

AGENDA
SCOTT COUNTY BOARD OF SUPERVISORS
March 14, 2024 - 5:00 P.M.

The public may join this meeting in person OR by phone/computer/app by using the information below. Contact 563-326-8702 with any questions.

TO JOIN BY PHONE 1-408-418-9388

ACCESS CODE: 2498 493 5076 PASS CODE: 1234

OR you may join via Webex. Go to www.webex.com and JOIN meeting using the same Access Code and Pass Code above.

See the Webex Instructions in packet for a direct link to the meeting.

1. Roll Call: Beck ___ Dickson ___ Maxwell ___ Paustian ___ Rawson ___

2. Pledge of Allegiance.

3. Approval of Minutes:

February 27, 2024 8:30 AM - Committee of the Whole

February 29, 2024 5:00 PM - Board Meeting

Moved by ___ Second by ___

Beck ___ Dickson ___ Maxwell ___ Paustian ___ Rawson ___

4. Public Comment as an Attendee.

By Phone:

*3 to raise/lower hand, *6 to unmute (host must unmute you first)

By Computer:

Bottom right of screen, you will find Participants and Chat, in this area you will find the hand icon, use the hand icon to raise and lower your hand.

****Review Agenda****

Public Hearing

5. Public hearing relative to rezone approximately 19.04 acres, legally described as Part of the NW ¼ of the SE ¼ of Section 18 of Allens Grove Township (a portion of Scott County Tax Parcel 021837004), from “Agricultural-Preservation (A-P)” to “Industrial (I)” to expand the existing agricultural service operation.

Open Public Hearing

Moved by ___ Seconded by ___

Beck ___ Dickson ___ Maxwell ___ Paustian ___ Rawson ___

Close Public Hearing

Moved by ___ Seconded by ___

Beck ___ Dickson ___ Maxwell ___ Paustian ___ Rawson ___

Consent

- 6. Resolution to approve the staff appointments.
- 7. Resolution to approve to the Health Department Environmental Health Manager starting salary of \$77,937.60/yr and 2 weeks vacation exception.
- 8. Resolution to approve the support the Home Base Incentive, where the county will contribute \$25,000 to the program which the QC Chamber will administer.
- 9. Resolution to approve the setting of a Public Hearing for March 28, 2024 at 5:00PM during the Board Meeting for St. Joan of Arc on the Proposed Issuance of the Notes for the Issuance of Not to Exceed \$10,000,000 Aggregate Principal Amount of Private School Facility Revenue Notes (St. Joan of Arc School Project), Series 2024.
- 10. Resolution to approve the warrants in the amount of \$2,175,621.13, EFT Payments in the amount of \$5,928.64 and purchasing card transactions in the amount of \$131,012.37.
- 11. Motion to approve the renewal of retail beer/liquor licenses for Express Lane Gas & Food Mart #79, 17948 Great River Road, Pleasant Valley, IA 52767 and Davenport Country Club, 25500 Valley Drive, Pleasant Valley, IA 52767.

Moved by _____ Second by _____
Beck _____ Dickson _____ Maxwell _____ Paustian _____ Rawson _____

Facilities & Economic Development

- 12. Motion for second and final reading of amendment of Zoning Ordinance - Chapter 6, Sections 6-23 through 6-26 (Floodways, Floodway Fringes, General Floodplains, and Shallow Flooding Overlay Districts), as required by FEMA in order to address the updated Physical Map Revision.

Moved by _____ Second by _____
Beck _____ Dickson _____ Maxwell _____ Paustian _____ Rawson _____

Other Items of Interest

- 13. County Administrator Report - Mahesh Sharma.
- 14. Board of Supervisors Report.
- 15. Adjourned. Moved by _____ Second by _____

Instructions for *Unmuting Phone Line* during Board Meeting teleconference

To gain the moderator’s attention, **press *3 from your phone OR the raise hand icon** on computer or mobile device (for location of raise hand icon, see below). Phone lines will be placed on mute during the meeting. Participants may unmute their line using the mute icon or *6 on their phone after being recognized by the Chair.

Meeting # 2498 493 5076

Password #1234

Connect via Computer or application:

Host: www.webex.com Meeting number: **above** Password: **1234**

Or use direct link to meeting:

<https://scottcountyiowa.webex.com/scottcountyiowa/j.php?MTID=m91f98ab7fda3d98ddaff5c578cd08de5>

Connect via telephone: 1-408-418-9388 Meeting number: **above** Password: **1234**


Telephone / Cell Phones Connections:

Telephones lines will be placed on mute during the meeting. Participants may “raise their hand” by using *3 to gain attention of the host.



When called upon for comments by the Board,


1. The host will then unmute the participant’s line at the appropriate time.
2. A user must have his or her own device unmuted.
3. The user may then unmute his or her conference line by keying * 6
4. After conversation, please lower your hand. (*3 again)


Computer / Application Connections:

If connected via web application or computer, the user should look for the **Raise Hand**  raise hand symbol and click to appear raised so the host may acknowledge you.

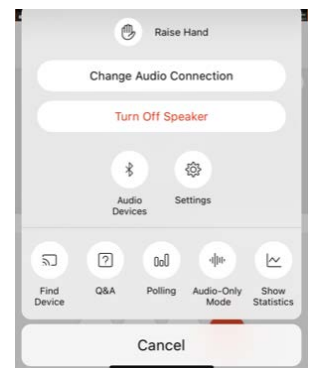
1. The host will then unmute the participant’s line at the appropriate time.
2. A user must have his or her own device unmuted.
3. The user may then unmute his or her conference line by clicking the microphone symbol.
4. After conversation, please lower your hand. (*3 again)

You can mute yourself so that everyone can concentrate on what's being discussed. While you're on a call or in a meeting, select  at the bottom of the meeting window. You'll know it's working when the button turns red .

If you want to unmute yourself, select . Others can hear you when the button turns gray.

When you're muted and move away from the call controls, the mute button moves to the center of your screen and fades in color  to indicate that you're still muted.

To find the **raise hand icon**, you may need to click on ...



Prepared by: Scott County Planning and Development, 600 West Fourth Street, Davenport

Iowa SCOTT COUNTY ORDINANCE NO. 24-_____

AN ORDINANCE TO AMEND THE ZONING MAP BY REZONING APPROXIMATELY 19.04 ACRES IN SECTION 18, ALLENS GROVE TOWNSHIP FROM AGRICULTURAL-PRESERVATION (A-P) TO INDUSTRIAL (I), ALL WITHIN UNINCORPORATED SCOTT COUNTY.

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF SCOTT COUNTY IOWA:

Section 1. In accordance with Section 6-33 Scott County Code, the following described unit of real estate is hereby rezoned from Agricultural-Preservation (A-P) to Industrial (I) to-wit:

Part of the Northwest Quarter of the Southeast Quarter of Section 18, in Township 80 North, Range 2 East of the 5th P.M. (Allens Grove Township), being more particularly described as follows:

All portions of Parcel 081837004 south/southwest of Allens Grove Road not already zoned Industrial

Section 2. This ordinance changing the above described land to Industrial (I) is approved.

Section 3. The County Auditor is directed to record this ordinance in the County Recorder's Office.

Section 4. Severability Clause. If any of the provisions of this Ordinance are for any reason illegal or void, then the lawful provisions of the Ordinance, which are separate from said unlawful provisions shall be and remain in full force and effect, the same as if the Ordinance contained no illegal or void provisions.

Section 5. Repealer. All ordinances or part of ordinances in conflict with the provisions of the Ordinance are hereby repealed.

Section 6. Effective Date. This Ordinance shall be in full force and effect after its final passage and publication as by law provided.

Approved this _____ day of _____ 2024.

Ken Beck, Chair
Scott County Board of Supervisors

Kerri Tompkins, County Auditor

THE COUNTY AUDITOR'S SIGNATURE CERTIFIES
THAT THIS RESOLUTION HAS BEEN FORMALLY
APPROVED BY THE BOARD OF SUPERVISORS ON

DATE

SCOTT COUNTY AUDITOR

R E S O L U T I O N

SCOTT COUNTY BOARD OF SUPERVISORS

MARCH 14, 2024

APPROVAL OF STAFF APPOINTMENTS

BE IT RESOLVED BY the Scott County Board of Supervisors as follows:

Section 1. The hiring of Tanner Gillispie for the position of Corrections Officer with the Sheriff's Office starting at entry level rate.

Section 2. The hiring of Dakota Delarm for the position of EMT with the MEDIC EMS Department starting at entry level rate.

THE COUNTY AUDITOR'S SIGNATURE CERTIFIES
THAT THIS RESOLUTION HAS BEEN FORMALLY
APPROVED BY THE BOARD OF SUPERVISORS ON

DATE

SCOTT COUNTY AUDITOR

R E S O L U T I O N

SCOTT COUNTY BOARD OF SUPERVISORS

MARCH 14, 2024

APPROVING THE APPOINTMENT OF PARKER PROCHASKA FOR THE POSITON OF
ENVIRONMENTAL HEALTH MANAGER

BE IT RESOLVED BY the Scott County Board of Supervisors as follows:

Section 1. The appointment of Parker Prochaska for the position of
Environmental Health Manager at a starting salary of \$77,937.60/yr is hereby
approved.

Section 2. That he accrue 2 weeks (80 hours) of vacation annually.

Section 3. That the appointment shall be effective March 25, 2024.

THE COUNTY AUDITOR'S SIGNATURE CERTIFIES THAT
THIS RESOLUTION HAS BEEN FORMALLY APPROVED BY
THE BOARD OF SUPERVISORS ON _____.
DATE

SCOTT COUNTY AUDITOR

RESOLUTION
SCOTT COUNTY BOARD OF SUPERVISORS
MARCH 14, 2024

APPROVAL OF SUPPORT FOR THE HOME BASE IOWA INCENTIVE

BE IT RESOLVED by the Scott County Board of Supervisors as follows:

- Section 1. The State of Iowa launched a public-private partnership called Home Base Iowa initiative, which is an effort to match military veterans with jobs available across Iowa.
- Section 2. On February 23, 2017 the Board of Supervisors passed a resolution of support for the Home Base Iowa initiative consisting of two programs; Home Base Iowa Businesses and Home Base Iowa Communities.
- Section 3. Veteran Incentives Home base Iowa (HBI) Communities offers valuable incentives for veterans who relocate to their community. The incentives offered through the program include:
Reimbursement of expenses up to \$250 per visit to interview with a business in Scott County; \$1,500 grant towards the purchase of a home in Scott County; and Hilton Honors Military Program.
- Section 4. Scott County will contribute \$25,000 to the program, which the Quad Cities Chamber will administer.
- Section 5. This resolution shall take effect immediately.

Scott County, Iowa
March 14, 2024

The Board of Supervisors of Scott County, Iowa met in regular session on the 14th day of March, 2024, at 5:00 p.m., at the Scott County Administration Center at 600 West Fourth Street, Davenport, Iowa 52807. The meeting was called to order and there were present Ken Beck, the Chairman, and the following named Board of Supervisors members:

Absent: _____

Matters were discussed concerning the issuance of Private School Facility Revenue Notes for financing the construction, improving and equipping of a new Catholic school known as the St. Joan of Arc School in Bettendorf, Iowa. Following a discussion of the proposal, Supervisor _____ introduced and caused to be read a resolution entitled “A Resolution Regarding the Issuance of Not to Exceed \$8,400,000 Aggregate Principal Amount of Private School Facility Revenue Notes (St. Joan of Arc School Project), Series 2024, Calling a Public Hearing on the Proposed Issuance of the Notes, and Directing Publication of Notice of the Hearing,” and moved its adoption. The motion was seconded by Supervisor _____. After due consideration of said resolution by the Board of Supervisors, the Chairman put the question on the motion and, the roll being called, the following named Board of Supervisors members voted:

Ayes: _____

Nays: _____

Whereupon, the Chairman declared said resolution, a copy of which is attached hereto, duly adopted and signed his approval thereto.

Ken Beck, Chairman

Attest:

Kerri Tompkins, County Auditor

A RESOLUTION REGARDING THE ISSUANCE OF NOT TO EXCEED \$8,400,000 AGGREGATE PRINCIPAL AMOUNT OF PRIVATE SCHOOL FACILITY REVENUE NOTES (ST. JOAN OF ARC SCHOOL PROJECT), SERIES 2024, CALLING A PUBLIC HEARING ON THE PROPOSED ISSUANCE OF THE NOTES, DIRECTING PUBLICATION OF NOTICE OF THE HEARING, AND AUTHORIZING THE EXECUTION OF A MEMORANDUM OF AGREEMENT

WHEREAS, the County of Scott, Iowa (hereinafter referred to as the "County"), is a county and political subdivision organized and existing under the laws and the Constitution of the State of Iowa (the "State"), and is authorized and empowered by Chapter 419 of the Code of Iowa, as amended (hereinafter referred to as the "Act"), to issue revenue bonds and loan the proceeds from the sale of said bonds to one or more parties to be used to defray all or a portion of the cost of acquiring, improving and equipping a "project" (as defined in the Act) for the purpose of securing and developing industry and trade within or near the County in order to create jobs and employment opportunities and to improve the welfare of the residents of the County and the State; and

WHEREAS, the County has been requested by Our Lady of Lourdes Church of Bettendorf, Iowa and St. John Vianney Church of Bettendorf, Iowa both of which are wholly-owned 501(c)(3) organizations for the Diocese of Davenport (the "Borrowers") to authorize and issue its Private School Facility Revenue Notes (St. Joan of Arc School Project), Series 2024 (the "Notes") pursuant to the provisions of the Act for the purpose of (i) financing the construction, improving and equipping of a new 79,990 square foot co-educational, regional Catholic school known as the St. Joan of Arc School located on land located at the Northwest corner of Hopewell Avenue and Criswell Street in Bettendorf, Iowa (altogether, the "School"); (ii) refunding debt previously issued to purchase land where the School will be built; (iii) paying capitalized interest; and (iv) paying costs of issuance (altogether, the "Project"); and

WHEREAS, it has been represented to the County that the amount necessary to finance and refinance the Project will require the issuance by the County of not to exceed \$8,400,000 aggregate principal amount of its Notes pursuant to the provisions of the Act; and

WHEREAS, it is proposed that the County issue not to exceed \$8,400,000 aggregate principal amount of its Notes pursuant to the Act and loan said amount to the Borrowers under a Loan Agreement among the County, the Borrowers and Blackhawk Bank & Trust, as purchaser (the "Loan Agreement"), the obligation of which will be sufficient to pay the principal of and interest and redemption premium, if any, on the Notes as and when the same shall become due; and

WHEREAS, before the Notes may be issued, it is necessary to publish a notice of intention to issue the Notes and conduct a public hearing on the proposal to issue the Notes, all as required and provided for by Section 419.9 of the Act and Section 147(f) of the Internal Revenue Code of 1986, as amended;

WHEREAS, the Borrowers have requested that the County take initial official action with respect to the Notes; 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 under the terms of which the Issuer agrees, subject to the provisions of such Agreement, to pursue proceedings necessary under the Act to issue the Notes for such purpose and the Memorandum of Agreement does not legally commit the Issuer to issue the Notes;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY AS FOLLOWS:

Section 1. That in order to assist in the financing of the construction, improving and equipping of the Project, the County declares its official intent to proceed with the necessary proceedings required to issue the Notes. The Memorandum of Agreement in the form and with the contents set forth in Exhibit A attached hereto is hereby approved, and the Chair 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. The 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. 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. The final decision whether to issue the Notes and the final amount of the Notes shall be subject to further action by this Board of Supervisors.

Section 2. That the Board of Supervisors of the County meet at the Scott County Administration Center at 600 West Fourth Street, Davenport, Iowa 52807, on the 28th day of March, 2024 at 5:05 o'clock p.m., at which time and place a public hearing shall be held on the proposal to issue the Notes referred to in the preamble hereof, at which hearing all local residents who appear shall be given an opportunity to express their views for or against the proposal to issue the Notes.

Section 3. That the County Auditor of the County is hereby directed to give notice of intention to issue the Notes, setting forth the amount and purpose thereof, and 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 *The Quad-City Times* and the *North Scott Press*, all newspapers published and having a general circulation within the County. The notice shall be in substantially the following form:

NOTICE OF PUBLIC HEARING AND INTENTION TO ISSUE
PRIVATE SCHOOL FACILITY REVENUE NOTES
(ST. JOAN OF ARC SCHOOL PROJECT)
SERIES 2024

Notice is hereby given that a public hearing will be conducted before the Board of Supervisors of Scott County, Iowa (the "County") at the Scott County Administration Center at 600 West Fourth Street, Davenport, Iowa 52807, at 5:05 o'clock p.m., on March 28, 2024, on a proposal to issue qualified 501(c)(3) bonds in an amount not to exceed \$8,400,000 aggregate principal amount of the County's Private School Facility Revenue Notes (St. Joan of Arc School Project), Series 2024 (the "Notes"), pursuant to the provisions of Chapter 419 of the Code of Iowa, as amended, and Sections 103 and 147 of the Internal Revenue Code of 1986, as amended, for the purpose of (i) financing the construction, improving and equipping of a new 79,990 square foot co-educational, regional Catholic school known as the St. Joan of Arc School located on land located at the Northwest corner of Hopewell Avenue and Criswell Street in Bettendorf, Iowa (altogether, the "School"); (ii) refunding debt previously issued to purchase land where the School will be built; (iii) paying capitalized interest; and (iv) paying costs of issuance (altogether, the "Project"). Our Lady of Lourdes Church of Bettendorf, Iowa and St. John Vianney Church of Bettendorf, Iowa (collectively, the "Borrowers") will own and operate the Project.

Such Notes, if issued, and the interest and premium, if any, thereon will be payable solely out the revenues derived from the Loan Agreement between the County and the Borrowers. The Notes shall be limited obligations of the County payable solely from revenues received by the County under the Loan Agreement, and secured by a pledge of the amounts received by the County under and pursuant to the Loan Agreement. The Notes will represent and constitute, solely and exclusively, limited obligations of the County and will not represent, constitute or create an obligation, general or special, indebtedness, or moral obligation of the County within the meaning of any state constitutional provision or statutory limitations, and shall not constitute nor give rise to a pecuniary liability of the County or a charge against its general credit or taxing powers.

All local residents who appear at said public hearing shall be given an opportunity to express their views for or against the proposal to issue the Notes, and at said hearing, or any adjournment thereof, the Board of Supervisors of the County shall adopt a resolution determining whether or not to proceed with the issuance of the Notes. Written comments may also be submitted to the Issuer at 600 W. 4th Street, Davenport, Iowa 52801. Written comments must be received by the above hearing date.

COUNTY OF SCOTT, IOWA

By: _____
Kerri Tompkins, County Auditor

Section 4. That in order that the Project not be unduly delayed, the Borrowers may make such commitments, expenditures and advances toward payment of the costs of the Project as it considers appropriate, subject to reimbursement from the proceeds of the Notes when and if issued and sold, but otherwise without liability on the part of the County. That all costs of the County in connection with issuance of the Notes, including publication fees and legal fees, shall be the responsibility of the Borrowers.

Section 5. THAT THE NOTES, IF AND WHEN ISSUED, SHALL BE LIMITED OBLIGATIONS OF THE COUNTY PAYABLE SOLELY FROM REVENUES RECEIVED BY THE COUNTY UNDER THE LOAN AGREEMENT, AND SECURED BY A PLEDGE OF THE REVENUES OF THE COUNTY UNDER AND PURSUANT TO THE LOAN AGREEMENT. THE NOTES WILL REPRESENT AND CONSTITUTE, SOLELY AND EXCLUSIVELY, LIMITED OBLIGATIONS OF THE COUNTY AND WILL NOT REPRESENT, CONSTITUTE OR CREATE AN OBLIGATION, GENERAL OR SPECIAL, INDEBTEDNESS, OR MORAL OBLIGATION OF THE COUNTY WITHIN THE MEANING OF ANY STATE CONSTITUTIONAL PROVISION OR STATUTORY LIMITATIONS, AND SHALL NOT CONSTITUTE NOR GIVE RISE TO A PECUNIARY LIABILITY OF THE COUNTY OR A CHARGE AGAINST ITS GENERAL CREDIT OR TAXING POWERS.

Section 6. That the officers of the County and the County Attorney are hereby authorized to take such further action as may be necessary to carry out the intent and purpose of this Resolution.

Section 7. That all resolutions and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved this 14th day of March, 2024.

Ken Beck, Chairman

Attest:

Kerri Tompkins, County Auditor

(SEAL)

EXHIBIT A
MEMORANDUM OF AGREEMENT

THIS MEMORANDUM OF AGREEMENT is between Scott County, Iowa (the “Issuer”) and Our Lady of Lourdes Church of Bettendorf, Iowa and St. John Vianney Church of Bettendorf, Iowa (collectively, the “Borrowers”).

1. Preliminary Statement. Among the matters of mutual inducement which have resulted in the execution of this Agreement are the following:

(a) The Issuer is authorized by Chapter 419 of the Code of Iowa, as amended (the “Act”) to issue revenue bonds or notes for a project located within, or within eight miles of, the Issuer for the purpose of financing the cost of acquiring, by construction or purchase, land, buildings, improvements and equipment 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”), refunding any bonds issued pursuant to the Act and any existing indebtedness relating to such facilities, and paying costs of issuance associated therewith.

(b) The Borrowers, each a Tax Exempt Organization, wish to obtain satisfactory assurance from the Issuer that, subject to the public hearing required by the Act and Section 147(f) of the Code, and to due compliance with all requirements of law and the obtaining of all necessary consents and approvals and to the happening of all acts conditions and things required to exist, happen or be performed precedent to and in connection therewith in due time, form and manner as required by law, such bonds or notes will be issued by the Issuer in a principal amount not to exceed \$8,400,000 (the “Notes”) for the purpose of providing funds to the Borrowers for the construction of a regional Catholic school known as the St. Joan of Arc School in Bettendorf, Iowa and the payment costs of issuance of the Notes.

2. Undertakings on the Part of the Issuer.

(a) The Issuer will begin the proceedings necessary to authorize the issuance of the Notes in an aggregate principal amount not to exceed \$8,400,000.

(b) Subject to due compliance with all requirements of law, including the provisions of and the public hearing required by the Act, it will cooperate with the Borrowers in the issuance and sale of such Notes, and the proceeds from the issuance of such Notes shall be loaned to the Borrowers upon such terms sufficient to pay the principal of and interest and redemption premium, if any, on such Notes, as and when the same shall become due all as shall be authorized by law and mutually satisfactory to the Borrowers and the Issuer.

(c) The Issuer shall determine when, in what amount, and if the Notes may be issued without causing the Issuer to lose its qualification as a “qualified small issuer” within the meaning of Section 265(b)(3)(C) of the Code.

3. Undertakings on the Part of the Borrowers.

(a) It will use all reasonable efforts to cooperate with the Issuer and comply with the Act and all other provisions of law relating to financing the Project and the issuance and sale of such Notes.

(b) It will enter into a Loan Agreement with the Issuer under the terms of which it will obligate itself to pay to the Issuer sums sufficient to pay the principal of and interest and redemption premium, if any, on such Notes as and when the same shall become due and payable, such instrument to contain other provisions required by law and such other provisions as shall be mutually acceptable to the Issuer and the Borrowers.

(c) It will take such further action and adopt such further proceedings as may be required to implement its aforesaid undertaking or as it may deem appropriate in pursuance thereof.

4. General Provisions.

(a) All commitments on the part of the Issuer and the Borrowers herein are subject to the condition that on or before one year from the date hereof (or such other date as shall be mutually agreed to) the Issuer and the Borrowers shall have agreed to mutually acceptable terms relating to the issuance and sale of such Notes, and mutually acceptable terms and conditions of the documents and proceedings referred to in paragraphs 2 and 3 hereof.

(b) Each Borrower agrees that it will reimburse the Issuer for all reasonable and necessary direct out-of-pocket expenses which the Issuer may incur at its request arising from the execution of this Agreement and the performance by the Issuer of its obligation hereunder, including, but not limited to, legal fees, printing and publication costs and filing fees arising from the execution of this Agreement and the performance, or preparation to perform by the Issuer of

its obligations hereunder, done at the request of the Borrowers, whether or not such Notes are issued.

(c) All commitments of the Issuer hereunder are further subject to the conditions that the Issuer, and its elected and appointed officials, shall in no event incur any liability for any act or omission hereunder, and that such Notes described herein shall not constitute an indebtedness of the Issuer within the meaning of any constitutional or statutory provision and shall not constitute nor give rise to a pecuniary liability of the Issuer or a charge against its general credit or taxing powers.

The execution of this Memorandum of Agreement by the Issuer is not intended to nor does it create a binding commitment on the part of the Issuer to proceed with the issuance of the Notes. It is further understood that the issuance of the Notes is subject to further review by the Board of Supervisors of the Issuer and compliance with all provisions of the Act, including the holding of a public hearing with respect thereto.

(d) Preparation of all resolutions, agreements, instruments, certificates, or other documents in final form for adoption and execution shall be the sole responsibility of Bond Counsel.

(e) In the event Sections 145 and 146 of the Code restrict the aggregate principal amount of Notes for Tax-Exempt Organizations which the Issuer may issue in any calendar year, the Issuer may, in its discretion, rescind its commitments under Paragraph 2 hereof, without liability on the part of the Issuer.

Dated as of the 14th day of March, 2024.

SCOTT COUNTY, IOWA

By: _____
Chair of the Board of Supervisors

Attest:

County Auditor

Our Lady of Lourdes Church of Bettendorf, Iowa

By: _____
Authorized Representative

St. John Vianney Church of Bettendorf

By: _____
Authorized Representative

**THE COUNTY AUDITOR'S SIGNATURE
CERTIFIES THAT THIS RESOLUTION
HAS BEEN FORMALLY APPROVED BY THE
BOARD OF SUPERVISORS ON _____.
DATE**

SCOTT COUNTY AUDITOR

R E S O L U T I O N

SCOTT COUNTY BOARD OF SUPERVISORS

March 14, 2024

**APPROVAL OF WARRANTS IN THE AMOUNT OF \$2,175,621.13, EFT PAYMENTS IN THE
AMOUNT OF \$5,928.64 AND
PURCHASING CARD TRANSACTIONS IN THE AMOUNT OF \$131,012.37**

BE IT RESOLVED by the Scott County Board of Supervisors as follows:

- Section 1. The Scott County Board of Supervisors approves for payment all warrants numbered 330484 through 330740 as submitted and prepared for payment by the County Auditor, in the total amount of \$2,175,621.13.
- Section 2. The Scott County Board of Supervisors approves for payment all EFT payments as submitted and prepared for payment by the County Auditor, in the total amount of \$5,928.64.
- Section 3. 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 \$131,012.37.

Section 4. This resolution shall take effect immediately.

SCOTT COUNTY ORDINANCE NO. 24 - _____

AN ORDINANCE TO ADOPT AMENDMENTS TO CHAPTER 6 OF THE SCOTT COUNTY CODE TO ADD AND AMEND CERTAIN DEFINITIONS RELATED TO FLOODPLAIN REGULATIONS AND TO ALSO AMEND CERTAIN SPECIFIC FLOODPLAIN REGULATIONS IN ORDER TO COMPLY WITH THE REQUIREMENTS OF THE NATIONAL FLOOD INSURANCE PROGRAM AS REQUIRED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY.

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF SCOTT COUNTY, IOWA:

Section 1 Amend the following sections of Chapter 6, SCOTT COUNTY CODE, 2012.

- 6-5 DEFINITIONS
- 6-8 ESTABLISHMENT OF DISTRICTS AND DISTRICT BOUNDARIES
- 6-23. GENERAL PROVISIONS OF THE FLOODWAY, FLOODWAY FRINGE, AND FLOODPLAIN OVERLAY DISTRICTS
- 6-25. "FF" Floodway Fringe Overlay District
- 6-26. "GF" General Flood Plain Overlay District

Section 2. Amend certain provisions of Section 6-5 DEFINITIONS to read as follows:

- 34. ENCLOSED AREA BELOW LOWEST FLOOR – The floor of the lowest enclosed area in a building when all the following criteria are met:
 - A. The enclosed area is designed to flood to equalize hydrostatic pressure during flood events with walls or openings that satisfy the provisions of 6.23.B.D.(1) of this Ordinance, and

Section 3. Amend certain portions of Section 6-8 ESTABLISHMENT OF DISTRICTS AND DISTRICT BOUNDARIES to read as follows:

- D. Flood Plain Overlay Map: The boundaries of the flood plain overlay districts shall be the same as shown on the Flood Insurance Rate Maps, which were issued by the Federal Emergency Management Agency. The Flood Insurance Rate Maps (FIRM) for Scott County and Incorporated Areas, dated April 11, 2024, which were prepared as part of the Scott County Flood Insurance Study, are hereby adopted by reference and declared to be the Official Flood Plain Zoning Map for unincorporated Scott County. The flood profiles and all explanatory material contained with the Flood Insurance Study are declared to be part of this ordinance. These maps are hereby adopted by reference as the Official Flood Identification Maps, together with the accompanying Flood Insurance Study and all explanatory material therein. These maps shall have the same force and effect as if they were all fully set forth or described herein. Subsequent amendments to these maps and Flood Insurance Study shall be adopted through the procedures established herein.

Section 4. Amend certain portions of Section 6-23 GENERAL PROVISIONS OF THE FLOODWAY, FLOODWAY FRINGE, AND GENERAL FLOODPLAIN OVERLAY DISTRICTS to read as follows:

- A. General Provisions of the Floodplain Overlay Districts

2. Establishment of Official Floodplain Zoning Map

The Flood Insurance Rate Maps (FIRM) for Scott County’s unincorporated areas, dated April 11, 2024, which was prepared as part of the Flood Insurance Study for Scott County, are hereby adopted by reference and declared to be the Official Floodplain Zoning Map. The Scott County Flood Insurance Study is hereby adopted by reference and is made a part of this ordinance for the purpose of administering floodplain management regulations.

B.1.B.3) Record and maintain a record of (i) the elevation (in relation to North American Vertical Datum 1988) of the lowest floor (including basement) of all new or substantially improved structures or (ii) the elevation to which new or substantially improved structures have been floodproofed.

B.2.B.6) Elevation (in relation to North American Vertical Datum) of the lowest floor (including basement) of structures or of the level to which a structure is to be floodproofed.

Section 5. Amend certain portions of Section 6-25 "FF" FLOODWAY FRINGE OVERLAY DISTRICT to read as follows:

3.L.1) Recreational vehicles are exempt from the requirements of Section 6-25 (3) (E) of this Ordinance regarding anchoring and elevation of factory-built homes when the following criteria are satisfied:

Section 6. Validity and Severability

Should any section or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Ordinance as a whole, or any part thereof other than the part so declared to be invalid.

Section 7. Repealer

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 8. Effective Date.

This ordinance shall be in full force and effective after its final passage and publication as by law provided.

Public Hearing _____,
First Consideration _____,
Second Consideration _____,

Ken Beck
Chairman, Board of Supervisors

Attested by: _____ Published on _____.
Kerri Tomkins
Scott County Auditor