certain other costs associated with the issuance of the Bonds.

The Bonds, when issued, will be limited obligations and will not constitute general obligations of the Issuer nor will they be payable in any manner by taxation, but the Bonds will be payable solely and only from amounts received by the Issuer under a Loan Agreement between the Issuer and the Borrower, the obligations of which will be sufficient to pay the principal of and interest and redemption premium, if any, on the Bonds as and when the same shall become due.

At the time and place, oral or written objections from any resident or property owner of the Issuer may be presented. At such meeting or any adjournment thereof, the Issuer shall adopt a resolution determining whether or not to proceed with the issuance of the Bonds. Written comments may also be submitted to the Issuer at the Scott County Administrative Center, Attn: Scott County Board of Supervisors, 600 West 4th Street, Davenport, Iowa 52801. Written comments must be received by the above hearing date.

By order of the Board of Supervisors of Scott County, Iowa.

5) All resolutions and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Moved by Sunderbruch, seconded by Kinzer that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) That the submission for a grant request to the Scott County Regional Authority by the Sheriff's Office for an LED Upgrade Kit for the Sheriff's Office Light Trailer in the amount of \$10,200 is hereby approved as presented. 2) That the chairman is hereby authorized to sign said contract. 3) This resolution shall take effect immediately.

Moved by Sunderbruch, seconded by Earnhardt that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) Iowa Code Section 445.63 states that when taxes are owing against a parcel owned or claimed by the state or a political subdivision of this state and the taxes are owing before the parcel was acquired by the state or a political subdivision of this state, the county treasurer shall give notice to the appropriate governing body which shall pay the amount of the taxes due. If the governing body fails to immediately pay the taxes due, the board of supervisors shall abate all of the taxes. 2) Scott County has obtained two parcels for the Scott County Sheriff's Patrol that need abatement of both installment of the current 2015 taxes for parcels 932449401 and 932449402 in the amount of \$4,084.00. 3) The County Treasurer is hereby directed to strike the amount of property taxes due on these parcels in accordance with Iowa Code Section 445.63. 4) This resolution shall take effect immediately.

Moved by Sunderbruch, seconded by Holst that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) Iowa Code Chapter 445.16 states that if the County Treasurer makes a recommendation to the Board of Supervisors to abate taxes the collection of which is determined to be impractical, the Board of Supervisors shall abate the tax interest and costs. 2) The County Treasurer is hereby directed to strike the balance of the following Parcels. Parcel; Deed Owner/ Contract Buyer; Tax Year; Principle, F0054-06D; City of Davenport; 2013; \$4,724.00, F0054-06D; City of Davenport; 2014; \$4,448.00, F0054-06D; City of Davenport; 2015; \$4,398.00, Total \$13,570.00. 3) This resolution shall take effect immediately.

Moved by Sunderbruch, seconded by Earnhardt that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) Iowa Code Chapter 445.16 states that if the County Treasurer makes a recommendation to the Board of Supervisors to abate taxes the collection of which is determined to be impractical, the Board of Supervisors shall abate the tax interest and costs. 2) The County Treasurer is hereby directed to strike the balance of the following Parcels. Parcel; Deed Owner/ Contract Buyer; Tax Year; Principle,

721933651-L; Robert Woods; 2010-2013; \$332.00, J0037-01A; Blackhawk Foundry; 2008-2012; \$1,956.00. 3) This resolution shall take effect immediately.

Moved by Sunderbruch, seconded by Holst that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) That the appointment of Wes Wulf, Walcott, to the Benefited Fire District #6 for a three (3) year term expiring on June 30, 2019 is hereby approved. 2) This resolution shall take effect immediately.

Moved by Sunderbruch, seconded by Earnhardt a motion approving a beer/liquor license renewal for Slaby's Bar and Grill. All Ayes.

Moved by Sunderbruch, seconded by Kinzer that the following resolution be approved. Roll Call: All Ayes.

BE IT RESOLVED: 1) The Scott County Board of Supervisors approves for payment all warrants numbered 278597 through 278831 as submitted and prepared for payment by the County Auditor, in the total amount of \$1,168,222.79. 2) The Board of Supervisors approves for payment to Wells Fargo Bank all purchase card program transactions as submitted to the County Auditor for review in the amount of \$65,770.55. 3) This resolution shall take effect immediately.

Moved by Earnhardt, seconded by Kinzer a motion to adjourn. All Ayes.

Jim Hancock, Chair of the Board
Scott County Board of Supervisors

ATTEST: Roxanna Moritz
Scott County Auditor