

Scott County Board of Supervisors

February 22, 2007; 5:30 p.m.

The Board of Supervisors met pursuant to adjournment with all members present.

The Board recited the Pledge of Allegiance.

Moved by Minard, seconded by Sunderbruch, approval of the minutes of the February 8, 2007 Regular Board Meeting. All Ayes.

Moved by Minard, seconded by Moritz, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) A public hearing date on the reclassification of a Class "B" road to a Class "C" road on a portion of 100th Avenue is set for March 8, 2007 at 5:30 p.m. 2) The County Engineer is directed to publish notice of the hearing as reviewed by law and to notify all adjacent landowners and tenants of the hearing by regular mail. 3) This resolution shall take effect immediately.

Moved by Minard, seconded by Moritz, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) That the Board approve the high bids on the following tax deed properties: Delman Weber Parcel F0028-11 for \$40.00; Anthony Reynolds Parcel F0032-05 for \$50.00; Paydirt I LLC Parcel F0036-03 for \$10.00; James Perez Parcel F0047-26 for \$10.00; Charles Van Fossen Parcel F0047-29 for \$10.00; Blue Moon Investments Parcel F0047-42 for \$10.00, Dudley Priester Parcel F0051-49 for \$10.00; Delman Weber Parcel F0052-33 for \$70.00; Matthew Herminston Parcel F0053-01 for \$30.00; Matthew Herminston Parcel F0053-02 for \$10.00; Carl Callision Parcel G0022-35 for \$10.00; Maureen Adkins Parcel G0035-03 for \$10.00; Jack Haberman Parcel G0043-17 for \$10.00; Jack Haberman Parcel G0043-18 for \$10.00; Lisa Lawson and Karl Staerk Parcel H0019-04 for \$150.00; Delman Weber Parcel H0054-22 for \$10.00; Shari Johnson Parcel H0062-08 for \$10.00; Tina Hildebrant Parcel I0030-D35 for \$10.00; Stephanie Buehl Parcel J0050-26 for \$10.00; Donald Lopez Parcel L0002-42 for \$10.00; Gerald Cedillo Parcel L0003-11 for \$10.00; Tim Atkins Parcel 30740-20 for \$10,000.00. 2) That the Board Chairman and Auditor are authorized to direct to execute the Quit Claim Deeds to the properties listed above. The Planning and Development Director is directed to record the Quit Claim Deeds and forward them to the new owners. 3) This resolution shall take effect immediately.

Moved by Minard, seconded by Sunderbruch, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) That the bids as solicited as part of a joint purchasing effort administered by the Bi-State Regional Commission are hereby approved and several low bid items are hereby awarded to Great Western Supply Company in the amount of \$12,399.50. 2) This resolution shall take effect immediately.

Moved by Minard, seconded by Gallin, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) That the bids for a Class 4 Minivan are hereby approved and awarded to Lujack Auto Plaza in the amount of \$18,592.00. 2) That the bid award and purchase order for a minivan to Reynolds Ford awarded on October 5, 2006, is hereby rescinded and declared void. 3) This resolution shall take effect immediately.

Moved by Gallin, seconded by Sunderbruch, the motion approving personnel actions as presented by the County Administrator. All Ayes.

NEW HIRES

Employee/Department	Position	Salary	Effective Date	Remarks
None				

TRANSFERS AND PROMOTIONS

Employee/Department	New Position	Salary Change	Effective Date	Remarks
Frank Sisco Sheriff/Jail	Correction Officer	\$29,203 - \$32,677	03/07/07	Promotion from Trainee status

LEAVES OF ABSENCE/OTHER

Employee/Department	Position	Effective Date	Remarks
None			

BARGAINING UNIT STEP INCREASES

Employee/Department	Position	Salary Change	Wage Step	Effective Date
Barbara VanFossen Sheriff	Clerk III	\$30,576 - \$31,491	Step 7	02/24/07
Marjorie Vickers Treasurer	Multi-Service Clerk	\$30,680 - \$31,595	Step 8	02/24/07
Chad Weipert Sheriff/Jail	Correction Officer Trainee	\$28,704 - \$29,203	Step 2	02/28/07
Justin Huffman Sheriff	Deputy Sheriff	\$42,661 - \$44,803	Step 4	03/02/07

MERIT INCREASES

Employee/Department	Position	Salary Change	% of Midpoint	Effective Date
Don Dietz Conservation	Park Maintenance Worker	\$29,514 - \$30,252 (2.5%)	96.056%	02/16/07
Analisa Pearson Health	Public Health Nurse	\$49,463 - \$50,947 (3.0%)	106.03%	02/28/07

Kathy Andresen Health	Public Health Nurse	\$48,466 - \$50,405 (4.0%)	104.906%	03/05/07
Dawn Burnett Health	Medical Assistant	\$34,412 - \$35,788 (4.0%)	101.359%	03/08/07

*First or second review following appointment or promotion. Salary adjusted 5% if not above 95% of midpoint & employee receives rating of 3 or better.

BONUS

Employee/Department	Position	Effective Date
Rita Harkins County Attorney	Case Expeditor	01/12/07

SEPARATIONS

Employee/Department	Position	Hire Date	Separation Date	Reason for Separation
Nancy Knapp Community Services	Case Aide	09/02/76	02/23/07	Retirement

REQUEST TO FILL VACANCIES

Position/Department	Position Status	Starting Date	Previous Incumbent	Recommendation
Case Aide Community Services	Vacant 2/23/07	ASAP	Nancy Knapp	Approve to fill

TUITION REQUESTS

Employee/Department	Position	Course of Study	Course dates(s)
None			

Moved by Sunderbruch, seconded by Moritz, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) A total of 29 applications covering 3,853.18 acres were received in the Davenport City Assessor's office. All applications have been reviewed and meet the eligibility requirements of Iowa Code Section 425A and are recommended for allowance by the Davenport City Assessor's Office. 2) A total of 564 applications covering 101,047.29 acres were received in the Scott County Assessor's office. All applications are recommended for approval except the following 11 applications as recommended for disallowance by the Scott County Assessor's office due to various reasons:

Applicant	Parcel #	Acres	Reason for Disallowance
Claussen Family Farms LLC c/o Dale Claussen 1150 Carriage Place Drive Bettendorf IA 52722	942539001	38.00	LLC does not qualify for Family Farm Exemption.
	942555001	37.80	
	953001002	31.00	
	953033001	37.10	
	953101001	37.85	
	953103001	40.00	
	953105001	40.00	

	953117001 953119001 953121001	36.85 39.00 <u>39.00</u> 376.60	
Mack E. Duffey 8380 210 th St Walcott IA 52773	922851005	9.05	Under 10 acres does not qualify for Family Farm Exemption
Elmer & Ruth Jurgens 29281 171 st Avenue Long Grove IA 52756	041537001 041539001 041553001 041555001 042203001 042205002 042221002	40.00 40.00 40.00 40.00 9.30 38.00 <u>30.17</u> 237.47	Does not farm anymore.
Quad D Enterprises LLC c/o Lois A. Schurr 813 Falcon Dr. LeClaire IA 52753	850317012 850423001	9.20 <u>39.00</u> 48.20	LLC does not qualify for Family Farm Exemption.
Gerald & Mary J. Weber 26312 162 nd Av Long Grove IA 52756	033533007	4.08	Under 10 acres does not qualify for Family Farm Exemption.
David L. & Elizabeth Zimmer 15435 270 th St Long Grove IA 52756	033403006	16.01	Changed class from Agricultural to Residential and does not qualify for Family Farm Exemption.
Tamera Joyce (for Dale Havill and Tamera Havill) 79 Hickory Court Geneseo, IL 61254	952833001 953019004 953035002 953051004 952901001 952917001 952919001 952933001 952935002 952949002	40.00 16.89 24.28 24.28 40.00 40.00 40.00 40.00 10.00 <u>36.71</u> 312.16	Change of address – no response to County Assessor’s letter as to who is farming the land.
Golinghorst Heritage Farms LLC c/o Robert & Marcia Golinghorst 8220 230 th St Walcott IA 52773	820303002 820305002 820319001 820333001 820335001 820349001 820351001 820801002 820803001 820817001 820819001 922023001 922101001	33.43 39.00 40.00 39.50 40.00 39.00 39.50 28.80 30.00 37.40 40.00 39.10 38.60	LLC does not qualify for Family Farm Exemption Last parcel is under 10 acres and does not qualify.

	922103001 922117001 922119001 921649002	40.00 40.00 39.10 <u>5.00</u> 608.43	
Christine M. Curtis 16955 275 th St Long Grove IA 52756	011501001 011503002 011517001 011519001	38.20 29.76 39.10 <u>40.00</u> 147.06	Farm was sold to Earl & Sheila Spickerman
Roy B. & Myrtle Keppy 2024 Slopertown Rd Eldridge IA 52748	932701001 932703003 932717001 932733001 932749001 932823002 932839002 932855001	40.00 33.62 39.10 39.10 40.00 36.20 42.00 <u>40.00</u> 310.02	Farm was sold to Select Acres LP.
Carl & Bernice Kindelsperger 22480 300 th St Long Grove IA 52756	041135001 041151001	.37 <u>10.00</u> 10.37	Farm was sold to Jeffrey & Roxanna Gentry.

3) This resolution shall take effect immediately.

Moved by Sunderbruch, seconded by Gallin, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) That the Board hereby approves application for a grant from the Department of Justice (JAG) Program in the Attorney's Office to support the Hotel/Motel Interdiction unit (HIDE) of the Quad City Metropolitan Enforcement Groups (QCMEG). 2) That, if accepted, the Board approves receipt of such funding. 3) That the Chair is approved to sign such application. 4) This resolution shall take effect immediately.

Moved by Sunderbruch, seconded by Moritz, the motion to open a public hearing relative to issuance of Solid Waste Disposal Refunding Bonds and related documents. All Ayes.

Bob Thistle of Springsted handed out a financial summary and gave a brief presentation to the Board explaining the winning bid of Banker's Bank. Chairman Hancock thanked Waste Commission Director Kathy Morris and Mr. Thistle for their work.

Moved by Gallin, seconded by Minard, to close the public hearing. All Ayes.

Moved by Sunderbruch, seconded by Moritz, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) The bid referred to in the preamble hereof is hereby accepted, and the Bonds, maturing and bearing interest as hereinafter set out, are hereby awarded to the said bidder at the price specified in such bid, together with accrued interest. 2) The form of agreement of sale of the Bonds is hereby approved, and the Chairperson and County Auditor are hereby authorized to accept and execute the same for and on behalf of the County and to affix the County seal thereto. 3) Pursuant to Chapter 331 of the Code of Iowa, the Bonds are hereby ordered to be issued for the purpose or purposes set out above, in the aggregate principal amount of \$_____, in the denomination of \$5,000 each, or any integral multiple thereof, shall be dated March 1, 2007, and shall mature on June 1 in each of the respective years and in the principal amounts and bearing interest at the respective rates as follows:

Year	Principal Amount	Interest Rate Per Annum	Year	Principal Amount	Interest Rate Per Annum
2008	\$_____	_____%	2012	\$_____	_____%
2009	\$_____	_____%	2013	\$_____	_____%
2010	\$_____	_____%	2014	\$_____	_____%
2011	\$_____	_____%	2015	\$_____	_____%

Bankers Trust Company, N.A., Des Moines, Iowa, is hereby designated as the Bond Registrar and Paying Agent for the Bonds and may be hereinafter referred to as the "Bond Registrar" or the "Paying Agent".

All of the interest on the Bonds shall be payable commencing December 1, 2007, and semiannually thereafter on the first day of June and December in each year. Payment of interest on the Bonds shall be made to the registered owners appearing on the bond registration books of the County at the close of business on the fifteenth day of the month next preceding the interest payment date and shall be paid by check or draft mailed to the registered owners at the addresses shown on such registration books. Principal of the Bonds shall be payable in lawful money of the United States of America to the registered owners or their legal representatives upon presentation and surrender of the Bond or Bonds at the office of the Paying Agent.

None of the Bonds shall be optional for redemption prior to maturity.

The County hereby pledges the faith, credit, revenues and resources and all of the real and personal property of the County for the full and prompt payment of the principal of and interest on the Bonds.

The Bonds shall be executed on behalf of the County with the official manual or facsimile signature of the Chairperson and attested with the official manual or facsimile signature of the County Auditor and shall have the County's seal impressed or printed thereon, and shall be fully registered Bonds without interest coupons. In case any officer whose signature or the facsimile of whose signature appears on the Bonds shall

cease to be such officer before the delivery of the Bonds, such signature or such facsimile signature shall nevertheless be valid and sufficient for all purposes, the same as if such officer had remained in office until delivery. The Bonds shall be fully registered as to principal and interest in the names of the owners on the registration books of the County kept by the Bond Registrar, and after such registration, payment of the principal thereof and interest thereon shall be made to the registered owners, their legal representatives or assigns. Each Bond shall be transferable only upon the registration books of the County upon presentation to the Bond Registrar, together with either a written instrument of transfer satisfactory to the Bond Registrar or the assignment form thereon completed and duly executed by the registered owner or the duly authorized attorney for such registered owner.

The record and identity of the owners of the Bonds shall be kept confidential as provided by Section 22.7 of the Code of Iowa.

The Bonds shall not be valid or become obligatory for any purpose until the Certificate of Authentication thereon shall have been signed by the Bond Registrar.

5) Notwithstanding anything above to the contrary, the Bonds shall be issued initially as Depository Bonds, with one fully registered Bond for each maturity date, in principal amounts equal to the amount of principal maturing on each such date, and registered in the name of Cede & Co., as nominee for The Depository Trust Company, New York, New York ("DTC"). On original issue, the Bonds shall be deposited with DTC for the purpose of maintaining a book-entry system for recording the ownership interests of its participants and the transfer of those interests among its participants (the "Participants"). In the event that DTC determines not to continue to act as securities depository for the Bonds or the County determines not to continue the book-entry system for recording ownership interest in the Bonds with DTC, the County will discontinue the book-entry system with DTC. If the County does not select another qualified securities depository to replace DTC (or a successor depository) in order to continue a book-entry system, the County will register and deliver replacement Bonds in the form of fully registered certificates, in authorized denominations of \$5,000 or integral multiples of \$5,000, in accordance with instructions from Cede & Co., as nominee for DTC. In the event that the County identifies a qualified securities depository to replace DTC, the County will register and deliver replacement Bonds, fully registered in the name of such depository, or its nominee, in the denominations as set forth above, as reduced from time to time prior to maturity in connection with redemptions or retirements by call or payment, and in such event, such depository will then maintain the book-entry system for recording ownership interests in the Bonds.

Ownership interest in the Bonds may be purchased by or through Participants. Such Participants and the persons for whom they acquire interests in the Bonds as nominees will not receive certificated Bonds, but each such Participant will receive a credit balance in the records of DTC in the amount of such Participant's interest in the Bonds, which will be confirmed in accordance with DTC's standard procedures. Each such person for which a Participant has an interest in the Bonds, as nominee, may

desire to make arrangements with such Participant to have all notices of redemption or other communications of the County to DTC, which may affect such person, forwarded in writing by such Participant and to have notification made of all interest payments.

The County will have no responsibility or obligation to such Participants or the persons for whom they act as nominees with respect to payment to or providing of notice for such Participants or the persons for whom they act as nominees.

As used herein, the term "Beneficial Owner" shall hereinafter be deemed to include the person for whom the Participant acquires an interest in the Bonds.

DTC will receive payments from the County, to be remitted by DTC to the Participants for subsequent disbursement to the Beneficial Owners. The ownership interest of each Beneficial Owner in the Bonds will be recorded on the records of the Participants whose ownership interest will be recorded on a computerized book-entry kept by DTC.

When reference is made to any action which is required or permitted to be taken by the Beneficial Owners, such reference shall only relate to those permitted to act (by statute, regulation or otherwise) on behalf of such Beneficial Owners for such purposes. When notices are given, they shall be sent by the County to DTC, and DTC shall forward (or cause to be forwarded) the notices to the Participants so that the Participants can forward the same to the Beneficial Owners.

Beneficial Owners will receive written confirmations of their purchases from the Participants acting on behalf of the Beneficial Owners detailing the terms of the Bonds acquired. Transfers of ownership interests in the Bonds will be accomplished by book entries made by DTC and the Participants who act on behalf of the Beneficial Owners. Beneficial Owners will not receive certificates representing their ownership interest in the Bonds, except as specifically provided herein. Interest and principal will be paid when due by the County to DTC, then paid by DTC to the Participants and thereafter paid by the Participants to the Beneficial Owners.

6) The form of Bonds shall be substantially as follows:

(Form of Bond)

UNITED STATES OF AMERICA

STATE OF IOWA

SCOTT COUNTY

GENERAL OBLIGATION COUNTY SOLID WASTE
DISPOSAL REFUNDING BOND, SERIES 2007A

No. _____

\$ _____

RATE

MATURITY DATE

BOND DATE

CUSIP

March 1, 2007

Scott County (the "County"), Iowa, for value received, promises to pay on the maturity date of this Bond to

or registered assigns, the principal sum of

DOLLARS

In lawful money of the United States of America upon presentation and surrender of this Bond to Bankers Trust Company, N.A., Des Moines, Iowa (hereinafter referred to as the "Bond Registrar" or the "Paying Agent"), with interest on said sum, until paid, at the rate per annum specified above from the date of this Bond, or from the most recent interest payment date on which interest has been paid, on June 1 and December 1 of each year, commencing December 1, 2007. Interest on this Bond is payable to the registered owner appearing on the registration books of the County at the close of business on the fifteenth day of the month next preceding the interest payment date and shall be paid by check or draft mailed to the registered owner at the address shown on such registration books.

This Bond shall not be valid or become obligatory for any purpose until the Certificate of Authentication hereon shall have been signed by the Bond Registrar.

This Bond is one of a duly authorized series of General Obligation County Solid Waste Disposal Refunding Bonds, Series 2007A (the "Bonds"), issued in the aggregate principal amount of \$ _____ by the County pursuant to and in strict compliance with the provisions of Chapter 331 and Chapter 76 of the Code of Iowa, 2007, and in conformity with a resolution of the Board of Supervisors of the County duly passed, approved and recorded for the purpose of refunding the County's General Obligation County Solid Waste Disposal Bonds, Series 1995A, dated June 1, 1995.

This Bond is fully negotiable but shall be fully registered as to both principal and interest in the name of the owner of the books of the County in the office of the Bond Registrar, after which no transfer shall be valid unless made on said books and then only upon presentation of this Bond to the Bond Registrar, together with either a written instrument of transfer satisfactory to the Bond Registrar or the assignment form hereon completed and duly executed by the registered owner or the duly authorized attorney for such registered owner.

The County, the Bond Registrar and the Paying Agent may deem and treat the registered owner hereof as the absolute owner for the purpose of receiving payment of or on account of principal hereof, premium, if any, and interest due hereon and for all

other purposes, and the County, the Bond Registrar and the Paying Agent shall not be affected by any notice to the contrary.

And It Is Hereby Certified and Recited that all acts, conditions and things required by the laws and Constitution of the State of Iowa, to exist, to be had, to be done or to be performed precedent to and in the issue of this Bond were and have been properly existent, had, done and performed in regular and due form and time; that provision has been made for the levy of a sufficient continuing annual tax on all the taxable property within the County for the payment of the principal of and interest on this Bond as the same will respectively become due; that the faith, credit, revenues and resources and all the real and personal property of the County are irrevocably pledged for the prompt payment hereof, both principal and interest; and that the total indebtedness of the County, including this Bond, does not exceed any constitutional or statutory limitations.

IN TESTIMONY WHEREOF, Scott County, Iowa, by its Board of Supervisors, has caused this Bond to be sealed with the facsimile of its official seal, to be executed with the duly authorized facsimile signature of its Chairperson and attested by the duly authorized facsimile signature of the County Auditor, all as of March 1, 2007.

SCOTT COUNTY, IOWA

By (DO NOT SIGN)
Chairperson, Board of Supervisors

Attest:

(DO NOT SIGN)
County Auditor

(Facsimile Seal)

(On each Bond, there shall be a registration dateline and a Certificate of Authentication of the Bond Registrar in the following form:)

Registration Date: (Registration Date)

BOND REGISTRAR'S CERTIFICATE OF AUTHENTICATION

This Bond is one of the Bonds described in the within-mentioned resolution.
BANKERS TRUST COMPANY, N.A.
Des Moines, Iowa
Bond Registrar

By (Authorized Signature)
Authorized Officer

ABBREVIATIONS

The following abbreviations, when used in this Bond, shall be construed as though they were written out in full according to applicable laws or regulations:

- TEN COM - as tenants in common UTMA_____
- TEN ENT - as tenants by the entireties (Custodian)
As Custodian for_____
- JT TEN - as joint tenants with right of (Minor)
survivorship and not as under Uniform Transfers to Minors Act
tenants in common _____
(State)

Additional abbreviations may also be used though not in the list above.

ASSIGNMENT

For valuable consideration, receipt of which is hereby acknowledged, the undersigned assigns this Bond to

(Please print or type name and address of Assignee)

PLEASE INSERT SOCIAL SECURITY OR OTHER
IDENTIFYING NUMBER OF ASSIGNEE

and does hereby irrevocably appoint_____, Attorney, to transfer this Bond on the books kept for registration thereof with full power of substitution.

Dated:_____

Signature guaranteed:

(Signature guarantee must be provided in accordance with The prevailing standards and procedures of the Registrar and Transfer Agent. Such standards and procedures may require signatures to be guaranteed by certain eligible guarantor institutions that participate in a recognized signature guarantee program.)

NOTICE: The signature to his Assignment must

correspond with the name of the registered owner as it appears on this Bond in every particular, without alteration or enlargement or any change whatever.

7) The Bonds shall be executed as herein provided as soon after the adoption of this resolution as may be possible and thereupon they shall be delivered to the Bond Registrar for registration, authentication and delivery to or upon the direction of the purchaser, as determined by the Board, upon receipt of the purchase price thereof with accrued interest thereon, and all action heretofore taken in connection with the sale and issuance of the Bonds is hereby ratified and confirmed in all respects.

The Optional 1995 Bonds are hereby called for prepayment on the 1995 Bond Redemption Date, and Wells Fargo Bank, National Association, as the registrar and paying agent for the 1995 Bonds, is hereby authorized and directed to give notice of such redemption pursuant to the terms of the 1995 Bond Resolution by mailing notice to each of the registered owners of the Optional 1995 Bonds to be redeemed, as shown by the County's registration records, at least 30 days prior to the 1995 Bond Redemption Date, by certified mail, return receipt requested.

8) As required by Chapter 76 of the Code of Iowa, and for the purpose of providing for the levy and collection of a direct annual tax sufficient to pay the interest on the Bonds as it falls due, and also to pay and discharge the principal thereof at maturity, there be and there is hereby ordered levied on all the taxable property in the County in each of the years while the Bonds or any of them are outstanding, a tax sufficient for that purpose, and in furtherance of this provision, but not in limitation thereof, there be and there is hereby levied on all the taxable property in the County the following direct annual tax for collection in each of the following fiscal years, to-wit:

For collection in the fiscal year beginning July 1, 2007,
sufficient to produce the net annual sum of \$_____;

For collection in the fiscal year beginning July 1, 2008,
sufficient to produce the net annual sum of \$_____;

For collection in the fiscal year beginning July 1, 2009,
sufficient to produce the net annual sum of \$_____;

For collection in the fiscal year beginning July 1, 2010,
sufficient to produce the net annual sum of \$_____;

For collection in the fiscal year beginning July 1, 2011,
sufficient to produce the net annual sum of \$_____;

For collection in the fiscal year beginning July 1, 2012,
sufficient to produce the net annual sum of \$_____;

For collection in the fiscal year beginning July 1, 2013,

sufficient to produce the net annual sum of \$_____;

For collection in the fiscal year beginning July 1, 2014,
sufficient to produce the net annual sum of \$_____;

9) A certified copy of this resolution shall be filed with the County Auditor, and the County Auditor shall be and is hereby instructed to continue to enter for collection and assess the tax hereby authorized. When annually entering such taxes for collection, the County Auditor shall continue to include the same as a part of the tax levy for the Debt Service Fund of the County and when collected, the proceeds of the taxes shall be converted into the Debt Service Fund of the County and set aside therein as a special account to be used solely and only for the payment of the principal of and interest on the Bonds hereby authorized and for no other purpose whatsoever. Any amount received by the County as accrued interest on the Bonds shall be deposited into such special account and used to pay principal of and/or interest due on the Bonds on the first payment date.

10) The interest or principal and both of them falling due in any year or years shall, if necessary, be paid promptly from current funds on hand in advance of taxes levied and when the taxes shall have been collected, reimbursement shall be made to such current funds in the sum thus advanced.

11) It is the intention of the County that interest on the Bonds be and remain excluded from gross income for federal income tax purposes pursuant to the appropriate provisions of the Internal Revenue Code of 1986, as amended, and the Treasury Regulations in effect with respect thereto (all of the foregoing herein referred to as the "Internal Revenue Code"). In furtherance thereof, the County covenants to comply with the provisions of the Internal Revenue Code as they may from time to time be in effect or amended and further covenants to comply with the applicable future laws, regulations, published rulings and court decisions as may be necessary to insure that the interest on the Bonds will remain excluded from gross income for federal income tax purposes. Any and all of the officers of the County are hereby authorized and directed to take any and all actions as may be necessary to comply with the covenants herein contained.

12) The Securities and Exchange Commission (the "SEC") has promulgated certain amendments to Rule 15c2-12 under the Securities Exchange Act of 1934 (17 C.F.R. §240.15c2-12)(the "Rule") that make it unlawful for an underwriter to participate in the primary offering of municipal securities in a principal amount of \$1,000,000 or more unless, before submitting a bid or entering into a purchase contract for such securities, it has reasonably determined that the issuer or an obligated person has undertaken in writing for the benefit of the holders of such securities to provide certain disclosure information to prescribed information repositories on a continuing basis so long as such securities are outstanding.

On the date of issuance and delivery of the Bonds, the County will execute and deliver a Continuing Disclosure Certificate pursuant to which the County will undertake to comply with the Rule. The County covenants and agrees that it will comply with and carry out the provisions of the Continuing Disclosure Certificate. Any and all of the

officers of the County are hereby authorized and directed to take any and all actions as may be necessary to comply with the Rule and the Continuing Disclosure Agreement.

13) The County hereby consents to the aforesaid amendments to the Prior Resolutions and the Revenue Bond; and the First Amendment to Financing Agreement for Material Recycling Facility, Material Recycling System and a New Landfill (the "First Amendment to Agreement") between the County and the Commission is hereby approved in substantially the form presented to the Board. The Chairperson and County Auditor are hereby authorized and directed to execute, acknowledge and deliver the First Amendment to Agreement and all necessary documents related thereto and to carry out the purposes of this resolution on behalf of the County with such changes, insertions and omissions therein as Bond Counsel may hereafter deem appropriate, such execution to be conclusive evidence of approval of such documents in accordance with the terms hereof.

14) All resolutions or parts thereof in conflict herewith be and the same are hereby repealed to the extent of such conflict.

Passed and approved on February 22, 2007.

Chairperson, Board of Supervisors

Attest:

County Auditor

Moved by Sunderbruch, seconded by Gallin, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) That the Legislature of Iowa and the Governor of Iowa should repeal Iowa Code Section 692A.2A. 2) This resolution shall take effect immediately.

Moved by Sunderbruch, seconded by Moritz, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) Section 10 of the Electronic Transactions Clearinghouse 28E Agreement provides for amendment of the 28E Agreement by resolution of the ISAC Board of Directors, if the amendment is then submitted to a vote of the individual ETC-member counties; The ISAC Board of Directors approved such an Amendment on January 26, 2007; The amendment would change the ETC funding formula to make it based on an annual base fee of \$1,000 per county plus an assessment to cover remaining budget costs, and change it so that the assessment is based upon the counties' general basis fund expenditures, rather than all general fund expenditures; The Proposed Amendment to the ETC 28E Agreement is hereby approved. 2) This resolution shall take effect immediately.

Moved by Sunderbruch, seconded by Gallin, the motion to open a public hearing relative to the FY08 budget. All Ayes.

No persons were present and no written petitions were submitted to the Board.

Moved by Hancock, seconded by Gallin, to close the public hearing. All Ayes.

Moved by Sunderbruch, seconded by Gallin, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) That the appointment of Tom Claussen, Long Grove, Iowa to Benefited Fire District #2 for a three (3) year term expiring on March 10, 2010, is hereby approved. 2) This resolution shall take effect immediately.

Moved by Sunderbruch, seconded by Moritz, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) That the following appointments to the Scott County Condemnation Appraisal Jury for a one (1) year term expiring on December 31, 2007, are hereby approved:

	<u>BANKERS</u>	<u>CITY</u>	<u>FARMERS</u>	<u>REAL ESTATE</u>
HANCOCK	Veola McGowan			
MORITZ	Joe Chambers			

2) This resolution shall take effect immediately.

Moved by Sunderbruch, seconded by Gallin, the motion approving the liquor license for Fairyland Park Ballroom, rural Long Grove, Iowa, contingent upon meeting certain requirements set forth by the Scott County Board of Supervisors, requirements which are subject to separate approval by the offices of Sheriff, Attorney, Health Director, and Building Inspector. The Scott County Auditor is directed to hold any application which has not received the requisite approvals. All Ayes.

Moved by Sunderbruch, seconded by Moritz, the resolution approving warrants numbered 198001 through 198357 as submitted and prepared for payment by the County Auditor in the total amount of \$1,308,558.81 and the purchase card transactions in the total amount of \$40,932.31. Roll Call: Ayes - Minard, Moritz, Sunderbruch, Gallin, Hancock.

County Administrator Ray Wierson reminded the Board of the 3:30 p.m. meeting with the legislators the following day.

Moved by Sunderbruch, seconded by Moritz, the Board adjourn until 3:30 p.m., Friday, February 23, 2007, subject to prior call by the Chairman. All Ayes.

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

ATTEST: Karen L. Fitzsimmons
Scott County Auditor