

Dakota County Board of Commissioners
Monday, February 13, 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 3:02 p.m. Roll Call was taken: Love, Gomez, K. Rohde, Hohenstein and B. Rohde were present. Absent: None. 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 30, 2017
 - b. Approval of payroll claims
 - c. Approval of accounts payable claims
2. **NEW BUSINESS**
 - a. Discussion regarding support and funding of the M Avenue paving project with representatives from the Village of Hubbard, Papio-Missouri River NRD, Nebraska Games & Parks and Nebraska Department of Roads, Dist. 3.
 - b. Amy Kleinberg and Ronald Rapp, Three Rivers Benefit Inc., to present to the Board the County Healthcare Plan results for the past year and request approval for the Stop Loss Contract Renewal.
 - c. 3:05 p.m. Public Hearing for the purpose of the Highway Superintendent to present One and Six Year Road Plan to the Board and for the purpose of giving citizens the opportunity to offer support, opposition or make neutral comment regarding the Plan.
 - d. Fred Kellogg, Highway Superintendent, requesting the Board pass and approve Resolution 17C-002 adopting the One and Six Year Road Plan.
 - e. Shirley Sides – Nebraska 150th celebration - history lesson
3. **MISCELLANEOUS**
 - a. Fred Kellogg, Highway Superintendent – Road Report
 - b. Sheriff Kleinberg – Jail Report
 - c. Sheriff Kleinberg requesting the board address the administration rights to the county's computer server.
 - d. Planning & Zoning membership appointments – one appointment to each of the following geographical areas: (1) rural Emerson (2) rural Willis and (3) Village of Hubbard for a 3-year term February 2017 to February 2020.
 - e. Planning & Zoning membership appointment to fill the term of Joe O'Neill for the Village of Jackson for the period ending February 2019.
4. **COMMISSIONER COMMITTEE REPORTS**
5. **MAIL AND/OR EMERGENCY BUSINESS**
6. **PUBLIC COMMENT**
7. **ADJOURNMENT**

Chair Love called for approval of the consent agenda: (1) approval of the previous minutes – January 30, 2017; (2) Approval of payroll claims and (3) approval of accounts payable claims. Commissioner Gomez moved, seconded by Commissioner B. Rohde, to approve the consent agenda. ROLL CALL VOTE: Gomez- yes, Hohenstein- yes, B. Rohde- yes, Love- yes, Gomez- yes, K. Rohde- yes. UNANIMOUS MOTION CARRIED.

Payroll Claims: General Fund Employer: Gross Salaries-\$143,679.83; Net Pay-\$99,872.87; Retirement-\$10,036.77; FICA-\$8,618.47; Medicare-\$2,015.64; Health Plan-\$19,617.50; Dental Plan-\$949.90; Life Insurance-\$186.09; 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-\$1,080.00; Kathy Abbe-\$1,009.60; Marisol Curiel-\$1,145.60; Stephanie Gatzemeyer-\$1,138.40; Robert Giese-\$2,187.59; Jalissa Hattig-\$969.00; Jolene Heinemann-\$1,435.88; Alondra Perez-\$985.60; Debera Benton-\$1,081.60; Christy Abts-\$1,508.49; Jeff Curry-\$2,187.59; Rita Deichert-\$1,069.60; 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-\$1,604.13; Katherine Wiltgen-\$342.08; Tammy Dunn-Peterson-\$1,193.52; Russell Briggs-\$194.40; Sergio Castillo-\$2,257.99; Timothy Decker-\$2,249.72; Brian Ellinger-\$2,322.25; Penny Epting-\$2,497.45; Brian Fernau-\$1,874.52; Brent Gilster-\$2,196.25; Martin Guerrero-

\$1,828.80; Zachary Hanish-\$1,811.04; Richard Hansen-\$2,158.18; Melvin Harrison III-\$2,637.34; Jason James-\$2,304.08; Douglas Johnson-\$2,185.65; Kimberly Johnson-\$1,081.91; Jared Junge-\$2,534.34; Keatts, Jaime J.-\$311.04; Christopher Kleinberg-\$2,386.37; Jaleesa Nelson-\$960.00; Kevin Rohde-\$2,102.07; 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-\$1,808.17; Shaun Bird-\$1,575.60; Thomas Boyd \$1,233.96; Rebecca Broer-\$1,670.57; Kacie Brown-\$1,490.16; Elisabet DeRoin-\$0.00; Jesse Doelle-\$1,500.93; Joseph Erickson Jr.-\$1,475.16; Nathaniel Eriksen-\$1,497.72; Tyler Fulkerth-\$1,495.78; Kara Groetken-\$1,518.72; Alma Gunderson-\$1,581.72; Hammer, Todd-\$2,189.04; Deanna Haukap-\$1,334.16; Adam Hough-\$1,672.74; Stephanie Jensen-\$1,543.92; Michelle Jones-\$1,544.17; Brenda Kelly-\$1,579.20; Mark Nelson-\$1,661.87; Gregory Nyhof-\$1,657.04; Kimberly Peterson-\$1,561.21; Michele Rohde-\$1,120.00; Jennifer Svendsen-\$1,729.31; Taylor Tadlock-\$1,445.64; Robert Tarno-\$1,515.72; Danielle Thibodeau-\$1,466.64; Ashly Verzani \$1,233.59; Randy Walsh-\$2,185.70; Jewel Williams-\$1,652.24; Cara Wood-\$1,482.41; Deanna Beckman-\$1,833.50; Jolene Gubbels-\$1,305.60; Fred Kellogg-\$375.00; Leon Pies-\$1,506.20; Theresa Grove-\$1,836.00; Tiffany Hansen-\$2,307.69; Bonnie Kahler-\$863.86; Natasha Ritchison \$930.00; Yesica Saldana Cisneros-\$204.93; Willard Johnston-\$1,931.59; **General Fund Employee:** Federal Tax-\$14,608.52; State Tax-\$4,934.37; FICA-\$10,634.11; Medicare-\$2,015.64; Retirement-\$6,818.61; 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-\$1,391.68; Garnishments-\$156.01; Flex Plan Medical-\$1,095.58; Flex Plan Dependent Care-\$125.00; VSP Vision-\$375.50; **Road Fund Employer:** Gross Salaries-\$19,768.75; Net Pay-\$13,690.07; Retirement-\$1,334.41; FICA-\$1,188.83; Medicare-\$278.02; Health Plan-\$3,087.50; Dental Plan-\$141.18; Life Insurance-\$29.25; Brent Byroad-\$1,599.60; Kevin Chambers-\$1,465.60; Ryan Chambers-\$1,465.60; Richard Franks-\$1,465.60; Robert Hacker-\$1,477.60; Phillip Hinds-\$1,465.60; Lance Jacobsen-\$1,465.60; Scott Jorgenson-\$1,465.60; Fred Kellogg-\$1,975.55; David Kneifl-\$1,465.60; Kimon Litras-\$1,513.60; Dean Pallas-\$1,477.60; Matthew Roost-\$1,465.60; **Road Fund Employee:** Federal Tax-\$1,863.63; State Tax-\$642.57; FICA-\$1,466.85; Medicare-\$278.02; Retirement-\$889.57; Health Plan-\$400.00; Dental Plan-\$84.00; Colonial Health-\$65.66; Garnishments-\$222.47; Flex Plan Medical-\$25.00; Road Union Dues-\$350.00; VSP Vision-\$68.93; **Health Planning Grant Employer:** Gross Salaries-\$1,096.71; Net Pay-\$881.36; Retirement-\$74.03; FICA-\$68.00; Medicare-\$15.90; Health Plan-\$237.50; Dental Plan-\$10.86; Life Insurance-\$2.25; Jennifer Ankerstjerne-\$1,096.71; **Health Planning Grant Employee:** Federal Tax-\$55.89; State Tax-\$26.21; FICA-\$83.90; Medicare-\$15.90; Retirement-\$49.35; **Minority Health Grant Employer:** Gross Salaries-\$1,395.83; Net Pay-\$1,180.25; Retirement-\$79.42; FICA-\$86.24; Medicare-\$20.17; Health Plan-\$475.00; Dental Plan-\$21.72; Life Insurance-\$2.25; Olga Ajpacaja-Tax-\$387.90; Mohamud Ibrahim-\$219.26; Yesica Saldana Cisneros-\$788.67; **Minority Health Grant Employee:** Federal Tax-\$32.01; State Tax-\$19.47; FICA-\$106.41; Medicare-\$20.17; Retirement-\$52.95; VSP Vision-\$4.74; **Juvenile Services Aid Employer:** Gross Salaries-\$1,225.50; Net Pay-\$689.67; Retirement-\$82.72; FICA-\$52.98; Medicare-\$12.39; Health Plan-\$237.50; Dental Plan-\$10.86; Life Insurance-\$2.25; Sarah Anderson Deck-\$1,225.50; Penny Epting-\$0.00; **Juvenile Services Aid Employee:** Federal Tax-\$31.09; State Tax-\$13.22; FICA-\$65.37; Medicare-\$12.39; Retirement-\$55.15; Health Plan-\$350.00; Dental Plan-\$21.00;

Accounts Payable: General Fund: Jury Trial – January – Jurors and Bailiff = \$2819.55

Discussion was had on the M Avenue paving project. Jason Martineck, Village of Hubbard, informed the Board that the Village has paving M Avenue north and south of Hwy 35 in their 1 & 6 Year Road Plan. The paving will be 9" thick and 32' wide. The estimated cost for paving, drainage and engineering for the 2,045' is \$672 thousand. Terry Schumacher, Papio-Missouri River NRD, stated the NRD would like to see the road hard surfaced and that it could potentially increase the camping and use area. The NRD may be able to provide some assistance to a joint project. Jeff Fields, Games & Parks, Danish Alps, explained that Games & Parks has a cooperative agreement with Papio-Missouri River NRD to manage the Danish Alps Recreation Area and Papio is the landholder. Games & Parks would have monies to pave the park roads that they own and might possibly have some monies for 203rd Street. Mr. Fields thought the Fishery would increase users over time and they have received some complaints on the county road. Additional meetings will be planned.

Amy Kleinberg and Ronald Rapp presented the County healthcare plan statistics for the past year and the renewal proposal for the coming plan year. Changing plan deductibles was briefly discussed. Commissioner B. Rohde moved, seconded by Commissioner Gomez to approve the renewal as proposed by Three Rivers Benefits, Inc. ROLL CALL VOTE: K. Rohde- yes, Hohenstein- yes, B. Rohde- yes, Love- yes, Gomez- yes. UNANIMOUS MOTION CARRIED.

Chair Love opened the public hearing at 3:44 p.m. for the One and Six Year Road Plan and to give citizens the opportunity to offer support, opposition or make neutral comment regarding the Plan. Fred Kellogg, Highway Superintendent, presented the plan as follows:

**ONE & SIX YEAR
ROAD IMPROVEMENT PLAN
DAKOTA COUNTY, NEBRASKA**

PRIORITY NO.	PROJECT NO.	FISCAL YEAR	IMPROVEMENTS	ESTIMATED COST
1	C-22(254)	2017	Replace Bridge #C002202405 210th Street Sections 25 & 36, T-28-N, R-6-E 1500ft	\$350,000.00
2	C-22(234)	2017	Grade and gravel Perry Avenue from Highway 35 South 0.4 miles	\$ 15,000.00
3	C-22(235)	2018	Asphalt overlay on Lake Avenue South of Old Hwy 20 0.7 miles	\$ 56,000.00
4	C-22(259)	2018	Overlay on Thompkins Dr. south of Old Sawmill Rd Section 13, T-29-N, R-9-E 0.5 miles	\$ 65,000.00
5	C-22(179)	2018	Reconstruct K Avenue from Fiddler Creek Road North 1.5 miles to 225th Street. Grade and gravel. "Squirt" Erickson road between Section 12, T-27-N, R-7-E and Section 8, T-27-N, R-8-E. 1.5 miles	\$ 40,000.00
6	C-22(251)	2018	Replace old drainage system with new cmp on Hall Ave Section 26, 7-27-N, R-8-E 500ft	\$ 30,000.00
7	C-22(252)	2018	Replace old drainage system with new cmp on Hall Ave Section 26, T-27-N, R-8-E 500ft	\$ 11,000.00
8	C-22(218)	2018	This is a cost share project with the N.R.D. The N.R.D will pay 85% of the construction. Dakota County will be responsible for 15% of the construction costs, all of the engineering, signing, graveling, and all permits The project is located on Lutton Ave between 200th and 215th Streets with a legal description of N1/2 Section 36	\$211,000.00
9	C-22(255)	2018	Pave M Ave south of Hwy 35 Section 27 & 26, T-28-N, R-7-E 0.7 miles	\$900,000.00
10	C-22(256)	2018	Pave S. Bluff Rd south of Hwy 35 Sections 13 & 24, T-28-N, R-7-E 1320ft	\$250,000.00
11	C-22(257)	2018	Pave S Bluff Rd north of Homer city limits Section 11, T-27-N, R-8-E 1320ft	\$250,000.00
12	C-22(260)	2019	Replace Bridge #C002201010P E Sarpy Rd Sections 30, T-29-N, R-7-E 1500ft	\$300,000.00
13	C-22(249)	2019	Overlay on Fiddler Creek Rd. city limits to existing pavement. Section 14, T-27-N, R-8-E 0.6 miles	\$ 75,000.00

Chair Love asked for citizens offering support for the plan. No comments. Chair Love asked for citizens in opposition to the plan. Scott Monson, Homer, stated he is not opposed to the plan, he is requesting that paving for Fiddler Creek Road be kept on the One & Six Year Plan and asked why it was dropped before a full mile of paving was completed. The road has 300 plus vehicles using the road per day. Loren Dolezal stated Fiddler Creek was 2' above his driveway and is now 2' below his driveway—the road gets a lot of semi-truck traffic and perhaps a tonnage restriction could be put on the road. Chair Love called for neutral comments. There were one. Chair Love closed the hearing at 3:55 p.m.

Commissioner B. Rohde moved, seconded by Commissioner Hohenstein, to adopt Resolution 17C-002 adopting the 2017 One & Six Year Road Plan as presented. ROLL CALL VOTE: Hohenstein- yes, B. Rohde- yes, Love- yes, Gomez- yes, K. Rohde- yes. UNANIMOUS MOTION CARRIED.

**RESOLUTION 17C-002
One & Six Year Road Plan
2017 – 2023**

WHEREAS, a Public Hearing was held for the purpose of the Highway Superintendent to present the One and Six Year Road Plan to the Board and for the purpose of giving citizens the opportunity to offer support, opposition or make neutral comment regarding the Plan.

THEREFORE BE IT RESOLVED by the Board of Commissioners for Dakota County, Nebraska, that the One and Six Year County Road Program as prepared by Fred Kellogg, Dakota County Highway Superintendent, and attached hereto, be adopted.

Passed and approved this 13th day of February, 2017.

Shirley Sides presented the Board some past history of Dakota County. The County was founded in 1855 – 12 years before statehood in 1867. Ms. Sides told the board the story of what happened in 1891 when South Sioux City tried to move the county seat from Dakota City to South Sioux City and why it failed.

Fred Kellogg, Highway Superintendent, presented the road report for January 29 to February 11, 2017: 137 hours total road maintenance; 1.5 overtime hours; 151 hours tree/debris removal; 29.5 tons & 19.99 tons salt were hauled; 136.5 hours snow removal; 2,070.22 tons of gravel hauled; 40 hours signs/barricading and 5 concerns on grading and gravel.

Sheriff Kleinberg presented the Jail Report for January, 2017.

January (Average per day):

County Inmates	Federal Inmates	Juveniles	Total-In-House
102	8	0	110

2017 Calendar (Average per day):

County Inmates	Federal Inmates	Juveniles	Total-In-House
102	8	0	110

2016-2017 Fiscal (Average per day):

County Inmates	Federal Inmates	Juveniles	Total-In-House
109	6	0.6	115

Federal Income

Jan Marshal:	\$15,771.84	Fiscal Marshals:	\$ 75,283.86
Jan ICE:	\$ 975.00	Fiscal ICE:	\$ 8,580.00
Jan BIA/OMMS:	\$ 520.00	Fiscal BIA/OMMS:	\$ 2,600.00
Jan Federal:	\$17,266.84	Fiscal Federal:	\$ 86,463.86

2017 Calendar Federal: \$17,266.84

December County Contracts: \$1,450.00

Cost Per Inmate Per Day:

<u>Jan</u>	<u>Feb</u>	<u>March</u>	<u>April</u>	<u>May</u>	<u>June</u>	<u>July</u>	<u>Aug</u>	<u>Sept</u>	<u>Oct</u>	<u>Nov</u>	<u>Dec</u>
\$54.18											

The jail spent \$188,023.39 for the month of January.

The jail is currently at 58% of the total estimated yearly budget or 0% under budget for the fiscal year. The jail was at 50% of the total estimated yearly budget in January, 2016.

The jail spent \$4,902.62 less than allotted for January which was 2.5% under budget for the month.

December Bookings

DCSO:	47	DAKOTA COUNTY:	41
SSCPD:	31	OTHER NE:	26
NSP:	6	SIOUX CITY:	30
COUNTY COURT:	9	OTHER IA:	8
FED:	11	OTHER STATES:	1
OTHER:	<u>2</u>	HOMELESS:	<u>0</u>
TOTAL:	106	TOTAL:	106

Sheriff Kleinberg requested administration rights to the county's computer server. Bob Prince, NetSys+, stated he would be able to set up some tools that would allow department heads some administrative rights to add email users, printers, etc., and still maintain centralized control.

Commissioner Gomez stated the application committee for the Planning & Zoning applicants recommend to the Board that Paul Ireland fill the rural Willis geographical area, Martin Rohde fill the rural Emerson area and Jean Grove fill the Village of Hubbard geographical area. Chair Love moved, seconded by Commissioner Gomez, to approve the appointments as recommended by the application review committee for the 3-year term of February 2017 to February 2020. ROLL CALL VOTE: B. Rohde- yes, Love- yes, Gomez- yes, K. Rohde- yes, Hohenstein- yes. UNANIMOUS MOTION CARRIED.

Commissioner Gomez stated that Ron Gill has agreed to complete the vacated position of Joe O'Neill for the geographical area of the Village of Jackson. Commissioner Gomez moved, seconded by Commissioner B. Rohde, to appoint Ron Gill as a Planning and Zoning member to complete the term of Joe O'Neill representing the Village of Jackson for the period ending February 2019. ROLL CALL VOTE: Love- yes, Gomez- yes, K. Rohde- yes, Hohenstein- yes, B. Rohde- yes. UNANIMOUS MOTION CARRIED.

No Commissioner Committee reports.

No Mail and/or emergency business.

Public Comment. Todd McDonald, Nodaway Road, Jackson, stated L Avenue from the school in Jackson to the river has received rock, but he thought the material used was half fines and half rock and turned to mud when water was present, and there are places the road has no crown. He also stated Nodaway Road has water standing on the road and runs across the road with no place to go. There is a private campground that brings a lot of traffic. The grader operator seldom grades the last 3 miles of the road. Chair Love and Fred Kellogg will meet with Todd McDonald to visit the road issues. Jim Cleveland, East Sarpy Road, thought his road was terrible since there is construction near the railroad bridge and needs gravel and snow should be removed. Kenny Gubbels, 2427 M Avenue, stated he is a construction engineer and thought the County might benefit from a soil sampling and possibly implementing lime stabilization—change the clay property of the roads or use a geo-grid fabric.

Chair Love adjourned the Board of Commissioners meeting of February 13, 2017 at 4:35 p.m.

Scott Love, Chair

Date signed

Joan Spencer, County Clerk

Date

Date entered in book