

ADA COUNTY, IDAHO

RESOLUTION NO. 2893

A RESOLUTION OF ADA COUNTY, IDAHO (THE "COUNTY") INITIATING THE PROCESS OF FINANCING COUNTY JAIL EXPANSION AND IMPROVEMENT FACILITIES THROUGH THE HOLDING OF A GENERAL OBLIGATION BOND ELECTION (THE "BOND ELECTION") AND, IF APPROVED AT SUCH BOND ELECTION, THE ISSUANCE OF GENERAL OBLIGATION BONDS (THE "BONDS"); AUTHORIZING PRELIMINARY ACTIONS RELATED TO THE BOND ELECTION AND THE BONDS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Ada County, Idaho (the "County"), is a duly organized and existing county under the laws and the Constitution of the State of Idaho;

WHEREAS, pursuant to Section 31-1001, Idaho Code, the County is authorized and required to erect and furnish necessary jail facilities;

WHEREAS, the County's existing jail facilities are inadequate and undersized;

WHEREAS, the acquisition, construction, equipping and furnishing of an addition, and related remodeling and improvements, to the existing Ada County Jail (collectively, the "Project"), are deemed by the Board of County Commissioners of the County (the "Board") to be required for the public good and welfare of the County;

WHEREAS, the County does not have sufficient funds available to pay the costs of the Project and has determined it advisable to explore the financing of such costs through the issuance of general obligation bonds of the County pursuant to the provisions of chapter 19, Title 31, Idaho Code, and chapter 2, Title 57, Idaho Code (the "Bonds");

WHEREAS, before the Bonds may be issued, a general obligation bond election must be held pursuant to Titles 31 and 34, Idaho Code (the "Bond Election") and two-thirds (2/3) of the qualified registered electors of the County voting at such Bond Election must assent to the issuance;

WHEREAS, the determination of whether to call the Bond Election will be made by the Board at a future time and by separate resolution;

WHEREAS, prior to making such determination, the Board desires to initiate and address certain matters preliminary to the Bond Election and the potential issuance of the Bonds;

WHEREAS, to such end, the County has engaged Hawley Troxell Ennis & Hawley LLP ("Bond Counsel") to serve as bond counsel relative to the Project and the Bonds;

WHEREAS, the County has additionally engaged Zions Public Finance, Inc. (the “Municipal Advisor”) to advise the County on matters relating to public finance and the issuance of municipal securities; and

WHEREAS, the Board authorizes and directs Bond Counsel, the Municipal Advisor, and the officers and employees of the County to prepare for, work towards, and advance the County’s interests with regard to the holding of the Bond Election and the potential issuance of the Bonds, including specifically, and without limitation, the possibility of holding the Bond Election on the upcoming November 2023 election date or alternative date prescribed by statute; provided, however, the calling of the Bond Election on such date shall require the further authorization of the Board;

NOW THEREFORE, IT IS RESOLVED by the Board of Commissioners of the County as follows:

Section 1. The Board hereby reiterates and makes all of the findings stated in each of the recitals set forth above.

Section 2. Bond Counsel, the Municipal Advisor, and the officers and employees of the County shall take all actions necessary or reasonably required to prepare for, work towards, and advance the County’s interests with regard to the holding of the Bond Election and the potential issuance of the Bonds, including specifically, and without limitation, the possibility of holding the Bond Election on the upcoming November 2023 election date or alternative date prescribed by statute; provided, however, the calling of the Bond Election on such date shall require the further authorization of the Board.

Section 3. All proceedings, ordinances, resolutions, and actions of the Board and officers of the County, and their officers, agents and employees, as applicable, taken in connection with the Project, the Bond Election, and the Bonds, are hereby in all respects ratified.

Section 4. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

Section 5. This Resolution shall be in full force and effect upon its passage and approval.

[Remainder of page intentionally left blank.]

PASSED AND ADOPTED BY THE BOARD OF COMMISSIONERS OF THE COUNTY, THIS 10th day of August, 2023.

Board of Ada County Commissioners

Rod Beck, Chair

Ryan Davidson, Commissioner

Thomas Dayley, Commissioner

ATTEST:

By: _____
Trent Tripple, County Clerk

I, the undersigned, County Clerk of Ada County, Idaho, hereby certify that the foregoing Resolution is a full, true, and correct copy of a Resolution duly adopted at a regular meeting of the Board of Commissioners of Ada County, Idaho (the "Board"); the meeting was duly and regularly held at the regular meeting place of the Board on August 10, 2023; all members of the Board had due notice thereof; and a majority of the members were present.

The following is the vote upon the Resolution:

Commissioners voting Yes:

Commissioners voting No:

Commissioners abstaining:

Commissioners absent:

I further certify that the Resolution has not been amended, modified, or rescinded since the date of its adoption, and is now in full force and effect.

IN WITNESS WHEREOF, I have set my hand and affixed the official seal of the County on August 10, 2023.

ADA COUNTY, IDAHO

By: _____
County Clerk