

Scott County Board of Supervisors
May 30, 2019 5:00 p.m.

The Board of Supervisors met pursuant to adjournment with Knobbe, Croken, Kinzer, Maxwell and Beck present. The Board recited the Pledge of Allegiance.

Moved by Beck, seconded by Maxwell a motion to approve the minutes of the May 14, 2019 Committee of the Whole Meeting and the minutes of the May 16, 2019 Regular Board Meeting. All Ayes.

Moved by Beck, seconded by Maxwell that the following resolution recognizing Joe Ragona's years of service to the Scott County Library be approved. All Ayes.

Supervisor Knobbe read the proclamation. Knobbe and Tricia Kane, Scott County Library Director, presented the proclamation to Joe Ragona.

Joe Ragona received the proclamation and thanked the Supervisors and Kane and said it has been an honor and pleasure to serve.

BE IT RESOLVED: 1) That the Board of Supervisors wants to offer their sincere appreciation to Mr. Joe Ragona for his many years of dedicated service to Scott County. 2) That the Board of Supervisors extends their very best wishes to Joe Ragona to enjoy all his future endeavors. 3) This resolution shall take effect immediately.

Tony Clay, 1740 Jersey Ridge Road, Davenport, Iowa and a Mt. Sinai Christian Fellowship Church representative, spoke to the Board about a formal tax abatement request. He said that the church has always been recognized by the State of Iowa as a nonprofit except a few instances where they have failed to meet the filing requirement and that the church has never received a bill from the State. He said that the first tax bill was received in 2016 during the period when the church moved into the current church property. He displayed a copy of the deed to the Board. He said they are asking and seeking fairness from the Board in regards to an abatement. He said that the Board has authority to grant an abatement.

Moved by Beck, seconded by Maxwell that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) That the contract for HMA Maintenance Patching Project be awarded to McCarthy Improvement Company contingent on the submitted unit prices. 2) That the County Engineer be authorized to sign the contract documents on behalf of the Board. 3) That this resolution shall take effect immediately.

Moved by Beck, seconded by Maxwell that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) That the plans, specifications, and letting date be approved for HMA Resurfacing Projects L-620--73-82 and L-720--73-82 and the letting be set for June 28, 2019 at 10:00 A.M. 2) That the Chairperson be authorized to sign the letting documents on behalf of the Board. 3) That this resolution shall take effect immediately.

Moved by Beck, seconded by Maxwell that the following resolution be approved.
All Ayes.

BE IT RESOLVED: 1) That the plans, specifications, and letting date be approved for Bridge Replacement Projects L-319--73-82, L-320--73-82 and L-420--73-82 and the letting be set for June 28, 2019 at 11:00 A.M. 2) That the Chairperson be authorized to sign the letting documents on behalf of the Board. 3) That this resolution shall take effect immediately.

Moved by Beck, seconded by Maxwell that the following resolution be approved.
All Ayes.

BE IT RESOLVED: 1) That the purchase of structural steel be awarded to Nucor Skyline Steel, Earth City, Missouri, in the amount of \$40,633.90. The structural steel will be used to construct a 46' by 31'-2" bridge located on 140th Avenue approximately 0.32 miles north of 255th Street in Section 4 of Sheridan Township. 2) That this resolution shall take effect immediately.

Moved by Beck, seconded by Maxwell that the following resolution for rock hauling be approved.

Moved by Croken, seconded by Kinzer to amend the resolution by striking Dori Marten's name from Section 2, effectively awarding the entire contract to the low bidder Jack Wilson.

Croken said he was troubled by the difference in the bid amounts between the two providers and therefore was offering the amendment.

Supervisor Maxwell said he recalled the County Engineer was going to use Wilson almost exclusively but in District #1, they were very close in price and that he thinks the engineer's concern was that Wilson would not be able to keep up so he wanted a back-up in District #1. He also said the last thing he wants is to not get the amount of rock out, as they have in the past, over a nickel a ton.

Supervisor Beck said he doesn't think of this being an either or situation but as building flexibility into the situation and, for that reason, he would not be in favor an amendment to the resolution.

Supervisor Kinzer said, when the bids were put out, he would trust Wilson knew wholeheartedly that he could get to where he needed to get and otherwise he would not

have bid on those districts. He said all of the Supervisors are about getting the rock out there.

Croken said the difference is not a nickel a ton, in some cases it is a \$1.60 a ton and that he understands the need to get rock on the roads but he also thinks it is the Supervisors' responsibility to all County taxpayers to go with Wilson, the lowest qualified bidder.

Roll Call on the amendment: Croken and Kinzer voted Aye with Knobbe, Maxwell and Beck voting Nay.

Kinzer said since the amendment failed he would hold the County Engineer to use Mr. Wilson primarily as Maxwell stated.

Maxwell said he understood the Engineer to say that he would use Martin only if he got into a bind in timely delivering rock.

Roll Call on the original resolution: Knobbe, Kinzer, Maxwell and Beck voted Aye with Croken voting Nay.

BE IT RESOLVED: 1) Prices for contract rock hauling on Scott County roads have been received. 2) The County Engineer is authorized to sign the agreements with Jack Wilson and Dori Marten for completion of said work for the prices per ton shown in the agreement. 3) This resolution shall take effect immediately.

Moved by Beck, seconded by Maxwell that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) That the bid for three 2020 International HV507 with options for Secondary Roads are approved and hereby awarded to Thompson Trucks, Davenport, Iowa, in the amount of \$214,505. 2) That the bid for three dump bodies with snow equipment for Secondary Roads are approved and hereby awarded to TriState Truck Equipment, Dubuque, Iowa, in the amount of \$217,344. 3) This resolution shall take effect immediately.

Moved by Beck, seconded by Maxwell that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) That the bids for eight 2020 Ford Utility Police Interceptors for the Sheriff's Office are approved and hereby awarded to Reynolds Ford, East Moline, Illinois, in the amount of \$261,593.60. 2) This resolution shall take effect immediately.

Moved by Beck, seconded by Maxwell that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) As the local governing body responsible for the approval of subdivision plats within its rural jurisdiction, the Scott County Board of Supervisors has on this 30th day of May 2019, considered the final plat of Sonya's Addition. Said plat is a subdivision re-plat of Lot 2 of Cecil Fletcher's Thousand Hills Addition in Section 17, T79N R5E (LeClaire Township), in Scott County, Iowa, and having found the same made in substantial accordance with the provisions of Chapter 354, Code of Iowa, and the Scott County Subdivision Ordinance, does hereby approve the final plat of said subdivision. 2) The Final Plat is approved with the condition as recommended by the Planning Commission that no further subdivision of the property be permitted. 3) The Board Chairman is authorized to sign the Certificate of Approval on behalf of the Board of Supervisors and the County Auditor to attest to his signature. 4) This resolution shall take effect immediately.

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

BE IT RESOLVED: 1) The hiring of Satyakama Doray for the position of Maintenance Electronic Systems Tech in the Facility & Support Services Department at the entry level rate. 2) The hiring of Karin Kragenbrink for the position of part-time Detention Youth Counselor in the Juvenile Detention Center at the entry level rate.

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

BE IT RESOLVED: 1) The second half of the 2017 property taxes due in March 2019 accrued for Tina Dunahoo, 2327 West 11th Street, Davenport, Iowa, in the amount of \$911.00 including interest are hereby suspended. 2) The County Treasurer is hereby directed to suspend the collection of the above stated taxes thereby establishing a lien on said property as required by law with future collection to include statutory interest, if any. 3) This resolution shall take effect immediately.

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

BE IT RESOLVED: 1) The 2017 property taxes due in September 2018 and March 2019 accrued for Mary Lou Moore, 2514 East 51st Street Unit C, Davenport, Iowa, in the amount of \$2,384.00 including interest are hereby suspended. 2) The County Treasurer is hereby directed to suspend the collection of the above stated taxes thereby establishing a lien on said property as required by law with future collection to include statutory interest, if any. 3) This resolution shall take effect immediately.

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

BE IT RESOLVED: 1) The second half of the 2017 property taxes due March 2019 for Patricia Osborn, 521 West Columbia Avenue, Davenport, Iowa, in the amount of \$972.00 including interest are hereby suspended. 2) The County Treasurer is hereby

directed to suspend the collection of the above stated taxes thereby establishing a lien on said property as required by law with future collection to include statutory interest, if any. 3) This resolution shall take effect immediately.

Moved by Maxwell, seconded by Beck that the following resolution be approved.
All Ayes.

BE IT RESOLVED: 1) That the Board hereby approves the participation agreement with Government Payment Services, Inc. (GovPayNet). 2) That the Sheriff's Office is approved to sign the participation agreement. 3) This resolution shall take effect immediately.

Moved by Maxwell, seconded by Beck that the following resolution be approved.
All Ayes.

BE IT RESOLVED: 1) The assessment of election costs for the Bettendorf City 3rd Ward Vacancy Special Election as detailed in the County Auditor's Office is hereby approved for the following amount \$8,005.96. 2) This resolution shall take effect immediately.

Moved by Maxwell, seconded by Beck that the following resolution be approved.
All Ayes.

BE IT RESOLVED: 1) That the quote for the Continuity of Operations Planning/ Continuity of Government planning is accepted and awarded to CH Consulting Group in the amount of \$84,870.00. 2) That the Director of Facility & Support Services is hereby authorized to execute contract documents on behalf of the Scott County Board of Supervisors. 3) This resolution shall take effect immediately.

Moved by Maxwell, seconded by Beck that the following resolution setting a public hearing on issuance of not to exceed \$19,300,000 bonds be approved. All Ayes.

Diane Holst, 20012 240th Street, Eldridge, asked if the money that will be used from this bond will be under the supplemental levies, the maintenance operation of local emergency management, and if all of this bonding will appear in that line item on her tax bill. She said that it is her understanding that the Board intends to bond for all of the radios, and asked if it is time to look at these small towns becoming members of SECC. She said they have a seat on the Board of Directors but they are not actually members, and not being members has been a roadblock in discussions about needing radios. She asked what the dollar amount ended up being or an estimation of what it ended up being of E911 funds that will be used for buying down the debt. She said that the answers to these questions will help her on how she may comment at the public hearing at the end of June.

David Farmer, Director of Budget and Administrative Services said the county and consultant are currently estimating the amount of E911 funds at roughly \$3.3 million

which may be used for refinancing of outstanding bonds. He said this is about half of the outstanding amount already accumulated and set aside to buy down that debt. He said when he uses the term buy down it means paying the principal and thereby avoid future interest payments on that principal amount and save on interest payments for the remaining principal due to a lower interest rate than the original bond.

Farmer said these bonds are obligations of the County's Debt Service, and not part of the supplemental tax levy for SECC Operations. He said any tax dollars that are not abated will appear on the property tax bills as County General Obligation Debt Service. He also said there are two components, one for radios and one for infrastructure, and that the County intends to use future E911 fees to pay for part of the infrastructure component, those payments will not go onto future property tax bills. He said the \$5.4 million for the radios will be on the property tax bills as part of County Debt Service, and that the bonds will be payable for about five to six years.

Holst said that this arrangement is disappointing in that taxpayers cannot track the true costs of SECC.

Farmer said that issuing the bonds through the debt service levy results in saving money due to the larger tax base for debt service.

Maxwell asked who is a member of the SECC Board.

Mary Thee said the members of the SECC Board are Emergency Management Agency, Scott County, Davenport, Bettendorf and Medic Ambulance. She said Marty O'Boyle is the small town representative on the SECC Board.

Kinzer said he wanted to make sure that the small communities had all the radios they need based on their own submissions and not on a decision made by SECC.

Knobbe said that decision was not up to the Board of Supervisors but SECC could make that decision. He invited Kinzer to attend a SECC meeting to express that opinion.

Resolution to fix a date for a public hearing on one or more loan agreements and the issuance of not to exceed \$19,300,000 general obligation communications and refunding bonds, in one or more series

WHEREAS, the Board of Supervisors (the "Board") of Scott County, Iowa (the "County"), previously issued its Taxable General Obligation Emergency Service Communication Bonds, Series 2009A (Build America Bonds-Direct Pay) (the "Series 2009A Bonds"); and

WHEREAS, in the resolution authorizing the issuance of the Series 2009A Bonds, the County reserved the right to call for prepayment prior to maturity any or all of the Series 2009A Bonds maturing on and after June 1, 2020 on June 1, 2019 or any date thereafter (the "Callable 2009A Bonds"); and

WHEREAS, the County proposes to enter into one or more loan agreements (the "Loan Agreement") and issue not to exceed \$19,300,000 general obligation communications and refunding bonds, in one or more series (the "Bonds"), pursuant to the provisions of Section 331.402, Section 331.441(2)(b)(6) and (17) and Section 331.443 of the Code of Iowa, for the purpose of (1) refunding all or a portion of the Callable 2009A Bonds, (2) paying the cost, to that amount, of acquiring, constructing, improving and equipping a global peace officer and other emergency services communication system for multiple jurisdictions, including without limitation radio equipment, towers, antennas, transmission lines, DC power plant, alarm systems and other equipment and infrastructure necessary for the system (the "Project") and (3) paying related costs of issuance, and it is necessary to fix a date of meeting of the Board at which it is proposed to take action to enter into the Loan Agreement and for the issuance of the Bonds and to give notice thereof as required by such law;

NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Scott County, Iowa as follows: 1) The Board of Supervisors shall meet on the 27th day of June 2019, at the Scott County Administration Center, 600 West Fourth Street, Davenport, Iowa, at 5 o'clock p.m., at which time and place proceedings will be instituted and action taken for the issuance of the Bonds. 2) The County Administrator, or his designee, is hereby directed to give notice of the proposed action for the issuance of the Bonds setting forth the amount and purpose thereof, the time when and place where the said meeting will be held, by publication at least once not less than 4 nor more than 20 days before the meeting, in a legal newspaper published at least once weekly, and of general circulation in the County. The notice shall be in substantially the following form:

NOTICE OF PROPOSED ACTION HOLD A PUBLIC HEARING ON ONE OR MORE LOAN AGREEMENTS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$19,300,000
The Board of Supervisors (the "Board") of Scott County, Iowa (the "County"), will meet on the 27th day of June 2019, at the Scott County Administration Center, 600 West Fourth Street, Davenport, Iowa, at 5 o'clock p.m., for the purpose of instituting proceedings and taking action to enter into one or more loan agreements and the issuance of not to exceed \$19,300,000 general obligation communications and refunding bonds, in one or more series, for the purpose of (1) refunding all or a portion of the County's Taxable General Obligation Emergency Service Communication Bonds, Series 2009A (Build America Bonds-Direct Pay), (2) paying the cost, to that amount, of acquiring, constructing, improving and equipping a global peace officer and other emergency services communication system for multiple jurisdictions, including without limitation radio equipment, towers, antennas, transmission lines, DC power plant, alarm systems and other equipment and infrastructure necessary for the system and (3) paying related costs of issuance.

At such time and place the Board shall receive oral or written objections from any resident or property owner of the County.

The Bonds, when issued, will constitute general obligations of the County, payable from taxes levied upon all taxable property in the County.

By order of the Board and pursuant to Section 331.402, Subsection 331.441(2) and Section 331.443, as amended, of the Code of Iowa.

3) Pursuant to Section 1.150-2 of the Income Tax Regulations (the "Regulations") of the Internal Revenue Service, the County declares (a) that it intends to undertake the Project which is reasonably estimated to cost not in excess of \$12,700,000, (b) that other than (i) expenditures to be paid or reimbursed from sources other than the issuance of the Bonds, or (ii) expenditures made not earlier than 60 days prior to the date of this Resolution or a previous intent resolution of the County, or (iii) expenditures amounting to the lesser of \$100,000 or 5% of the proceeds of the Bonds, or (iv) expenditures constituting preliminary expenditures as defined in Section 1.150-2(f)(2) of the Regulations, no expenditures for the Project have heretofore been made by the County and no expenditures will be made by the County until after the date of this Resolution or a prior intent resolution of the County, and (c) that the County reasonably expects to reimburse the expenditures made for costs of the County out of the proceeds of the Bonds. This declaration is a declaration of official intent adopted pursuant to Section 1.150-2 of the Regulations. 4) All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict. 5) This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law. Passed and approved May 30, 2019.

Moved by Maxwell, seconded by Beck a motion to approve filing of third quarter FY19 quarterly financial reports from various county offices. All Ayes.

Moved by Maxwell, seconded by Beck a motion approving cigarette/tobacco permit renewals for Casey's General Store #1068, Casey's General Store #3523, Locust Mart, and Kwik Shop #589. All Ayes.

Moved by Maxwell, seconded by Beck 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 298552 through 298732 and 298756 through 298800 as submitted and prepared for payment by the County Auditor, in the total amount of \$1,424,333.11. 2) This resolution shall take effect immediately.

Under other items of interest: Kinzer said he wants to verify that the Sheriff is going to be a part of the Parkview committee that is going to be created and asked if one of the gentlemen that attended and were vocal at the recent meeting in Eldridge can be added to the committee.

Kinzer also asked about an ad he recently heard on the radio that said the Scott County Board of Supervisors in conjunction with Modern Woodmen Park is supporting the notion to go downtown and for a twenty dollar purchase you could receive free tickets to a River Bandits game. He asked if someone could expound on that.

Croken said he negotiated with Modern Woodmen Park, not the Board of Supervisors, and that he sent out the news release about the offer and listed his name. He said there was no ad and that he cannot control what the radio says.

Kinzer said he was stunned to read an article in the North Scott Press where reporter Mark Ridolfi was denied access to this facility. He asked if anybody could expound on why he was denied entry.

Knobbe said he is not on the EMA Board, although he was allowed to be there as an elected official, it is the EMA Board's practice that those are not public proceedings, in part because there may be sensitive or private information being discussed, such as names of victims in an emergency may not be ready for release as public information until families are notified. He said there are a host of reasons for being sensitive to what information is up on walls for display. He said he wished the situation had been handled differently and arrangements made for the press to be there. He said in the future EMA will find ways for the public to be able to see what goes on in those rooms and to take sensitive information off of the walls and screens beforehand.

Moved by Beck, seconded by Maxwell at 5:59 p.m. a motion to adjourn. All Ayes.

Tony Knobbe, Chair of the Board
Scott County Board of Supervisors

ATTEST: Roxanna Moritz
Scott County Auditor