

Dakota County Board of Commissioners
Monday, January 30, 2017 at 3:02 p.m.
County Board Meeting Room, First Floor
Dakota County Courthouse, Dakota City, Nebraska

Chair Love called the Board of Commissioners meeting to order at 3:36 p.m. Roll Call was taken: Love, K. Rohde and Hohenstein were present. Absent: Gomez and B. Rohde. Also present were Kim Watson, County Attorney and Joan Spencer, County Clerk, acting as secretary. Chair noted the location of the Open Meetings Act.

The agenda for the meeting was as follows:

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL – Excused Absence

A current copy of the *Open Meetings Act* is posted on the west wall near the entrance of the County Board Meeting Room and is available for review by all citizens in attendance.

The Dakota County Board of Commissioners reserves the right to adjust the order of items on this agenda if necessary.

1. **CONSENT AGENDA** *Any individual item may be removed by a Commissioner for special discussion and consideration. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners.*
 - a. Approval of the previous minutes – January 17, 2017
 - b. Approval of payroll claims
 - c. Approval of accounts payable claims if applicable
2. **NEW BUSINESS**
 - a. Pat Wojcik, Siouxland Coalition Against Human Trafficking, to inform the Board about her group and the group's efforts to educate the community.
 - b. Approve Resolution 17C-001 for the Adoption and Approval of the Inter-local Agreement for Maintenance by the County of the Dakota City Permanent Easement to their Waste Water Treatment Facility and Transfer of Title to the County for Existing Fire Station located at 1516 Myrtle Street, Dakota City.
 - c. Amy Utech, Dakota-Thurston County Fair, requesting Board approval for a special designated liquor license for events at the Fair on August 3, 4, 5 & 6, 2017.
3. **MISCELLANEOUS**
 - a. Fred Kellogg, Highway Superintendent - Road Report
 - b. Carol Larvick, Extension Educator, UNL, to update the Board on their programming impact.
 - c. Jeff Curry, Assessor, requesting the board approve a contract with Tax Valuation, Inc. for a residential depreciation study.
 - d. Phyllis Obermeyer, Clerk of District Court, requesting the Board send a letter opposing LB544 which will provide for the elimination of the office of Clerk of the District Court as prescribed – takes Clerk of District Court duties from County Clerks who are ex-officios of CDC and moves to County Court; may make way to eliminate elected Clerks of District Court.
 - e. Robert Giese, County Treasurer, to present the 2016-2017 Fund Balance 6-month Accumulated Report from July through December, 2016, and requesting Board approve Chair to sign said report. §23-1605
 - f. Discuss and approve revisions to County Burial Policy
 - g. Approve the Dakota County Burial Policy as adopted September 19, 1989, revised January 7, 2002 and revised January 30, 2017.
4. **COMMISSIONER COMMITTEE REPORTS**
5. **MAIL AND/OR EMERGENCY BUSINESS**
6. **PUBLIC COMMENT**
7. **ADJOURNMENT**

Chair Love moved, seconded by Commissioner K. Rohde, to excuse Commissioners B. Rohde and Gomez from today's meeting. ROLL CALL VOTE: K. Rohde- yes, Hohenstein- yes, Love- yes. UNANIMOUS MOTION CARRIED.

Chair Love called for approval of the consent agenda: (1) approval of the previous minutes – January 17, 2017; (2) Approval of payroll claims and (3) approval of accounts payable claims if applicable. Commissioner K. Rohde moved, seconded by Commissioner Hohenstein, to approve the consent agenda. ROLL CALL VOTE: Hohenstein – yes, B. Rohde- absent, Love- yes, Gomez- yes, K. Rohde- yes. UNANIMOUS MOTION CARRIED.

Payroll Claims: **General Fund Employer:** Gross Salaries-\$151,597.34; Net Pay-\$104,889.13; Retirement-\$10,591.73; FICA-\$9,109.35; Medicare-\$2,130.45; Health Plan-\$19,380.00; Dental Plan-\$897.04; Life Insurance-\$181.57; Antonio Gomez-\$1,079.86; Martin Hohenstein-\$1,079.86; Scott Love-\$926.01; Kevin Rohde-\$879.86; William Rohde-\$879.86; Joan Spencer-\$2,187.59; Cherie Conley-\$1,463.72; Laura Salinas-\$1,185.00; Kathy Abbe-\$1,009.60; Marisol Curiel-\$1,145.60; Stephanie Gatzemeyer-\$1,138.40; Robert Giese-\$2,187.59; Jalissa Hattig-\$1,033.60; Jolene Heinemann-\$1,435.88; Alondra Perez-\$856.24; Debera Benton-\$1,081.60; Christy Abts-\$1,508.49; Jeff Curry-\$2,187.59; Rita

Deichert-\$788.83; Joseph O'Neil-\$250.00; Phyllis Obermeyer-\$2,187.59; Cheryl Perkins-\$1,421.94; Louvontree Hunter-\$2,685.96; Debra Jensen-\$1,444.80; Katherine Wiltgen-\$1,140.00; Chance Engel-\$1,722.00; Katherine Wiltgen-\$342.08; Tammy Dunn-Peterson-\$1,143.22; Russell Briggs-\$194.40; Sergio Castillo-\$2,594.86; Timothy Decker-\$2,249.72; Brian Ellinger-\$2,600.92; Penny Epting-\$2,440.98; Brian Fernau-\$2,217.42; Brent Gilster-\$2,610.40; Martin Guerrero-\$2,125.98; Todd Hammer-\$2,149.95; Zachary Hanish-\$2,058.98; Richard Hansen-\$2,501.29; Melvin Harrison III-\$3,223.61; Jason James-\$2,020.00; Douglas Johnson-\$2,185.65; Kimberly Johnson-\$652.82; Jared Junge-\$2,436.61; Christopher Kleinberg-\$2,386.37; Jaleesa Nelson-\$870.00; Kevin Rohde-\$2,095.75; Randall Walsh-\$2,185.70; Samantha Hargrave-\$1,826.00; Katie Lehmann-\$1,120.00; Lisa Olsen-\$1,280.00; Debra Schmiedt-\$3,100.00; Kimberly Watson-\$3,415.70; Melinda Wicks-\$1,961.54; Jacob Acero-\$2,322.63; Shaun Bird-\$2,089.48; Thomas Boyd \$1,233.96; Rebecca Broer-\$1,675.51; Kacie Brown-\$1,787.54; Elisabet DeRoin-\$0.00; Jesse Doelle-\$1,538.00; Joseph Erickson Jr.-\$1,800.66; Nathaniel Eriksen-\$1,818.72; Tyler Fulkerth-\$1,049.40; Kara Groetken-\$1,672.85; Alma Gunderson-\$1,901.88; Deanna Haukap-\$1,871.58; Adam Hough-\$2,034.34; Stephanie Jensen-\$1,968.04; Michelle Jones-\$2,141.53; Brenda Kelly-\$1,460.89; Mark Nelson-\$1,661.87; Gregory Nyhof-\$2,110.82; Kimberly Peterson-\$1,556.52; Michele Rohde-\$1,001.00; Linda Schovanec-\$1,494.80; Jennifer Svendsen-\$1,709.27; Taylor Tadlock-\$1,445.64; Robert Tarno-\$1,723.43; Danielle Thibodeau-\$1,836.72; Ashly Verzani \$1,233.96; Jewel Williams-\$2,031.46; Cara Wood-\$1,500.93; Deanna Beckman-\$1,844.00; Jolene Gubbels-\$1,305.60; Fred Kellogg-\$375.00; Leon Pies-\$1,512.20; Theresa Grove-\$1,836.00; Tiffany Hansen-\$2,307.69; Bonnie Kahler-\$810.69; Natasha Ritchison \$905.00; Yesica Saldana Cisneros-\$198.72; Willard Johnston-\$1,931.59; **General Fund Employee:** Federal Tax-\$16,014.08; State Tax-\$5,423.11; FICA-\$9,109.35; Medicare-\$2,130.45; Retirement-\$7,195.42; Health Plan-\$2,150.00; Dental Plan-\$546.00; Colonial Health-\$419.68; Sheriff Union Dues-\$435.00; Colonial Life/Disability-\$116.90; Deferred Comp-\$1,416.68; Garnishments-\$156.01; Flex Plan Medical-\$1,095.58; Flex Plan Dependent Care-\$125.00; VSP Vision-\$374.95; **Road Fund Employer:** Gross Salaries-\$20,846.53; Net Pay-\$14,624.36; Retirement-\$1,407.14; FICA-\$1,255.65; Medicare-\$293.66; Health Plan-\$3,087.50; Dental Plan-\$141.18; Life Insurance-\$29.25; Brent Byroad-\$1,596.60; Kevin Chambers-\$1,589.26; Ryan Chambers-\$1,561.78; Richard Franks-\$1,437.56; Robert Hacker-\$1,477.60; Phillip Hinds-\$1,465.60; Lance Jacobsen-\$1,520.56; Scott Jorgenson-\$1,561.78; Fred Kellogg-\$1,981.55; David Kneifl-\$1,822.84; Kimon Litras-\$1,598.74; Dean Pallas-\$1,588.44; Matthew Roost-\$1,644.22; **Road Fund Employee:** Federal Tax-\$2,015.35; State Tax-\$703.40; FICA-\$1,255.65; Medicare-\$293.66; Retirement-\$938.10; Health Plan-\$400.00; Dental Plan-\$84.00; Colonial Health-\$65.66; Garnishments-\$222.47; Flex Plan Medical-\$25.00; Road Union Dues-\$150.00; VSP Vision-\$68.88; **Health Planning Grant Employer:** Gross Salaries-\$1,053.32; Net Pay-\$848.72; Retirement-\$71.10; FICA-\$65.31; Medicare-\$15.27; Health Plan-\$237.50; Dental Plan-\$10.86; Life Insurance-\$2.25; Jennifer Ankerstjerne-\$1,053.32; **Health Planning Grant Employee:** Federal Tax-\$51.75; State Tax-\$24.87; FICA-\$65.31; Medicare-\$15.27; Retirement-\$47.40; **Minority Health Grant Employer:** Gross Salaries-\$1,860.09; Net Pay-\$1,556.94; Retirement-\$111.34; FICA-\$115.02; Medicare-\$26.91; Health Plan-\$475.00; Dental Plan-\$21.72; Life Insurance-\$4.50; Olga Ajpacaja-Tax-\$724.08; Mohamud Ibrahim-\$210.72; Yesica Saldana Cisneros-\$925.29; **Minority Health Grant Employee:** Federal Tax-\$53.31; State Tax-\$28.96; FICA-\$115.02; Medicare-\$26.91; Retirement-\$74.22; VSP Vision-\$4.73; **Juvenile Services Aid Employer:** Gross Salaries-\$1,073.50; Net Pay-\$575.32; Retirement-\$72.46; FICA-\$43.56; Medicare-\$10.19; Health Plan-\$237.50; Dental Plan-\$10.86; Life Insurance-\$2.25; Sarah Anderson Deck-\$1,073.50; Penny Epting-\$0.00; **Juvenile Services Aid Employee:** Federal Tax-\$16.57; State Tax-\$8.55; FICA-\$43.56; Medicare-\$10.19; Retirement-\$48.31; Health Plan-\$350.00; Dental Plan-\$21.00;

Accounts payable claim: So Sioux City Chamber of Commerce, visitor promo - \$14,259.24.

Pat Wojcik, Siouxland Coalition Against Human Trafficking, handed out the brochure – “Break the Silence – Human Trafficking – What You Should Know.” She stated her group is educating the community on what and where to look for to detect human trafficking and the phone number to call and report.

Chair Love moved, seconded by Commissioner Hohenstein, to approve Resolution 17C-001 for the Adoption and Approval of the Inter-local Agreement for Maintenance by the County of the Dakota City Permanent Easement to their Waste Water Treatment Facility and Transfer of Title to the County for Existing Fire Station located at 1516 Myrtle Street, Dakota City. ROLL CALL VOTE: Love- yes, Gomez- absent, K. Rohde- yes, Hohenstein- yes, B. Rohde- absent. UNANIMOUS MOTION CARRIED.

RESOLUTION 17C-001

RESOLUTION FOR ADOPTION AND APPROVAL OF THE INTERLOCAL AGREEMENT FOR MAINTENANCE BY THE COUNTY OF THE DAKOTA CITY PERMANENT EASEMENT TO THEIR WASTE WATER TREATMENT FACILITY AND TRANSFER OF TITLE TO THE COUNTY FOR EXISTING FIRE STATION LOCATED AT 1516 MYRTLE STREET, DAKOTA CITY.

Whereas, Dakota County wishes to exchange road maintenance of the City of Dakota City's permanent easement for transfer of title to the existing fire station located at 1516 Myrtle Street, Dakota City, Nebraska; and

Whereas, the permanent easement is located in Sections 16, 17, 20, and 21, Township 28E, Range 9N from Highway 77 east to the proposed Dakota City Waste Water Treatment Plant with said easement being approximately 1 mile in length and 40 feet wide; and

Whereas, the appraised value of the existing fire station owned by the City is \$220,000.

Therefore, be it resolved that the Dakota County Board of Commissioners hereby adopts and approves the Interlocal Agreement.

IN WITNESS WHEREOF, this resolution was approved and executed this 30th day of January, 2017.

Amy Utech, Dakota-Thurston County Fair, requested approval for a special designated liquor license for the following events at the 2017 County Fair: August 3 for a Tractor Pull; August 4 & 5 for a Rodeo; August 5 for a Demolition Derby and Mud Volleyball Tournament and August 6 for a Mexican Style Bull Ride Rodeo. Commissioner Hohenstein moved, seconded by Commissioner K. Rohde, to approve the special designated liquor license for the events at the County Fairgrounds on August 3, 4, 5 and 6, 2017. ROLL CALL VOTE: K. Rohde- yes, Hohenstein- yes, B. Rohde- yes, Love- yes, Gomez- yes. UNANIMOUS MOTION CARRIED.

Fred Kellogg, Highway Superintendent, gave the following road report for January 15 – 28, 2017: road maintenance- 53 hours; overtime hours- 61.5 hours; tree/debris removal- 63 hours; snow removal- 301.5 hours; gravel hauling- 28 hours; 452.2 tons of gravel hauled; 6 road concerns for gravel and snow removal.

Carol Larvick, Brenda Sale and Angela Abts informed the Board regarding highlights of their many programs: (1) South Sioux City Orchard project -- over 300 hours by 3 master gardeners; (2) Dakota County Voices for Food – serving 2,146 people with a food pantry, back pack program, holiday meal, resource directory and education supported by community partners; (3) STEM Education for Youth and the robotics program served over 800 kids.

Commissioner K. Rohde moved, seconded by Commissioner Hohenstein, to approve a contract with Tax Valuation, Inc., for a residential depreciation study. ROLL CALL VOTE: Hohenstein- yes, B. Rohde- yes, Love- yes, Gomez- yes, K. Rohde- yes. UNANIMOUS MOTION CARRIED.

Phyllis Obermeyer, Clerk of District Court, requested the Board send a letter opposing LB544 which will provide for the elimination of the office of Clerk of the District Court as prescribed – takes Clerk of District Court duties from County Clerks who are ex-officios of CDC and moves to County Court; may make way to eliminate elected Clerks of District Court. Ms. Obermeyer explained the revenue that would be lost and the costs that would still be the County's responsibility. Ms. Obermeyer stated that in the long run, it will cost the county to lose the office. Commissioner K. Rohde moved, seconded by Commissioner Love, to send a letter to the Judiciary Committee and NACO opposing LB544. ROLL CALL VOTE: Love- yes, Gomez- absent, K. Rohde- yes, Hohenstein- yes, B. Rohde- absent. UNANIMOUS MOTION CARRIED.

Robert Giese, County Treasurer, asked for the Board to approve the Semi-Annual Report for fund balances July through December, 2016. Chair Love moved, seconded by Commissioner K. Rohde, to approve the Treasurer's Semi-Annual Report of fund balances for July to December, 2016. ROLL CALL VOTE: K. Rohde- yes, Hohenstein- yes, B. Rohde- absent, Love- yes, Gomez- absent. UNANIMOUS MOTION CARRIED.

The County Board discussed revisions to the county burial policy. Chair Love moved, seconded by Commissioner Hohenstein, to approve a flat rate of \$1,800 for a county burial. ROLL CALL VOTE: Hohenstein- yes, B. Rohde- absent, Love- yes, Gomez- absent, K. Rohde- yes. UNANIMOUS MOTION CARRIED.

Commissioner K. Rohde moved, seconded by Commissioner Hohenstein, to revise the Burial Policy to reflect a flat \$1800 county burial fee revised January 30, 2017. ROLL CALL VOTE: Love- yes, Gomez- absent, K. Rohde- yes, Hohenstein- yes, B. Rohde- absent. UNANIMOUS MOTION CARRIED.

Commissioner Committee Reports. Budget Committee met with Department Heads. Road Committee met with Dakota Flats residents regarding proper snow removal.

Mail and/or Emergency Business: Wayne State College is seeking a Director of Continuing Education and Outreach.

Public Comment: Lue Franco, 619 Old Hwy 20 West, South Sioux City, requested Joan Spencer, County Clerk, submit her resignation as she feels an Assessor's map was destroyed; Resolution 14C-015 is a false document filed with Register of Deeds and Crystal Lake Project 94-190 records were concealed to cover fraud. Larry Albenesius, Jackson, asked for clarification on Dakota Flats road right-of-way and snow removal.

Chair Love adjourned the Board of Commissioners meeting of January 30, 2017 at 4:42 p.m.

Dakota County Board of Commissioners

Scott Love, Chair

Date signed

Joan Spencer, County Clerk

Date

Date entered in book
