

**Dakota County Board of Commissioners**  
Monday, July 3, 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 3:30 p.m. Roll Call was taken: Love, K. Rohde, Hohenstein and B. Rohde were present. Absent: Gomez. Also present was 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 – June 19, 2017
  - b. Approval of payroll claims
  - c. Approval of accounts payable claims if applicable
  - d. Approval of Chair to sign the Notice to Proceed and Agreements for the Dakota County Hubbard Southwest bridge project awarded to Dixon Construction Company (JEO Project No. 1660614.00)
2. **NEW BUSINESS**
  - a. 3:05 p.m. Public Hearing of the purpose of giving citizens the opportunity to offer support, opposition or make neutral comment regarding a Conditional Use Permit request by Knife River Midwest, LLC, for a temporary hot mix asphalt plant site for 2017 construction of US Hwy 20 project on the following described property: Oakdale Road – S19, T 29N, R7E.
  - b. Approve or disapprove the Conditional Use Permit for Knife River's proposed use of land for a temporary hot mix asphalt plant site for 2017 construction of US-20 project – plant site located on Oakdale Road (S19, T29N, R73).
  - c. Vincent Kramper to address the Board regarding the access road to the State Park and Kramper Lake.
  - d. David Boschult, Nebraska Department of Agriculture, State Weed Inspection, to review the County's noxious weed program with the county board.
3. **MISCELLANEOUS**
  - a. Fred Kellogg, Highway Superintendent – Road Report
  - b. Sheriff Kleinberg – Jail Report
  - c. Sheriff Kleinberg, requesting approval for upgrade of Sheriff Department radio system.
  - d. Chance Engel, requesting approval for purchase of commercial air conditioner unit with cost over \$5,000.
  - e. Approve renewal of Agreement #JH1614 for Weed Control Services between Nebraska Department of Roads and Dakota County for the period of June 4, 2017 to June 4, 2018.
  - f. The Board to approve changes to the County's health insurance policy with Three Rivers Benefits, Inc. in the areas of deductibles, out-of-pocket expense, copays, prescription drug benefits and the option to option out.
  - g. Closed Session to discuss Sheriff Deputies Lodge #49 union contract negotiations; Road Local 251 union contract negotiations and Correctional Officers Lodge #49 union contract negotiations.
  - h. Board to discuss, approve and give the Chair permission to sign the Comprehensive Master Agreement between Sheriff Deputies Fraternal Order of Police Dakota County Lodge #49 and Dakota County for July 1, 2017 to June 30, 2018.
  - i. Board to discuss, approve and give the Chair permission to sign the Comprehensive Master Agreement between the Correctional Officers Fraternal Order of Police Dakota County Lodge #49 and Dakota County for July 1, 2017 to June 30, 2018.
  - j. Board to discuss, approve and give the Chair permission to sign the Comprehensive Master Agreement between the Road Department Local 251 and Dakota County.
  - k. County Board shall make quarterly visit to county jail. § 47-109
4. **COMMISSIONER COMMITTEE REPORTS**
5. **MAIL AND/OR EMERGENCY BUSINESS**
  - a. Approve Chair to sign letter to the attention of Ruth Sorensen, Nebraska Department of Revenue Property Assessment Division regarding sharing the cost upon finding vital missing data in the Dakota County property assessment records in the process of reverting from a state office to a county office.
6. **PUBLIC COMMENT**
7. **ADJOURNMENT**

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

Chair Love called for approval of the consent agenda: (1) approval of the previous minutes – June 19, 2017; (2) approval of payroll claims (3) approval of accounts payable claims if applicable (d) approval of Chair to sign the Notice to Proceed and Agreements for the Dakota County Hubbard Southwest bridge project awarded to Dixon Construction Company (JEO Project No. 1660614.00). Commissioner B. Rohde moved, seconded by Commissioner Hohenstein, to approve the consent agenda. ROLL CALL VOTE: Hohenstein- yes, B. Rohde- yes, Love- yes, K. Rohde- yes, Gomez- absent. UNANIMOUS MOTION CARRIED.

**Payroll Claims: General Fund Employer:** Gross Salaries-\$142,815.88; Net Pay-\$98,163.45; Retirement-\$9,964.21; FICA-\$8,561.00; Medicare-\$2,002.18; Health Plan-\$19,142.50; Dental Plan-\$897.04; Life Insurance-\$205.79; Antonio Gomez-\$1,079.86; Martin Hohenstein-\$1,079.86; Scott Love-\$926.01; Kevin Rohde-\$879.86; William Rohde-\$879.86; Cherie Conley-\$1,463.72; Laura Salinas-\$1,240.00; Joan Spencer-\$2,187.59; 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-\$905.52; Debera Benton-\$1,081.60; Christy Abts-\$1,508.49; Jeff Curry-\$2,187.59; Rita Deichert-\$534.80; 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-\$1,140.01; Chance Engel-\$1,512.00; Laura Salinas-\$372.00; Tammy Dunn-Peterson-\$1,072.80; Briggs, Russell-\$0.00; Sergio Castillo-\$2,095.80; Timothy Decker-\$2,249.72; Brian Ellinger-\$2,401.87; Penny Epting-\$2,083.30; Brian Fernau-\$2,240.28; Brent Gilster-\$2,120.95; Martin Guerrero-\$1,927.82; Zachary Hanish-\$1,846.90; Richard Hansen-\$2,108.28; Melvin Harrison III-\$2,207.35; Jason James-\$2,008.00; Douglas Johnson-\$2,185.65; Kimberly Johnson-\$766.51; Jared Junge-\$2,201.64; Jaime Keatts-\$388.80; Christopher Kleinberg-\$2,386.37; Jaleesa Nelson-\$915.00; Kevin Rohde-\$2,020.00; 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-\$1,960.20; Shaun Bird-\$1,579.74; Thomas Boyd-\$1,226.62; Rebecca Broer-\$1,581.60; Kacie Brown-\$1,512.72; Elisabet DeRoin-\$1,942.58; Jesse Doelle-\$1,482.40; Joseph Erickson Jr.-\$1,518.72; Nathaniel Eriksen-\$1,497.72; Tyler Fulkert-\$1,497.72; Kara Groetken-\$1,515.72; Alma Gunderson-\$1,581.72; Hammer, Todd-\$2,143.44; Deanna Haukap-\$927.00; Adam Hough-\$1,671.74; Stephanie Jensen-\$1,534.92; Michelle Jones-\$1,672.83; Brenda Kelly-\$1,589.07; Mark Nelson-\$1,661.87; Gregory Nyhof-\$1,649.24; Kimberly Peterson-\$1,556.52; Michele Rohde-\$1,099.00; Jennifer Svendsen-\$2,769.60; Taylor Tadlock-\$1,538.09; Robert Tarno-\$1,564.92; Danielle Thibodeau-\$1,460.64; Ashly Verzani-\$1,230.96; Randy Walsh-\$2,185.70; Jewel Williams-\$1,749.71; Deanna Beckman-\$1,841.00; Jolene Gubbels-\$1,305.60; Fred Kellogg-\$375.00; Leon Pies-\$1,515.20; Theresa Grove-\$1,836.00; Tiffany Hansen-\$2,307.69; Bonnie Kahler-\$863.85; Natasha Ritchison-\$950.00; Yesica Saldana Cisneros-\$201.83; Willard Johnston-\$1,931.59; **General Fund Employee:** Federal Tax-\$14,652.53; State Tax-\$4,908.25; FICA-\$10,563.18; Medicare-\$2,002.18; Retirement-\$6,765.49; Health Plan-\$2,150.00; Dental Plan-\$567.00; Colonial Health-\$419.68; Sheriff Union Dues-\$480.00; Colonial Life/Disability-\$116.90; Deferred Comp-\$1,891.68; Garnishments-\$456.01; Flex Plan Medical-\$1,095.58; Flex Plan Dependent Care-\$125.00; VSP Vision-\$404.82; Legal Shield-\$56.31; **Road Fund Employer:** Gross Salaries-\$17,477.67; Net Pay-\$11,883.85; Retirement-\$1,179.76; FICA-\$1,046.56; Medicare-\$244.75; Health Plan-\$2,612.50; Dental Plan-\$119.46; Life Insurance-\$28.05; Brent Byroad-\$1,593.60; Kevin Chambers-\$1,589.26; Ryan Chambers-\$1,525.14; Robert Hacker-\$1,517.53; Lance Jacobsen-\$1,777.04; Scott Jorgenson-\$1,575.52; Fred Kellogg-\$1,972.55; David Kneiff-\$1,465.60; Kimon Litras-\$1,513.60; Dean Pallas-\$1,482.23; Matthew Roost-\$1,465.60; **Road Fund Employee:** Federal Tax-\$1,832.37; State Tax-\$578.63; FICA-\$1,291.31; Medicare-\$244.75; Retirement-\$786.49; Health Plan-\$400.00; Dental Plan-\$84.00; Colonial Health-\$65.66; Garnishments-\$222.47; Flex Plan Medical-\$25.00; Road Union Dues-\$225.00; VSP Vision-\$55.01; Legal Shield-\$27.88; **Health Planning Grant Employer:** Gross Salaries-\$1,009.92; Net Pay-\$799.12; Retirement-\$68.17; FICA-\$62.62; Medicare-\$14.64; Health Plan-\$237.50; Dental Plan-\$10.86; Life Insurance-\$2.55; Jennifer Ankerstjerne-\$1,009.92; **Health Planning Grant Employee:** Federal Tax-\$47.60; State Tax-\$23.54; FICA-\$77.26; Medicare-\$14.64; Retirement-\$45.45; **Minority Health Grant Employer:** Gross Salaries-\$794.88; Net Pay-\$646.08; Retirement-\$53.65; FICA-\$48.99; Medicare-\$11.46; Health Plan-\$237.50; Dental Plan-\$10.86; Life Insurance-\$2.55; Ibrahim, Mohamud-\$0.00; Yesica Saldana Cisneros-\$794.88; **Minority Health Grant Employee:** Federal Tax-\$32.51; State Tax-\$15.34; FICA-\$60.45; Medicare-\$11.46; Retirement-\$35.77; VSP Vision-\$4.73; **Juvenile Services Aid Employer:** Gross Salaries-\$1,197.00; Net Pay-\$668.22; Retirement-\$80.80; FICA-\$51.21; Medicare-\$11.98; Health Plan-\$237.50; Dental Plan-\$10.86; Life Insurance-\$2.55; Sarah Anderson Deck-\$1,197.00; **Juvenile Services Aid Employee:** Federal Tax-\$28.37; State Tax-\$12.35; FICA-\$63.19; Medicare-\$11.98; Retirement-\$53.87; Health Plan-\$350.00; Dental Plan-\$21.00;

Chair opened the public hearing at 3:32 p.m. for the purpose of giving citizens the opportunity to offer support, opposition or make neutral comment regarding a Conditional Use Permit request by Knife River Midwest, LLC, for a temporary hot mix asphalt plant site for 2017 construction of US Hwy 20 project on the following described property: Oakdale Road – S19, T 29N, R7E. No comments from citizens in attendance. Chair closed the public hearing at 3:33 p.m.

Brooke Muhlack, JEO, addressed the Board regarding the US Hwy 20 project starting in September and hoping to be completed in 6 weeks. Ms. Muhlack noted that the asphalt plant site land will be restored to its original condition. Commissioner Hohenstein moved, seconded by Commissioner B. Rohde, to approve a Conditional Use Permit for Knife River's proposed use of land for a temporary hot mix asphalt plant site for 2017 construction of US-20 project – plant site located on Oakdale Road (S19, T29N, R73). ROLL CALL VOTE: B. Rohde- yes, Love- yes, Gomez- absent, K. Rohde- yes, Hohenstein- yes. UNANIMOUS MOTION CARRIED.

Vincent Kramper addressed the board regarding the access road to Danish Alps/Kramper Lake State Park near Hubbard. He stated the county road (M Avenue) is hilly and has wash boards and some campers stated they were reluctant to travel the road again. Mr. Kramper would like to see the county pave the road and spoke to several people and organizations regarding funding options, including Governor Ricketts, Nebraska Department of Roads, Environmental Trust Board, Games & Parks and Papio-Missouri River NRD. Each entity is receptive to the idea, but asking the county take the lead on the project. The project is on the County One & Six Year Plan. It was concluded that the county would write a letter regarding the project's priority to all entities that Mr. Kramper contacted.

David Boschult, Nebraska Department of Agriculture, State Weed Inspection, reviewed the County's noxious weed program with the county board. He stated Leon Pies is evaluated for (1) inspections, (2) office, (3) weed reports and (4) continuing education and his score is above average. Mr. Boschult encouraged the Board to support the program.

Fred Kellogg, Highway Superintendent, presented the Road Maintenance Report for June 18 to July 1, 2017. Total road maintenance- 300 hours; tree/debris removal- 42 hours; culvert project 260<sup>th</sup> & Wagle Creek- 119 hours; 1585.54 tons of gravel hauled- 120 hours; signs/barricading- 16.5 hours and 6 hours spraying. No road concerns.

Sheriff Kleinberg presented the Jail Report for the month of June, 2017, as follows:

June (Average per day):

County Inmates	Federal Inmates	Juveniles	Total-In-House
85	8	0	93

2017 Calendar (Average per day):

County Inmates	Federal Inmates	Juveniles	Total-In-House
94	8	0.2	102

2016-2017 Fiscal (Average per day):

County Inmates	Federal Inmates	Juveniles	Total-In-House
102	7	0.4	109

Federal Income – (unavailable)

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	64.18	68.96	57.86	52.99	67.57						

The jail spent \$191,299.37 for the month of June.

The jail is currently at 100% of the total estimated yearly budget or 0% over budget for the fiscal year. The jail was at 90% of the total estimated yearly budget in June, 2016.

The jail spent \$1,626.64 less than allotted for June which was .85% under budget for the month.

June Bookings

DCSO:	53	DAKOTA COUNTY:	43
SSCPD:	33	OTHER NE:	35
NSP:	11	SIOUX CITY:	29
COUNTY COURT:	1	OTHER IA:	15
FED:	25	OTHER STATES:	7
OTHER:	<u>10</u>	HOMELESS:	<u>4</u>
TOTAL:	133	TOTAL:	133

Sheriff Kleinberg requested approval to upgrade Sheriff Department radios. After much discussion, Commissioner B. Rohde moved, seconded by Commissioner Hohenstein, to approve the Sheriff to purchase radios from Motorola Solutions, Inc. for the Sheriff's Department at the quote of \$176,899.50 and to finance a lease purchase through D.A. Davidson & Company. ROLL CALL VOTE: Love- yes, Gomez- absent, K. Rohde- yes, Hohenstein- yes, B. Rohde- yes. UNANIMOUS MOTION CARRIED.

Chance Engel, Building & Maintenance Supervisor, requested approval for purchase over \$5,000 to replace commercial air conditioner unit. Bids: (1) Bousquet's A-Team Heating & Cooling- \$9,870.20 and (2) Rasmussen Mechanical Services- \$10,894. Chair Love moved, seconded by Commissioner B. Rohde, to award the bid to replace the air conditioner unit to Bousquet's A-Team Heating & Cooling for \$9,870.20. ROLL CALL VOTE: K. Rohde- yes, Hohenstein- yes, B. Rohde- yes, Love- yes, Gomez- absent. UNANIMOUS MOTION CARRIED.

Commissioner K. Rohde moved, seconded by Commissioner Hohenstein, to approve renewal of Agreement #JH1614 for Weed Control Services between Nebraska Department of Roads and Dakota County for the period of June 4, 2017 to June 4, 2018. ROLL CALL VOTE: Hohenstein- yes, B. Rohde- yes, Love- yes, Gomez- absent, K. Rohde- yes. UNANIMOUS MOTION CARRIED.

Commissioner B. Rohde moved, seconded by Commissioner Hohenstein, to approve the following changes to Dakota County's health insurance policy effective January 1, 2018.

	<u>Current</u>	<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>	<u>Year 4</u>
Single Deductible	\$ 250	\$ 400	\$ 550	\$ 750	\$1000
Family Deductible	\$ 750	\$ 800	\$1100	\$1500	\$2000
Single Max. Out-of-Pocket	\$1250	\$1600	\$1750	\$1950	\$2200
Family Maximum OOP	\$3750	\$3200	\$3500	\$3900	\$4400
Emergency Rm copay	\$ 100	\$ 150	\$ 150	\$ 150	\$ 150
Single Rx OOP	n/a	\$9500	TBD	TBD	TBD
Family Rx OOP	n/a	\$11,100	TBD	TBD	TBD
Office Visit copay	\$25	\$30	\$30	\$30	\$30
Chiropractor Limit	\$1,000/yr	----- 24 visits per year-----			

ROLL CALL VOTE: B. Rohde- yes, Love- yes, Gomez- absent, K. Rohde- yes, Hohenstein- yes. UNANIMOUS MOTION CARRIED.

Commissioner B. Rohde moved, seconded by Commissioner Hohenstein to convene in closed session to discuss Sheriff Deputies Lodge #49 union contract negotiations; Road Local 251 union contract negotiations and Correctional Officers Lodge #49 union contract negotiations. ROLL CALL VOTE: Love- yes, Gomez- absent, K. Rohde- yes, Hohenstein- yes, B. Rohde- yes. UNANIMOUS MOTION CARRIED at 4:20 p.m. Chair re-stated the reason for closed session.

Commissioner B. Rohde moved, seconded by Commissioner Hohenstein to reconvene in open session. ROLL CALL VOTE: Love- yes, Gomez- absent, K. Rohde- yes, Hohenstein- yes, B. Rohde- yes. UNANIMOUS MOTION CARRIED at 4:29 p.m.

Commissioner B. Rohde moved, seconded by Commissioner Hohenstein, to approve chair to sign the Comprehensive Master Agreement between Sheriff Deputies Fraternal Order of Police Dakota County Lodge #49 and Dakota County for July 1, 2017 to June 30, 2018. ROLL CALL VOTE: K. Rohde- abstain, Hohenstein- yes, B. Rohde- yes, Love- yes, Gomez- absent. MOTION CARRIED.

Commissioner Hohenstein moved, seconded by Commissioner B. Rohde, to approve chair to sign the Comprehensive Master Agreement between Correctional Officers Fraternal Order of Police Dakota County Lodge #49 and Dakota County for July 1, 2017 to June 30, 2018. ROLL CALL VOTE: Hohenstein- yes, B. Rohde- yes, Love- yes, Gomez- absent, K. Rohde- yes. UNANIMOUS MOTION CARRIED.

Commissioner Hohenstein moved, seconded by Commissioner B. Rohde, to approve chair to sign the Comprehensive Master Agreement between Road Local 251 and Dakota County for July 1, 2017 to June 30, 2018. ROLL CALL VOTE: B. Rohde- yes, Love- yes, Gomez- absent, K. Rohde- yes, Hohenstein- yes. UNANIMOUS MOTION CARRIED.

Committee Reports: None

Mail or emergency business. It was the consensus of the Board to send a letter to the attention of Ruth Sorensen, Nebraska Department of Revenue Property Assessment Division regarding sharing the cost upon finding vital missing data in the Dakota County property assessment records in the process of reverting from a state office to a county office.

No public comment. Jail tour will be taken at the July 31<sup>st</sup> meeting.

Chair Love adjourned the Board of Commissioners meeting of July 3, 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