

MINUTES OF MAY 29 & JUNE 7, 2018
DUBUQUE COUNTY BOARD OF SUPERVISORS
Present: Jay Wickham, Daryl Klein and Dave Baker
Chair Wickham called the meeting to order at 10:00 a.m.

WORKSESSION WITH HR ADMINISTRATOR AND AUDITOR REGARDING TYLER SOFTWARE TRAINING

The Board met with HR Administrator Dawn Sherman, Budget Director Stella Runde, and County Auditor Denise Dolan.

Dolan said Tyler Software will do webinar training at \$125 per hour for whomever needs to attend. When asked about whose budget it will come from IT Superintendent Nathan Gilmore said there is training money in his budget to cover it.

WORKSESSION WITH HR ADMINISTRATOR REGARDING A PERSONNEL ISSUE

Motion by Baker, seconded by Klein, carried unanimously, to enter executive session per Iowa Code Section 201.5 (1)(C)

The Board returned to regular session at 10:50 a.m.

WORKSESSION WITH SUNNYCREST STAFF REGARDING THE ICF/ID FEE

The Board met with Sunnycrest Administrator Cris Kirsch and Sunnycrest Finance Director Emily Gosche.

Gosche had written a letter of explanation to the State and because of the circumstances requested the penalties be waived. The request was denied.

Klein would like to try again to have the penalties waived and suggests the Board write a letter to the governor and State Representatives. Wickham asked if the County Attorney is involved with this and suggests finding out how many other facilities received fines prior to writing the governor.

MEETING WITH ELECTED OFFICIALS AND DEPARTMENT HEADS

The Board met with elected officials and department heads for discussion. Present were Zoning Administrator Anna O'Shea, Conservation Director Brian Preston, IT Superintendent Nathan Gilmore, County Assessor Dave Kubik, County Health Director Patrice Lambert, County Engineer Anthony Bardgett, Maintenance Superintendent Chris Soeder, Budget Director Stella Runde, HR Administrator Dawn Sherman, Sheriff

Joe Kennedy, Sunnycrest Administrator Cris Kirsch, Sunnycrest Finance Director Emily Gosche, County Recorder John Murphy, County Attorney Ralph Potter, County Auditor Denise Dolan, and Criminal Investigations Captain Dale Snyder.

Motion by Wickham, seconded by Baker, carried unanimously, to recess at 11:40 a.m.

WORSESSION WITH SHERIFF REGARDING THE SHOOTING RANGE

Upon reconvening at 11:45 a.m. the Board met with Sheriff Joe Kennedy, County Attorney Ralph Potter, and Sergeant Gary Pape.

There has been another citizen complaint about the range even though it is not operational.

Potter said the contracts are signed and the work is going to be done. Klein told Kennedy he has gone through all the steps and now people think they can stop it when they can't. The county may fund this project and Kennedy should follow up if forfeiture funds can be used to purchase the new squad cars to be taken home by the deputies.

Motion by Baker, seconded by Klein, carried unanimously, to recess at 12:15 p.m.

GENERAL ASSISTANCE HEARINGS

Upon reconvening at 1:03 p.m., motion by Klein, seconded by Baker, carried unanimously, to enter executive session with General Assistance Caseworkers Nick Agan and Doug Slaats regarding case W-7-18.

The applicant was present to withdraw.

Motion by Klein, seconded by Baker, carried unanimously, to return to regular session.

Motion by Klein, seconded by Baker, carried unanimously, to enter executive session with General Assistance Caseworkers, Nick Agan and Doug Slaats regarding case H-9-22.

Upon returning to regular session motion by Baker, seconded by Klein, carried unanimously, to deny assistance to case H-9-22.

Motion by Klein, seconded by Baker, carried unanimously, to enter executive session with General Assistance Caseworkers, Nick Agan and Doug Slaats regarding case C-6-14.

Upon returning to regular session motion by Klein, seconded by Baker, carried unanimously, to deny assistance to case C-6-14.

Motion by Klein, seconded by Baker, carried unanimously, to enter executive session with General Assistance Caseworkers, Nick Agan and Doug Slaats regarding case B-11-37.

Upon returning to regular session motion by Baker, seconded by Wickham, to table this case until after July 1st, carried with Baker and Wickham voting aye and Klein voting nay.

Motion by Klein, seconded by Baker, carried unanimously, to deny assistance to case H-10-29, and case W-7-19 for not attending the hearing.

Due to the General Assistance fund being depleted motion by Wickham, seconded by Klein, to discontinue appeals until the first meeting of the new fiscal year. Motion carried with Wickham and Klein voting aye and Baker voting nay.

Motion by Wickham, seconded by Baker, carried unanimously, to recess at 2:07 p.m.

WORKSESSION WITH HR ADMINISTRATOR REGARDING THE NAME OF THE NEW WESTSIDE BUILDINGS

Upon reconvening at 2:30 p.m. the Board met with HR Administrator Dawn Sherman, Budget Director Stella Runde, and County Assessor Dave Kubick.

The new roads, zoning, health, and assessor buildings on City View Drive should be “named” to project more professionalism. It was discussed to involve the public in doing so via social media with the Board picking the winning name.

Motion by Klein, seconded by Baker, carried unanimously, to recess at 2:50 p.m.

WORKSESSION WITH COUNTY ENGINEER

Upon reconvening at 4:30 p.m. the Board met with County Engineer Anthony Bardgett, HR Administrator Dawn Sherman, and Budget Director Stella Runde.

Bardgett gave an update of all the roads projects. A request was received from the Field of Dreams movie sight on Lansing Road outside of Dyersville in Dubuque County. They would like the County to do something to control the dust on approximately ¼ mile of road. Bardgett put together some estimates ranging over \$39,000 to do so.

Baker thought there should be a worksession with the cities of Dyersville and Dubuque because of the tourism the sight brings in. Klein said this will set precedence and there are plenty of gravel roads in the county that could use dust control.

Jake Decker addressed the Board on behalf of his parents who live on Klein Lane. They do not have a culvert under their driveway and would like the county to install one. Bardgett stated he had offered the Decker’s installation provided they pay for the culvert at the county’s cost. They did not accept that offer. The County stopped doing culverts probably three years ago.

Bardgett had the salt prices quoted by the IDOT for next winter. He was asked if he spoke with the City of Dubuque to possibly contract with them like the county use to for a better price. He had not but will in the future.

| <u>VENDOR</u> | <u>PRICE PER TON</u> | <u>TOTAL</u> |
|--------------------------|----------------------|--------------|
| Cargill Inc Deicing Tech | \$76.87 | \$422,785.00 |
| Morton Salt, Inc | \$74.54 | \$409,970.00 |
| Compass Minerals America | \$72.91 | \$401,005.00 |

Motion by Klein, seconded by Baker, carried unanimously, to purchase salt from Compass Minerals America, Inc.

WORKSESSION WITH ZONING ADMINISTRATOR

ENTRANCE PERMITS

The Board met with Zoning Administrator Anna O'Shea and Tom Behnke regarding adding an entrance for the house he intends to build on his parents land.

Motion by Klein, seconded by Baker, carried unanimously, to approve with the removal of an existing field entrance.

Zoning Administrator Anna O'Shea and Susan Dietz met with the Board requesting to upgrade an existing field entrance to residential to be able to build a new home.

Motion by Baker, seconded by Klein, carried unanimously, to approve the upgrade.

The Board met with Zoning Administrator Anna O'Shea and Dennis Johnson whose property is next to the Duschners who are asking for a variance. There were too many questions Johnson did not have answers for.

Motion by Wickham, seconded by Klein, to table until the actual owner can attend. Motion carried with Wickham and Klein voting aye and Baker voting nay.

APPROVAL OF MINUTES OF APRIL 9, 2018

Motion by Klein, seconded by Baker, carried unanimously, to approve the minutes.

APPROVAL OF MINUTES OF MAY 14, 2018

Motion by Klein, seconded by Baker, carried unanimously, to approve the minutes.

CONSENT ITEMS

Quarterly report of the Auditor's Office, Fireworks permit for Roger Dalbkermeyer, Fireworks permit for Jeremy Mostek, Cigarette permit applications for Hwy 20 Truck/Auto Plaza, Harvey's Airline Inn, and Mid-Mart, Annual IDNR Manure Management Plan for the following; Recker Farm North, Recker Farm South, Jim & Tony Schieltz, Reiter Feedlot #67758 and the Donald Schmitt Farms.

Motion by Baker, seconded by Klein, carried unanimously, to approve the above-mentioned consent items.

PROOF OF PUBLICATION – BUDGET AMENDMENT #3

Motion by Klein, seconded by Baker, carried unanimously, to receive and file the proof.

PUBLIC HEARING – AMENDMENT OF CURRENT COUNTY BUDGET – FY18 AMENDMENT #3

Chair Wickham opened the public hearing.

There were no questions or comments written or oral regarding the amendment.

Motion by Baker, seconded by Klein, carried unanimously, to close the public hearing.

RESOLUTION 18-147 – APPROVING FY18 APPROPRIATIONS AMENDMENT #3

WHEREAS, the Board of Supervisors of Dubuque County has amended the Budget for Fiscal Year 2018 on May 29, 2018; and

WHEREAS, the Code of Iowa, Section 331.434(6) specifies that the Board of Supervisors shall, by resolution, appropriate amounts for each of the county officers and departments; and

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dubuque County that the appropriations as designated by Resolution 17-202, as adopted on June 26,, 2017; and amended by Resolution 17-262, as adopted on September 11, 2017, and Resolution 18-087, as adopted on March 26, 2018; be further amended as follows:

GENERAL BASIC

| | Original Approp | Current Amend. | Amended Approp. |
|----------------------------------|--------------------|-------------------|--------------------|
| County General | 3,126,656 | | 3,126,656 |
| Supervisors | 166,510 | 6,200 | 172,710 |
| Auditor | 506,477 | | 506,477 |
| Treasurer | 703,026 | | 703,026 |
| Attorney | 2,013,259 | | 2,013,259 |
| Sheriff | 9,494,318 | (39,304) | 9,455,014 |
| Recorder | 380,092 | | 380,092 |
| Mapping | 214,788 | | 214,788 |
| Veterans' Affairs/General Relief | 520,746 | | 520,746 |
| Conservation | 1,352,797 | | 1,352,797 |
| Board of Health | 919,229 | 53,255 | 972,484 |
| Medical Examiner | 305,536 | | 305,536 |
| County Storage | 1,900 | | 1,900 |
| Personnel | 354,725 | | 354,725 |
| General Services | 552,097 | 2,000 | 554,097 |
| Information Services | 1,552,061 | | 1,552,061 |
| Capital Projects | 2,178,493 | 550,191 | 2,728,684 |
| Human Services | 252,500 | | 252,500 |
| Economic Development | 80,816 | | 80,816 |
| Emergency Support Services | 85,122 | | 85,122 |
| Fund Total | 24,761,148 | 572,342 | 25,333,490 |

GENERAL SUPPLEMENT

| | Original Approp. | Current Amend. | Amended Approp. |
|----------------------------------|---------------------|-------------------|--------------------|
| Undesignated | 445,185 | | 445,185 |
| Supervisors | 70,261 | 2,690 | 72,951 |
| Auditor | 687,230 | 5,960 | 693,190 |
| Treasurer | 253,555 | | 253,555 |
| Attorney | 566,859 | | 566,859 |
| Sheriff | 2,404,948 | | 2,404,948 |
| Recorder | 121,844 | | 121,844 |
| Mapping | 63,097 | | 63,097 |
| Veterans' Affairs/General Relief | 92,639 | | 92,639 |
| Conservation | 317,324 | | 317,324 |
| Board of Health | 51,354 | | 51,354 |
| Medical Examiner | 12,683 | | 12,683 |
| Juvenile Probation | 192,620 | | 192,620 |
| District Court | 124,317 | | 124,317 |
| County Storage | 6,000 | | 6,000 |
| Personnel | 106,584 | | 106,584 |

| | | | |
|----------------------------|-----------|-------|-----------|
| General Services | 93,865 | | 93,685 |
| Information Services | 123,184 | | 123,184 |
| MH/MR/DD | 75,000 | | 75,000 |
| Emergency Support Services | 53,406 | | 53,406 |
| Risk Management | 312,615 | | 312,615 |
| Fund Total | 6,174,570 | 8,650 | 6,183,220 |

COUNTY ASSISTANCE

| | | | |
|----------------------------|----------|---------|---------|
| (Fire/EMS) | Original | Current | Amended |
| Emergency Support Services | Approp | Amend | Approp. |
| Fund Total | 60,000 | | 60,000 |
| | 60,000 | | 60,000 |

| | | | |
|-----------------------------|-----------|---------|-----------|
| HEALTH INS DEDUCTIBLE | Original | Current | Amended |
| Health Insurance Deductible | Approp. | Amend. | Approp. |
| Fund Total | 1,015,000 | | 1,015,000 |
| | 1,015,000 | | 1,015,000 |

| | | | |
|-------------------------|-----------|---------|-----------|
| MH-DD FUND | Original | Current | Amended |
| MH-DD Coordinator (CPC) | Approp. | Amend. | Approp. |
| MH/MR/DD | 188,146 | 70 | 188,216 |
| Fund Total | 3,598,372 | 4,471 | 3,602,843 |
| | 3,786,518 | 4,541 | 3,791,059 |

| | | | |
|----------------------|----------|---------|---------|
| RURAL SERVICES BASIC | Original | Current | Amended |
| Undesignated | Approp. | Amend. | Approp. |
| Fund Total | 640,540 | | 640,540 |
| | 640,540 | | 640,540 |

| | | | |
|-------------------|----------|---------|---------|
| ZONING | Original | Current | Amended |
| Zoning Commission | Approp. | Amend. | Approp. |
| Capital Projects | 269,569 | | 269,569 |
| Fund Total | 25,000 | | 25,000 |
| | 294,569 | | 294,569 |

| | | | |
|---------------------|------------|---------|------------|
| SECONDARY ROAD FUND | Original | Current | Amended |
| Secondary Roads | Approp. | Amend. | Approp. |
| Fund Total | 13,358,831 | 415,000 | 13,773,831 |
| | 13,358,831 | 415,000 | 13,733,831 |

| | | | |
|------------------------------|----------|---------|---------|
| RURAL COMMUNITY TRANSPORT | Original | Current | Amended |
| | Approp. | Amend. | Approp. |

| | | | |
|-------------------------|-----------|---------|-----------|
| Secondary Roads | 109,800 | | 109,800 |
| Fund Total | 109,800 | | 109,800 |
| TIME 21 | Original | Current | Amended |
| | Approp. | Amend. | Approp. |
| Secondary Roads | 1,000,000 | | 1,000,000 |
| Fund Total | 1,000,000 | | 1,000,000 |
| RECORDS MANAGEMENT | Original | Current | Amended |
| | Approp. | Amend. | Approp |
| Recorder | 76,200 | | 76,200 |
| Fund Total | 76,200 | | 76,200 |
| RURAL ECON DEVELOP FUND | Original | Current | Amended |
| | Approp. | Amend. | Approp. |
| Economic Development | 270,385 | | 270,385 |
| Fund Total | 270,385 | | 270,385 |
| TAX INCREMENT FINANCING | Original | Current | Amended |
| | Approp. | Amend. | Approp. |
| Economic Development | 230,043 | | 230,043 |
| Fund Total | 230,043 | | 230,043 |
| DRUG TASK FORCE | Original | Current | Amended |
| | Approp. | Amend. | Approp. |
| Drug Task Force | 100,000 | 495,000 | 595,000 |
| Fund Total | 100,000 | 495,000 | 595,000 |
| SHERIFF'S FORFEITURE | Original | Current | Amended |
| FEDERAL | Approp | Amend. | Approp. |
| Sheriff | 100,000 | | 100,000 |
| Fund Total | 100,000 | | 100,000 |
| CAPITAL PROJECTS | Original | Current | Amended |
| | Approp | Amend | Approp |
| Capital Projects | 2,622,340 | 71,376 | 2,693,716 |
| Fund Total | 2,622,340 | 71,376 | 2,693,716 |
| CAP PRJ: EMERGENCY | Original | Current | Amended |
| RADIO SYSTEM | Approp | Amend | Approp |

| | | | |
|--|-----------------|----------------|----------------|
| Capital Projects | 10,413,847 | | 10,413,847 |
| Fund Total | 10,413,847 | | 10,413,847 |
| CAP PRJ: SEIPPEL ROAD | Original | Current | Amended |
| | Approp. | Amend. | Approp. |
| Conservation | 2,200,000 | | 2,200,000 |
| Fund Total | 2,200,000 | | 2,200,000 |
| LOCAL OPTION FUND | Original | Current | Amended |
| | Approp. | Amend. | Approp. |
| Secondary Roads | 3,509,000 | | 3,509,000 |
| Fund Total | 3,509,000 | | 3,509,000 |
| CAP PRJ: COURT HOUSE | Original | Current | Amended |
| | Approp | Amend | Approp |
| Capital Projects | 2,393,755 | | 2,393,755 |
| Fund Total | 2,393,755 | | 2,393,755 |
| DEBT SERVICE | Original | Current | Amended |
| | Approp | Amend. | Approp |
| Debt Service | 2,964,417 | | 2,964,417 |
| Fund Total | 2,964,417 | | 2,964,417 |
| DEBT SERVICE: EMERGENCY RADIO | Original | Current | Amended |
| | Approp | Amend | Approp |
| Debt Service | 940,460 | | 940,460 |
| Fund Total | 940,460 | | 940,460 |
| DEBT SERVICE: DMASWA | Original | Current | Amended |
| | Approp | Amend | Approp |
| Debt Service | 668,559 | | 668,559 |
| Fund Total | 668,559 | | 668,559 |

FURTHER, that Total Appropriations for Fiscal Year 2018, inclusive of the original appropriation and its amendments, for the county officers and departments are as follows:

| | | | |
|-----------------------|-----------------|----------------|----------------|
| APPROPRIATIONS | Original | Current | Amended |
| | Approp. | Amend. | Approp. |
| County General | 4,212,381 | | 4,212,381 |
| Supervisors | 236,771 | 8,890 | 245,661 |
| Auditor | 1,193,707 | 5,960 | 1,199,667 |
| Treasurer | 956,581 | | 956,581 |
| Attorney | 2,580,118 | | 2,580,118 |
| Sheriff | 11,999,266 | (39,304) | 11,959,962 |

| | | | |
|----------------------------------|------------|-----------|------------|
| Recorder | 578,136 | | 578,136 |
| Mapping | 277,885 | | 277,885 |
| Secondary Roads | 17,977,631 | 415,000 | 18,392,631 |
| Veterans' Affairs/General Relief | 613,385 | | 613,385 |
| Conservation | 1,670,121 | | 1,670,121 |
| Board of Health | 970,583 | 53,255 | 1,023,838 |
| Zoning Commission | 269,569 | | 269,569 |
| Medical Examiner | 318,219 | | 318,219 |
| Juvenile Probation | 192,620 | | 192,620 |
| District Court | 124,317 | | 124,317 |
| County Storage | 7,900 | | 7,900 |
| Personnel | 461,309 | | 461,309 |
| General Services | 645,962 | 2,000 | 647,962 |
| Information Services | 1,675,245 | | 1,675,245 |
| Capital Projects | 19,833,435 | 621,567 | 20,455,002 |
| Debt Service | 4,573,436 | | 4,573,436 |
| MH-DD Coordinator (CPC) | 188,146 | 70 | 188,216 |
| MH/MR/DD | 3,673,372 | 4,471 | 3,677,843 |
| Human Services | 252,500 | | 252,500 |
| Economic Development | 581,244 | | 581,244 |
| Emergency Support Services | 198,528 | | 198,528 |
| Drug Task Force | 100,000 | 495,000 | 595,000 |
| Risk Management | 312,615 | | 312,615 |
| Health Insurance Deductible | 1,015,000 | | 1,015,000 |
| Total | 77,689,982 | 1,566,909 | 79,256,891 |

Motion by Klein, seconded by Baker, carried unanimously, to approve and authorize the Chair to sign Resolution 18-147.

NOTICE OF PUBLIC HEARING – AMENDMENT TO ZONING ORDINANCE

- 1) ZC#05-19-18 St. Catherine Church and Dubuque County Emergency Management R-3 Single Family Residential to R-1 Rural Residential
- 2) ZC#05-20-18 Duane & Kimberly Kass A-1 Agricultural to A-2 Agricultural Residential
- 3) ZC#05-21-18 Dennis & Deborah Johnson A-1 Agricultural to A-2 Agricultural Residential
- 4) ZC#05-22-18 James & Beverly Vaske Trust and Patrick & Kimberly Hermsen B-2 Highway Business and A-1 Agricultural to M-1 Industrial

Motion by Klein, seconded by Baker, carried unanimously, to advertise for a public hearing to be held on Monday, June 11, 2018 at 9:00 a.m. for the above-mentioned Amendments to Zoning Ordinance.

NOTICE OF PUBLIC HEARING – PLANS AND SPECIFICATIONS FOR CONSTRUCTION OF DUBUQUE COUNTY SECONDARY ROADS SHOP AND OFFICE FACILITIES

Motion by Baker, seconded by Klein, carried unanimously, to advertise for a public hearing to be held on Monday, June 11, 2018 at 9:00 a.m. for the above-mentioned project.

RESOLUTION 18-148 – SETTING DATE FOR A PUBLIC HEARING ON PROPOSAL TO ENTER INTO A GENERAL OBLIGATION URBAN RENEWAL LOAN AGREEMENT

WHEREAS, the Board of Supervisors (the “Board”) of Dubuque County, Iowa (the “County”) now proposes to enter into a General Obligation Urban Renewal Loan Agreement (the “Loan Agreement”) and to borrow money thereunder in a principal amount not to exceed \$17,000,000, pursuant to the provisions of Section 331.402 and Section 331.441(2)(b)(14) of the Code of Iowa, for the purpose of paying the cost, to that extent, of undertaking an urban renewal project in the City of Dubuque’s Dubuque Industrial Center Economic Development District consisting of constructing a new County building including administrative office space and a maintenance and storage shop (the “Project”), and it is now necessary to fix a date of meeting of the Board of Supervisors at which it is proposed to take action to enter into the Loan Agreement and to give notice thereof as required by such law, including notice of the right to petition for an election on such proposal;

NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Dubuque County, Iowa, as follows:

Section 1. This Board will meet on June 11, 2018, at the Courthouse, Dubuque, Iowa, at 9:00 a.m., at which time and place a hearing will be held and proceedings will be instituted and action taken to enter into the Loan Agreement.

Section 2. The County Auditor is hereby directed to give notice of the proposed action on the Loan Agreement 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 ten (10) and not more than twenty (20) days before the date selected for the meeting, in a legal newspaper which has a general circulation in the County. The notice shall be in substantially the following form:

NOTICE OF PROPOSED ACTION TO INSTITUTE PROCEEDINGS
TO ENTER INTO A LOAN AGREEMENT AND TO BORROW MONEY
THEREUNDER IN A PRINCIPAL AMOUNT NOT TO EXCEED \$17,000,000

(GENERAL OBLIGATION)

The Board of Supervisors of Dubuque County, Iowa, will meet on June 11, 2018, at the Courthouse, Dubuque, Iowa, at 9:00 a.m., for the purpose of instituting proceedings and taking action on a proposal to enter into a loan agreement (the “Loan Agreement”) and to borrow money thereunder in a principal amount not to exceed \$17,000,000 for the purpose of paying the costs, to

that extent, of undertaking an urban renewal project in the City of Dubuque's Dubuque Industrial Center Economic Development District consisting of constructing a new County building including administrative office space and a maintenance and storage shop.

The Loan Agreement is proposed to be entered into, and bonds will be issued thereunder, pursuant to authority contained in Section 331.402 and Section 331.441(2)(b)(14) of the Code of Iowa. The Loan Agreement and the bonds will constitute general obligations of the County.

At that time and place, oral or written objections may be filed or made to the proposal to enter into the Loan Agreement. After receiving objections, the County may determine to enter into the Loan Agreement, in which case, the decision will be final unless appealed to the District Court within fifteen (15) days thereafter.

At any time before the date fixed for taking action to enter into the Loan Agreement, a petition may be filed with the County Auditor asking that the question of entering into the Loan Agreement be submitted to the registered voters of the County, pursuant to the provisions of Seton 331.441(2)(b)(14) of the Code of Iowa.

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

Denise Dolan County Auditor

Section 3. Pursuant to Section 1.150-2 of the Income Tax Regulations (the "Regulations") of the Internal Revenue Service, the City declares (a) that it intends to undertake the Project which is reasonably estimated to cost approximately \$17,000,000, (b) that other than (i) expenditures to be paid or reimbursed from sources other than the issuance of bonds, notes or other obligations (the "Bonds"), or (ii) expenditures made no earlier than 60 days prior to the date of this Resolution or a previous intent resolution of the City, 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 City and no expenditures will be made by the City until after the date of this Resolution or a prior intent resolution of the City, and (c) that the City reasonably expects to reimburse the expenditures made for costs of the City 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.

Section 4. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 5. This resolution shall be in full force and effect immediately after its adoption and approval, as provided by law.

Motion by Klein, seconded by Baker, carried unanimously, to approve and authorize the Chair to sign Resolution 18-148.

PROOF OF PUBLICATION – PROCUREMENT PROCEDURES

Motion by Baker, seconded by Klein, carried unanimously, to receive and file the proof of publication for the RFQ fuel for secondary roads.

REQUEST FOR PROPOSALS – FURNISH AND APPY PAVEMENT MARKING PAINT FOR THE DUBUQUE COUNTY SECONDARY ROAD DEPARTMENT

Motion by Klein, seconded by Baker, carried unanimously, to advertise for proposals to be opened Monday, June 11, 2018 at 9:00 a.m. on the above-mentioned painting project.

RECEIPT OF QUOTES - ETHANOL BLENDED GASOLINE (GASOHOL) AND PREMIUM BIODIESEL FUEL FOR THE DUBUQUE COUNTY HIGHWAY DEPARTMENT

The following quotes were received and read into the record:

Molo Petroleum, Dubuque, IA

| | | | | | | |
|-----------------|---------|--------|-----------|-------|-----------|-------|
| Dubuque | Gasohol | 0.0300 | #2 Diesel | .0350 | #1 Diesel | .0350 |
| Farley | Gasohol | 0.0300 | #2 Diesel | .0350 | #1 Diesel | .0350 |
| Bernard | | | #2 Diesel | .1450 | #1 Diesel | .1450 |
| Fillmore | | | #2 Diesel | .1450 | #1 Diesel | .1450 |
| Worthington | | | #2 Diesel | .1450 | #1 Diesel | .1450 |
| New Vienna | | | #2 Diesel | .1450 | #1 Diesel | .1450 |
| Holy Cross Area | | | #2 Diesel | .1450 | #1 Diesel | .1450 |
| Durango | | | #2 Diesel | .1450 | #1 Diesel | .1450 |

Three Rivers FS Company, Dyersville, IA

| | | | | | | |
|-----------------|---------|-----|-----------|-----|-----------|-----|
| Dubuque | Gasohol | .05 | #2 Diesel | .05 | #1 Diesel | .05 |
| Farley | Gasohol | .05 | #2 Diesel | .05 | #1 Diesel | .05 |
| Bernard | | | #2 Diesel | .07 | #1 Diesel | .07 |
| Fillmore | | | #2 Diesel | .07 | #1 Diesel | .07 |
| Worthington | | | #2 Diesel | .07 | #1 Diesel | .07 |
| New Vienna | | | #2 Diesel | .07 | #1 Diesel | .07 |
| Holy Cross Area | | | #2 Diesel | .07 | #1 Diesel | .07 |
| Durango | | | #2 Diesel | .07 | #1 Diesel | .07 |

Demmer Oil Company, Worthington, IA

| | | | | | | |
|---------|---------|-------|-----------|-------|-----------|-------|
| Dubuque | Gasohol | .0507 | #2 Diesel | .0570 | #1 Diesel | .0570 |
| Farley | Gasohol | .0507 | #2 Diesel | .0570 | #1 Diesel | .0570 |

| | | | | |
|-----------------|-----------|-------|-----------|-------|
| Bernard | #2 Diesel | .1299 | #1 Diesel | .1299 |
| Fillmore | #2 Diesel | .1299 | #1 Diesel | .1299 |
| Worthington | #2 Diesel | .1299 | #1 Diesel | .1299 |
| New Vienna | #2 Diesel | .1299 | #1 Diesel | .1299 |
| Holy Cross Area | #2 Diesel | .1299 | #1 Diesel | .1299 |
| Durango | #2 Diesel | .1299 | #1 Diesel | .1299 |

Motion by Baker, seconded by Klein, carried unanimously, to receive and refer the quotes to the County Engineer for a recommendation.

RESOLUTION 18-149 – FINAL PLAT OF LOT 1-13 & LOT 2-13 OF SPRING VALLEY HEIGHTS SUB NO. 1 – SECTION 24 – TABLE MOUND TOWNSHIP

WHEREAS, there has been presented to the Dubuque County Board of Supervisors a Final Plat of Survey for, LOT 1-13 & LOT 2-13 OF SPRING VALLEY HEIGHTS SUB NO. 1, comprised of Lot 13 of Spring Valley Heights Subdivision No. 1 in Section 24, T88N, R2E, of the 5th PM, Table Mound Township, Dubuque County, Iowa; and

WHEREAS, said final plat will create two (2) lots, namely Lot 1-13 and Lot 2-13 of Spring Valley Heights Sub No. 1 Section 24, Table Mound Township, Dubuque County, Iowa; and

WHEREAS, said final plat has been examined and approved by the City of Dubuque; and

WHEREAS, said final plat has been examined by the Dubuque County Planning and Zoning Commission, Dubuque County Board of Health, Dubuque County Engineer, Dubuque County Treasurer and the Dubuque County Plats Officer and has their approval endorsed thereon; and

WHEREAS, said final plat has been examined by the Board of Supervisors of Dubuque County, Iowa, and they find the same conforms to the statutes and other regulatory ordinances and resolutions.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Dubuque County, Iowa:

Section 1. That the above described property is within the R-2, Single Family Residential district, thus subject to all the requirements of that district.

Section 2. That the above described final plat be and is hereby approved and the Chairperson of the Board of Supervisors is authorized and directed to endorse the approval of Dubuque County, Iowa upon said final plat.

Motion by Klein, seconded by Baker, carried unanimously, to approve and authorize the Chair to sign Resolution 18-149.

RESOLUTION 18-150 – APPOINTMENT OF DEPUTIES, ASSISTANTS AND CLERKS

WHEREAS, position vacancies have been approved for the following appointments by the Board of Supervisors through the Personnel Requisition Process.

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors approves and certifies the following appointments to the Auditor for payroll implementation:

| DEPARTMENT | POSITION | DATE APPROVED | NAME | PAY RATE |
|------------|--------------------------|---------------|--------------------|----------|
| Sunnycrest | PPT PI | 05-16-18 | Chandra Wesley | \$12.01 |
| Sunnycrest | PPT PI | 03-22-18 | Abrey Pollock | \$12.01 |
| Sunnycrest | PPT PI | 05-16-18 | Yanique Starks | \$12.01 |
| Sunnycrest | PFT CNA | 02-23-18 | Mallory Morris | \$12.60 |
| Sunnycrest | PFT CNA | 04-04-18 | Debbie Miller | \$12.60 |
| Sunnycrest | PRN CNA | 08-22-16 | Rachel Tebon | \$14.00 |
| Sunnycrest | PFT Business Office Asst | 04-23-18 | Alicia Ingles | \$15.72 |
| Sunnycrest | PPT Food Services Worker | 05-16-18 | Elijah Yancey | \$ 9.89 |
| Sheriff | PPT CH Security | 04-23-18 | Brian Jobgen | \$24.21 |
| IT | TPT IT Intern | 05-29-18 | Jennifer Young | \$13.00 |
| IT | TPT IT Intern | 05-29-18 | Chad Moser | \$13.00 |
| Roads | TPT Maintenance Helper | 04-23-18 | Nicholas Stecklein | \$11.00 |
| Roads | TPT Maintenance Helper | 04-23-18 | Samuel Stecklein | \$11.00 |
| Roads | TPT Maintenance Helper | 05-29-18 | Samuel Gilligan | \$11.00 |

Motion by Baker, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 18-150.

RESOLUTION 18-151 – DUBUQUE COUNTY CHILD SUPPORT STAFFING CONTRACT

WHEREAS, the Iowa Department of Human Services and Dubuque County have established a long-standing agreement with regard to the operation of the local Child Support Office, and

WHEREAS, said office provides a valuable service with regard to securing support for children receiving public assistance benefits, providing child support services, and establishing paternity,

THEREFORE, the Dubuque County Board of Supervisors hereby agrees to extend said agreement by signing and executing the 56 page contract provided.

Motion by Klein, seconded by Baker, carried unanimously, to approve and authorize the Chair to sign Resolution 18-151.

RESOLUTION 18-152 – APPROVING FY19 REGIONAL TRANSIT AUTHORITY AGREEMENT REGARDING THE PROVISION OF TRANSPORTATION SERVICE FOR SUNNYCREST MANOR RESIDENTS

WHEREAS, Dubuque County has been presented with a FY19 Agreement for Transportation Services between Dubuque County and the Delaware, Dubuque and Jackson County Regional Transit Authority regarding transportation services for Sunnycrest Manor residents.

NOW, THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors approves and authorizes the Chairperson to sign FY19 Agreement for Transportation Services between Dubuque County and the Delaware, Dubuque and Jackson County Regional Transit Authority regarding transportation services for Sunnycrest Manor residents.

Motion by Baker, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 18-152.

RESOLUTION 18-153 – APPROVING THE ESTABLISHMENT OF THE DUBUQUE COUNTY FOOD POLICY COUNCIL

WHEREAS, numerous stakeholders in Dubuque County are involved in one or more activities related to the regional food system, including but not limited to production, processing, distribution, marketing, access, procurement, consumption, discard management, as well as activities related to the social, economic, environmental and health impacts of the food system; and

WHEREAS, a resilient, sustainable, equitable, science-based food system serving all community members -- especially the socially and economically-disadvantaged -- requires government and non-governmental organizations to work together to establish, execute and maintain policies, procedures and partnerships to identify and achieve mutually-beneficial objectives and outcomes; and

WHEREAS, in December 2017 the Dubuque Eats Well Coalition recommended that the Dubuque County Board of Supervisors create a food policy council, pursuant to a 2016 Greater Dubuque Food and Health Needs Assessment undertaken under the auspices of Dubuque County ISU Extension Council, with support from the Iowa State University Community Food Systems Program; and

WHEREAS, a report of the Iowa Food Systems Council titled “Cultivating Resilience: A Food System Blueprint that Advances the Health of Iowans, Farms and Communities” recommended the establishment of food system councils by county Boards of Supervisors; and

WHEREAS, a food policy council would be consistent with the Dubuque County Health Needs Assessment, Health Improvement Plan and Regional Smart Plan; and

WHEREAS, a food policy council would assist Dubuque County in partnering with other government and non-government stakeholders to provide leadership to and coordinate the development of policies and priorities on a regional, state and national level

NOW, THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors formally approves the establishment of the Dubuque County Food Policy Council.

Motion by Klein, seconded by Baker, carried unanimously, to approve and authorize the Chair to sign Resolution 18-153.

RESOLUTION 18-154 – APPROVING FEMA FLOOD BUYOUT FOR WILLIAM DEAN

WHEREAS, Dubuque County has been presented with FEMA Flood Buyout Application for the William and Aimee Dean property at 16870 Paradise Valley Road, Durango, Iowa 52073; and

WHEREAS, the application provides Dubuque County funding for a 15% local match equaling \$23,400.

NOW, THEREFORE BE IT RESOLVED the Dubuque County Board of Supervisors approve and authorize the Chairperson to sign the FEMA Flood Buyout Application for the William and Aimee Dean property at 16870 Paradise Valley Road., Durango, Iowa 52073 and related documents.

Motion by Baker, seconded by Wickham, carried with Baker and Wickham voting aye and Klein voting nay to approve and authorize the Chair to sign Resolution 18-154.

RESOLUTION 18-155 – APPROVE AGREEMENT WITH WESTERN DUBUQUE SCHOOL DISTRICT FOR FY19 FUNDING FOR SRO AND DUBUQUE COUNTY D.A.R.E. PROGRAMS

WHEREAS, Dubuque County has been presented with a FY19 funding agreement with Western Dubuque Community School District to provide funding for the SRO and Dubuque County D.A.R.E. Programs; and

WHEREAS, the funding agreement reflects a one-year agreement for FY19, providing \$16,800 to fund the SRO and Dubuque County D.A.R.E. Programs.

NOW, THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors approves and authorizes the Chairperson to sign the FY19 funding agreement with Western Dubuque Community School District to provide \$16,800 in funding for the SRO and Dubuque County D.A.R.E. Programs.

Motion by Klein, seconded by Baker, carried unanimously, to approve and authorize the Chair to sign Resolution 18-155.

RESOLUTION 18-156 – APPROVE ENGAGEMENT LETTER WITH EIDE BAILLY FOR FY18 AUDIT

WHEREAS, Dubuque County has contracted with Eide Bailly for the FY18 audit; and

WHEREAS, Eide Bailly has presented an engagement letter outlining the scope of the auditor.

NOW THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors approves and authorizes the Chair to sign the engagement letter.

Motion by Baker, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 18-156.

RESOLUTION 18-157 – APPROVE THE CHANGE OF THE BOARD OF HEALTH MEMBERSHIP TO AT LEAST FIVE MEMBERS

WHEREAS, it is the mission of the Dubuque County Board of Health to protect, promote, and enhance the health and well-being of all people and the environment in Dubuque County; and

WHEREAS, the Board of Health seeks members of with diverse knowledge and experience in matters of public health and safety;

NOW, THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors formally approves the Board of Health membership to be “at least 5 members.”

Motion by Baker, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 18-157.

RESOLUTION 18-158 – APPROVING RELEASE OF MORTGAGE FOR JUMPSTART FEDERAL HOUSING- REHABILITATION PAYMENT PROGRAM

WHEREAS, Dubuque County serves as fiscal agent for the Jumpstart Federal Housing - Rehabilitation Payment Program, a part of the Community Development Block Grant (CDBG); and

WHEREAS, a mortgage on a property in Des Moines County, which participated in the rehabilitation payment program, has been redeemed, paid off, satisfied and discharged in full, and

WHEREAS, a release of Real Estate Mortgage has been presented to the County for said property.

NOW THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors hereby approves the release of the mortgage and authorizes the Chair to sign the release.

Motion by Klein, seconded by Baker, carried unanimously, to approve and authorize the Chair to sign Resolution 18-158.

RESOLUTION 18-159 – APPROVING AGREEMENT WITH D A DAVIDSON FOR MUNICIPAL ADVISOR SERVICES

WHEREAS, Dubuque County has held a public hearing and received public input about the proposed issuance of \$ 1,750,000 of General Obligation Bonds; and

WHEREAS, the County has retained D A Davidson as its municipal advisor for assistance in proposed debt issuances; and

WHEREAS, D A Davidson has presented an agreement for providing its services with the issuance of the \$ 1,750,000 of General Obligation Bonds.

NOW THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors hereby approves and authorizes the Chair to sign the agreement with D A Davidson.

Motion by Baker, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 18-159.

RESOLUTION 18-160 – APPROVING AGREEMENT WITH PIPER JAFFRAY FOR SERVICES AS PLACEMENT AGENT REPRESENTATIVE

WHEREAS, Dubuque County is preparing to issue \$ 1,750,000 of General Obligation Bonds, and

WHEREAS, Dubuque County is proposing private placement of the sale of the bonds; and

WHEREAS, Dubuque County has previously engaged Piper Jaffray to facilitate private placement of bonds and desires to have Piper Jaffray, again, provide private placement services

NOW THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors hereby approves an agreement with Piper Jaffray for private placement services for the upcoming bond sale, and authorizes the Chair to sign the engagement letter.

Motion by Klein, seconded by Baker, carried unanimously, to approve and authorize the Chair to sign Resolution 18-160.

RESOLUTION 18-161 – AUTHORIZING AND APPROVING A CERTAIN LOAN AGREEMENT, PROVIDING FOR THE ISSUANCE OF \$1,430,000 GENERAL OBLIGATION

COUNTY URBAN RENEWAL BONDS, SERIES 2018A AND PROVIDING FOR THE LEVY OF TAXES TO PAY THE SAME

WHEREAS, the Board of Supervisors (the “Board”) of Dubuque County, Iowa (the “County”) heretofore proposed to enter into a General Obligation Loan Agreement (the “Essential Purpose Loan Agreement”) and to borrow money thereunder in a principal amount not to exceed \$1,100,000, pursuant to the provisions of Section 331.402 of the Code of Iowa, for the purpose of paying the cost, to that extent, of constructing improvements to County park shelter buildings (\$60,000); constructing flooring and lighting improvements to and providing equipment for the County Courthouse (\$520,000); installing HVAC improvements at the Law Enforcement Center (\$275,000); demolishing and restoring dangerous and dilapidated bridges (\$170,000); improving and equipping a County public works facility (\$75,000), and has published notice of the proposed action and has held a hearing thereon on March 12, 2018; and

WHEREAS, the County also proposed to enter into a General Obligation Loan Agreement (the “General Purpose Loan Agreement #1”) and to borrow money thereunder in a principal amount not to exceed \$105,000, pursuant to the provisions of Section 331.402 of the Code of Iowa, for the purpose of paying the cost, to that extent, of acquiring and installing fencing on public grounds; acquiring mowers and related equipment; constructing and installing improvements at a County campground; and acquiring and equipping a vehicle for the County Public Works Department, and in lieu of calling an election upon such proposal, has published notice of the proposed action and has held a hearing thereon, and as of March 12, 2018, no petition had been filed with the County asking that the question of entering into the General Purpose Loan Agreement #1 be submitted to the registered voters of the County; and

WHEREAS, the County also proposed to enter into a General Obligation Loan Agreement (the “General Purpose Loan Agreement #2”) and to borrow money thereunder in a principal amount not to exceed \$180,000, pursuant to the provisions of Section 331.402 of the Code of Iowa, for the purpose of paying the cost, to that extent, of acquiring the Fiscal Year 2020 squad car replacements for the Sheriff’s Department, and in lieu of calling an election upon such proposal, has published notice of the proposed action and has held a hearing thereon, and as of March 12, 2018, no petition had been filed with the County asking that the question of entering into the General Purpose Loan Agreement #2 be submitted to the registered voters of the County; and

WHEREAS, the County also proposed to enter into a General Obligation Loan Agreement (the “General Purpose Loan Agreement #3”) and to borrow money thereunder in a principal amount not to exceed \$185,000, pursuant to the provisions of Section 331.402 of the Code of Iowa, for the purpose of paying the cost, to that extent, of acquiring the Fiscal Year 2021 squad car replacements for the Sheriff’s Department, and in lieu of calling an election upon such proposal, has published notice of the proposed action and has held a hearing thereon, and as of March 12, 2018, no petition had been filed with the County asking that the question of entering into the General Purpose Loan Agreement #3 be submitted to the registered voters of the County; and

WHEREAS, the County also proposed to enter into a General Obligation Loan Agreement (the “Urban Renewal Loan Agreement” and, collectively with the Essential Purpose Loan Agreement, the General Purpose Loan Agreement #1, the General Purpose Loan Agreement #2, and the General Purpose Loan Agreement #3 are hereinafter sometimes referred to as the “Loan

Agreements”) and to borrow money thereunder in a principal amount not to exceed \$1,430,000, pursuant to the provisions of Section 331.402 and Section 331.441(2)(b)(14) of the Code of Iowa, for the purpose of paying the cost, to that extent, of undertaking an urban renewal project in the Greater Dubuque Downtown Urban Renewal Area consisting of constructing exterior renovations and roofing repairs to the Dubuque County Courthouse (the “Project”), and in lieu of calling an election upon such proposal, has published notice of the proposed action and has held a hearing thereon, and as of March 12, 2018, no petition had been filed with the County asking that the question of entering into the Urban Renewal Loan Agreement #1 be submitted to the registered voters of the County; and

WHEREAS, the County previously combined the Loan Agreements into a single loan agreement (the “Loan Agreement”); and

WHEREAS, the County has determined to divide its authority to borrow under the Loan Agreement into multiple credit facilities, one of which will be the Urban Renewal Loan Agreement; and

WHEREAS, a Preliminary Official Statement (the “P.O.S.”) has been prepared to facilitate the sale of \$1,430,000 General Obligation Urban Renewal Bonds, Series 2018A (the “Bonds”) to be issued in evidence of the obligation of the County under the Urban Renewal Loan Agreement, and the County has made provision for the approval of the P.O.S. and has authorized its use by D.A. Davidson & Co. (the “Financial Advisor”), as municipal financial advisor to the County; and

WHEREAS, pursuant to advertisement of sale, bids for the purchase of the Bonds to be issued in evidence of the County’s obligation under the Urban Renewal Loan Agreement were received and canvassed on behalf of the County and the substance of such bids noted in the minutes; and

WHEREAS, upon final consideration of all bids, the bid of Bernardi Securities, Inc., Chicago, Illinois (the “Purchaser”), is the best, such bid proposing the lowest interest cost to the County for the Bonds; and

WHEREAS, the Purchaser has executed a certain official bid form/sale agreement (the “Sale Agreement”) with respect to the Bonds, and the Board of Supervisors has previously approved the Sale Agreement and has made provision for its execution and delivery; and

WHEREAS, it is now necessary to make final provision for the approval of the Urban Renewal Loan Agreement and to authorize the issuance of the Bonds;

NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Dubuque County, Iowa, as follows:

Section 1. This Board of Supervisors hereby determines to enter into the Urban Renewal Loan Agreement with the Purchaser, in substantially the form as has been placed on file with the Board, providing for a loan to the County in the principal amount of \$1,430,000, for the purpose or purposes set forth in the preamble hereof.

The Chairperson and County Auditor are hereby authorized and directed to sign the Urban Renewal Loan Agreement on behalf of the County, and the Urban Renewal Loan Agreement is hereby approved.

Section 2. The Bonds, in the aggregate principal amount of \$1,430,000, are hereby authorized to be issued in evidence of the County’s obligation under the Urban Renewal Loan Agreement. The Bonds shall be in the denomination of \$5,000 each, or any integral multiple thereof, shall be dated June 12, 2018, and shall mature on June 1 in each of the years, in the respective principal amounts, and bear interest at the respective rates, as follows:

| <u>Date</u> | <u>Principal</u> | <u>Interest Rate</u> |
|-------------|------------------|--------------------------|
| 2019 | \$265,000 | 2.00% |
| 2020 | \$280,000 | 2.20% |
| 2021 | \$285,000 | 2.40% |
| 2022 | \$295,000 | 2.50% |
| 2023 | \$305,000 | 2.60% |

Section 3. Bankers Trust Company, Des Moines, Iowa, is hereby designated as the Registrar and Paying Agent for the Bonds and may be hereinafter referred to as the “Registrar” or the “Paying Agent.” The County shall enter into an agreement (the “Registrar/Paying Agent Agreement”) with the Registrar, in substantially the form as has been placed on file with the Board; the Chairperson and County Auditor are hereby authorized and directed to sign the Registrar/Paying Agent Agreement on behalf of the County; and the Registrar/Paying Agent Agreement is hereby approved.

The Bonds are not subject to optional redemption prior to maturity.

Accrued interest on the Bonds shall be payable semiannually on the first day of June and December in each year, commencing December 1, 2018. Interest shall be calculated on the basis of a 360-day year comprised of twelve 30-day months. Payment of interest on the Bonds shall be made to the registered owners 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 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.

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 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 Registrar, and after such registration payment of the principal thereof and interest thereon shall be made only to the registered owners or their legal representatives or assigns. Each Bond shall be transferable only upon the registration books of the County upon presentation to the Registrar, together with either a written instrument of transfer satisfactory to the 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 Registrar.

Section 4. 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 interests 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 interests 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 system 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.

Section 5. The Bonds shall be in substantially the following form:
(Form of Bond)

UNITED STATES OF AMERICA
STATE OF IOWA
DUBUQUE COUNTY

GENERAL OBLIGATION URBAN RENEWAL BOND, SERIES 2018A

| | | | |
|-----------|------------------|---------------|-------------|
| No. _____ | | | \$ _____ |
| RATE | MATURITY DATE | BOND DATE | CUSIP |
| ____% | June 1, ____ | June 12, 2018 | 263855 ____ |

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

Cede & Co.

New York, New York

or registered assigns, the principal sum of

THOUSAND DOLLARS

in lawful money of the United States of America upon presentation and surrender of this Bond at the office of Bankers Trust Company, Des Moines, Iowa (hereinafter referred to as the “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, 2018, except as the provisions hereinafter set forth with respect to redemption prior to maturity may be or become applicable hereto. 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 to the registered owner at the address shown on such registration books. Interest shall be calculated on the basis of a 360-day year comprised of twelve 30-day months.

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

This Bond is one of a series of General Obligation Urban Renewal Bonds, Series 2018A (the “Bonds”) issued by the County to evidence its obligation under a certain loan agreement, dated as of June 12, 2018 (the “Loan Agreement”), entered into by the County for the purpose of paying the costs, to that extent, of undertaking an urban renewal project in the Greater Dubuque Downtown Urban Renewal Area consisting of constructing exterior renovations and roofing repairs to the Dubuque County Courthouse.

The Bonds are issued pursuant to and in strict compliance with the provisions of Chapters 76, Section 331.402 and Section 331.441(2)(b)(14) of the Code of Iowa, 2017, and all other laws amendatory thereof and supplemental thereto, and in conformity with a resolution of the Board of Supervisors adopted on May 29, 2018, approving the Loan Agreement and providing for the issuance and securing the payment of the Bonds (the “Resolution”), and reference is hereby made to the Resolution and the Loan Agreement for a more complete statement as to the source of payment of the Bonds and the rights of the owners of the Bonds.

The Bonds are not subject to optional redemption prior to maturity.

This Bond is fully negotiable but shall be fully registered as to both principal and interest in the name of the owner on the books of the County in the office of the Registrar, after which no transfer shall be valid unless made on said books and then only upon presentation of this Bond to the Registrar, together with either a written instrument of transfer satisfactory to the 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 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 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; and that the total indebtedness of the County, including this Bond, does not exceed any constitutional or statutory limitations.

IN TESTIMONY WHEREOF, Dubuque County, Iowa, by its Board of Supervisors, has caused this Bond to be executed with the duly authorized facsimile signature of its Chairperson and attested with the duly authorized facsimile signature of its County Auditor, all as of June 12, 2018.

DUBUQUE COUNTY, IOWA

By: (DO NOT SIGN)
Chairperson

Attest:

(DO NOT SIGN)
County Auditor

Registration Date: (Registration Date)

REGISTRAR'S CERTIFICATE OF AUTHENTICATION

This Bond is one of the Bonds described in the within-mentioned resolution.

BANKERS TRUST COMPANY
Des Moines, Iowa
Registrar

By: (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:

| | | | | |
|-----|-----|---|--|--|
| COM | TEN | - | as tenants in common | UTMA |
| ENT | TEN | - | as tenants by the entireties | <u>(Custodian)</u> |
| TEN | JT | - | as joint tenants with right of survivorship and not as tenants in common | As Custodian for <u>(Minor)</u> under Uniform Transfers to Minors Act |
| | | | | <u>(State)</u> |

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 this 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.

Section 6. 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 Registrar for registration, authentication and delivery to or on behalf of the Purchaser upon receipt of the proceeds (the "Loan Proceeds") from the sale of the Bonds, and all action heretofore taken in connection with the sale and award of the Bonds is hereby ratified and confirmed in all respects.

A portion of the Loan Proceeds (\$11,440) shall be retained by the Purchaser as the Underwriter's Discount.

A portion of the Loan Proceeds (\$1,385,310) received from the sale of the Bonds (the "Project Proceeds"), shall be deposited in a dedicated fund (the "Project Fund"), which is hereby created, to be used for the payment of costs of the Project and to the extent that Project Proceeds remain after the full payment of the costs of the Project, such proceeds, shall be transferred to the Debt Service Fund for the payment of interest on the Bonds.

The remainder of the Loan Proceeds (\$33,250) (the "Cost of Issuance Proceeds"), received from the sale of the Bonds shall be deposited in the Project Fund, and shall be used for the payment of costs of issuance of the Bonds, and to the extent that Cost of Issuance Proceeds remain after the

full payment of the costs of issuance of the Bonds, such Cost of Issuance Proceeds shall be transferred to the Debt Service Fund for the payment of interest on the Bonds.

The County shall keep a detailed and segregated accounting of the expenditure of, and investment earnings on, the Loan Proceeds to ensure compliance with the requirements of the Internal Revenue Code, as hereinafter defined.

Section 7. For the purpose of providing for the levy and collection of a direct annual tax sufficient to pay the principal of and interest on the Bonds as the same become due, there is hereby ordered levied on all the taxable property in the County the following direct annual tax for collection in each of the following fiscal years:

For collection in the fiscal year beginning July 1, 2019, sufficient to produce the net annual sum of \$308,305;

For collection in the fiscal year beginning July 1, 2020, sufficient to produce the net annual sum of \$307,145;

For collection in the fiscal year beginning July 1, 2021, sufficient to produce the net annual sum of \$310,305; and

For collection in the fiscal year beginning July 1, 2022, sufficient to produce the net annual sum of \$312,930.

(Such taxes being supplemental and additional to taxes previously authorized by the City for this purpose for collection in the fiscal year beginning July 1, 2018).

Section 8. A certified copy of this resolution shall be filed with the County Auditor of Dubuque County, and the Auditor is hereby instructed to enter for collection and assess the tax hereby authorized. When annually entering such taxes for collection, the County Auditor shall include the same as a part of the tax levy for Debt Service Fund purposes 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 interest due on the Bonds on the first interest payment date.

Pursuant to the provisions of Section 76.4 of the Code of Iowa, each year while the Bonds remain outstanding and unpaid, any funds of the County which may lawfully be applied for such purpose may be appropriated, budgeted and, if received, used for the payment of the principal of and interest on the Bonds as the same become due, and if so appropriated, the taxes for any given fiscal year as provided for in Section 7 of this Resolution, shall be reduced by the amount of such alternate funds as have been appropriated for said purpose and evidenced in the County's budget. The Project, as described in the preamble hereof, is hereby found to be an urban renewal project undertaken pursuant to the urban renewal plan for the Greater Dubuque Downtown Urban Renewal Area and the provisions of Chapter 403 of the Code of Iowa, and all action previously taken in this regard is hereby ratified and affirmed.

Section 9. 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.

Section 10. 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.

Section 11. 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, an underwriter 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 or unless and to the extent the offering is exempt from the requirements of the Rule.

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 Certificate.

Section 12. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 13. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

Motion by Baker, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 18-161.

RESOLUTION 18-162 – AUTHORIZING ADOPTION OF POLICIES AND PROCEDURES REGARDING MUNICIPAL SECURITIES DISCLOSURE

WHEREAS, pursuant to the laws of the State of Iowa, Dubuque County, Iowa (the “County”) has publicly offered, and likely will issue and publicly offer in the future, its notes, bonds or other obligations (the “Bonds”); and

WHEREAS, the County deems it necessary and desirable to adopt certain Policies and Procedures Regarding Municipal Securities Disclosure to be followed in connection with the issuance and on-going administration of publicly offered Bonds; and

WHEREAS, the proposed Policies and Procedures Regarding Municipal Securities Disclosure are attached hereto as Exhibit A (the “Disclosure Policies and Procedures”);

NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Dubuque County, Iowa, as follows:

Section 1. The Disclosure Policies and Procedures attached hereto as Exhibit A are hereby adopted and shall be dated as of the date hereof.

Section 2. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Motion by Klein, seconded by Baker, carried unanimously, to approve and authorize the Chair to sign Resolution 18-162.

RESOLUTION 18-163 – APPROVE AMENDMENT #2 OF THE FY18 SECONDARY ROAD BUDGET TO BE SUBMITTED TO THE IOWA DEPARTMENT OF TRANSPORTATION

WHEREAS, the Dubuque County Secondary Road Department has completed Amendment #2 of the FY2018 Secondary Road Budget, and

WHEREAS, the Dubuque County Board of Supervisors approved the Secondary Road Department Budget as part of the Dubuque County Budget Amendment on May 29, 2018, and

WHEREAS, under Section 309 of the Code of Iowa, the Dubuque County Board of Supervisors must submit these approved documents to the Iowa Department of Transportation,

THEREFORE BE IT RESOLVED that the Board of Supervisors of Dubuque County, Iowa hereby approve and direct the Chair to sign Amendment #2 of the FY2018 Secondary Road Budget to be submitted to the Iowa Department of Transportation.

Motion by Baker, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 18-163.

RESOLUTION 18-164 – APPROVE NECESSARY DOCUMENTS WITH TRI-STATE TRUCK EQUIPMENT FOR SNOW EQUIPMENT TO BE INSTALLED ON TWO TANDEM AXLE TRUCKS FOR THE DUBUQUE COUNTY SECONDARY ROADS

WHEREAS, quotes were received on April 23, 2018 for snow equipment installed and Tri-State Truck Equipment, Dubuque Iowa submitted a quote of \$74,538.00 each for two sets of snow equipment for two new tandem axle trucks with a WB of 220” and a CA of 139” installed and has met all specifications; and

WHEREAS, the Shop Supervisor has reviewed said quotes and recommends accepting the quote as submitted by Tri-State Truck Equipment for two sets of snow equipment for two new tandem axle trucks with a WB of 220” and a CA of 139” installed and to also purchase one optional high lift tailgate installed at \$1,500.00 each, two optional pre-wet systems installed at \$3,225.00 each, and two special option hitch air controls at \$800.00 each;

THEREFORE BE IT RESOLVED that the Board of Supervisors of Dubuque County, Iowa hereby approve and direct the Chair to sign the necessary documents for the purchase of two sets of snow equipment for two new tandem axle trucks with a WB of 220” and a CA of 139” installed and options as stated above at a grand total price of \$158,626.00.

Motion by Klein, seconded by Baker, carried unanimously, to approve and authorize the Chair to sign Resolution 18-164.

RESOLUTION 18-165 – APPROVE SPEED LIMIT FOR MAPLE ROAD

WHEREAS, the Board of Supervisors of Dubuque County is empowered under the authority of sections 321.255 and 321.285, subsection 5 of the Code of Iowa to determine upon the basis of an engineering and traffic investigation conducted by the County Engineer that the speed limit of any secondary road is greater than is reasonable and proper under the conditions existing, and may determine and declare a reasonable and proper speed limit, and

WHEREAS, such investigation has been completed and the County Engineer has reached an opinion concerning the reasonable and proper speed for the road listed herein,

THEREFORE BE IT RESOLVED by the Board of Supervisors of Dubuque County, Iowa that the following speed limit be established and that appropriate signs be erected at the location described as follows:

1. On Maple Road, from Tollgate Road westerly 0.27 miles to the Holy Cross City Limits, a 35mph speed limit zone shall be established

Motion by Klein, seconded by Baker, carried unanimously, to approve and authorize the Chair to sign Resolution 18-165.

RESOLUTION 18-166 – APPROVE ENGAGEMENT LETTER WITH DORSEY & WHITNEY FOR GO URBAN RENEWAL BONDS, SERIES 2018C

WHEREAS, Dubuque County contracts Dorsey & Whitney LLP Law Offices as bonding attorneys to provide legal services for the County; and

WHEREAS, the County will be issuing General Obligation Urban Renewal Bonds, Series 2018C; and

WHEREAS, an Engagement Letter with Dorsey & Whitney has been drawn to provide legal services; and

NOW, THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors approves and authorizes the Chair to sign the Engagement letter.

Motion by Baker, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 18-166.

RESOLUTION – APPROVING CONTRACT WITH ARC

Motion by Wickham, seconded by Baker, carried unanimously, to table the resolution until the Board has a better understanding of the rates on schedule C.

COMMUNICATIONS

PROOF OF PUBLICATION – ZONING CASES

Motion by Klein, seconded by Baker, carried unanimously, to receive and file the proof.

CITY OF EPWORTH REGARDING VOLUNTARY ANNEXATION APPLICATION

Motion by Baker, seconded by Klein, carried unanimously, to receive and file.

IOWA ECONOMIC DEVELOPMENT AUTHORITY REGARDING AN AMENDMENT TO THE CDBG CONTRACT

Motion by Klein, seconded by Baker, carried unanimously, to receive and file.

CITY OF DUBUQUE REGARDING A PUBLIC HEARING ON A PROPOSED ZONING CHANGE

Motion by Baker, seconded by Klein, carried unanimously, to receive and file.

CITY OF DUBUQUE REGARDING A VOLUNTARY ANNEXATION

Motion by Baker, seconded by Klein, carried unanimously, to receive and file.

APPOINTMENTS – NOTICE OF VACANCY – BOARD OF HEALTH

Motion by Baker, seconded by Klein, carried unanimously, to table appointments until the

number of members for the Board of Health have been determined.

PERSONNEL REQUISITIONS

Motion by Klein, seconded by Wickham, carried unanimously, to approve the personnel requisition for the IT Department for two (2) temporary part-time interns.

Motion by Baker, seconded by Klein, carried unanimously, to approve the personnel requisition for the Sheriff's Jail for a permanent full-time Deputy Sheriff.

Motion by Klein, seconded by Baker, carried unanimously, to approve the personnel requisition for Sunnycrest Manor for a permanent full-time Medical Records Clerk.

Motion by Baker, seconded by Klein, carried unanimously, to approve the personnel requisition for Secondary Roads for a temporary part-time Maintenance Helper.

PUBLIC COMMENTS

Ann McDonough, 2469 White Tail, Asbury, introduced herself to the Board stating she is on the primary ballot as a Democrat running for the Board of Supervisors.

McDonough addressed the nearly sixty thousand dollar fine facing Sunnycrest Manor as discussed earlier. Her concerns are about the county attorney not being involved and why he is not present for all the board meetings should legal advice be needed.

Motion by Klein, seconded by Baker, carried unanimously, to recess at 6:35 p.m.

The Board was called to order by Vice-Chair Dave Baker at 9:52 a.m. on Thursday, June 7, 2018, with Wickham absent.

Deputy Commissioner of Elections Jenny Hillary explained that there was a malfunction of the vote counting machine at the Federal Building voting site (Precinct 18) during Tuesday's primary election. She presented a letter from Commissioner of Elections Denise Dolan requesting the Board call for an administrative recount.

Motion by Klein, seconded by Baker, carried unanimously to receive and file the letter from Commissioner Dolan.

Motion by Klein, seconded by Baker, carried unanimously to call for an administrative recount of votes cast for all offices at the Federal Building vote site (Precinct 18) during the June 5, 2018 primary election.

Motion by Klein, seconded by Baker, carried unanimously to adjourn at 9:54 a.m. until 9:00 a.m. on Monday June 11, 2018.

Jay Wickham, Chair
Dubuque County Board of Supervisors

ATTEST:

Mary J Habel, Dubuque County Deputy Auditor

