

Dakota County Board of Commissioners
Monday, March 9, 2020, at 1:00 p.m.
County Board Meeting Room, First Floor
Dakota County Courthouse, Dakota City, Nebraska

Chair Hohenstein called the Board of Commissioners meeting to order at 1:02 p.m. with the Pledge of Allegiance. Present at Roll Call: Hohenstein, Gomez, Rohde, Albenesius, Gill. Absent: None. Also present was Kim Watson, County Attorney and Joan Spencer, County Clerk, acting as Board Secretary. Chair noted the location of the Open Meetings Act.

Agenda 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. PUBLIC COMMENT. The Board of Commissioners will hear comments about any item not on the agenda. The Chair has the discretion to limit the time of comment.
2. 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 – February 24, 2020
 - b. Approval of accounts payable claims if applicable
3. NEW BUSINESS
 - a. Board to approve the Payroll Claims for the period of February 23 to March 7, 2020.
 - b. 1:02 p.m. Public Hearing for the purpose of giving citizens the opportunity to offer support, opposition or make neutral comment regarding the proposed revision of the Zoning Regulations Section 900.2 Wind Energy Installations.
4. MISCELLANEOUS
 - a. Fred Kellogg, Highway Superintendent – Road Report
 - b. Board to approve Chair to sign an Agreement with JEO regarding the bid awarded for inspection of the County's bridges in 2020.
 - Board to appoint Fred Kellogg, Hwy Superintendent as County Contact Person
 - c. Sheriff Kleinberg – Jail Report
 - d. Tiffany Hansen, Health Department Director – Quarterly Report
 - e. Board to approve Chair to sign Resolution 20C-004 requesting reimbursement for all cost incurred for Project No. ER-22(37) culvert on 260th Street west of M Avenue in the amount of \$9,216.13 from the State of Nebraska – Federal Aid Road Emergency Relief Program.
 - f. Board to approve Chair to sign Group Resources Health Plan Renewal documents.
5. COMMISSIONER COMMITTEE REPORTS
6. MAIL AND/OR EMERGENCY BUSINESS
7. ADJOURNMENT

Chair Hohenstein called for Public Comment about any item not on the agenda. There was none.

Chair Hohenstein called for approval of the consent agenda: (a) approval of the February 24, 2020, minutes, (b) approval of Accounts Payable (payroll). Commissioner Gill moved, seconded by Commissioner Albenesius, to approve the consent agenda items. ROLL CALL VOTE: Gomez- yes, Rohde- yes, Albenesius- yes, Gill- yes, Hohenstein- yes. UNANIMOUS MOTION CARRIED.

Commissioner Gomez moved, seconded by Chair Hohenstein, to approve the payroll claims for the period of February 23 – March 7, 2020. ROLL CALL VOTE: Rohde- abstain, Albenesius- yes, Gill- yes, Hohenstein- yes, Gomez- yes. UNANIMOUS MOTION CARRIED.

Payroll: General Fund Employer: Gross Salaries-\$147,086.52; Net Pay-\$103,576.72; Total Retirement-\$10,200.19; Total FICA-\$10,830.44; Health Plan-\$34,194.00; Dental Plan-\$1,239.00; Life Insurance-\$205.29; Larry Albenesius-\$1,081.50; Janet Gill-\$1,081.50; Antonio Gomez-\$1,081.50; Martin Hohenstein-\$1,125.94; Kevin Rohde-\$881.50; Cherie Conley-\$1,522.85; Leticia Vargas-\$1,293.60; Joan Spencer-\$2,191.68; Kathy Abbe-\$1,158.40; Stephanie Gatzemeyer-\$1,509.93; Robert Giese-\$2,191.68; Mindy Gilster-\$1,000.00; Jalissa Hattig-\$1,158.40; Brenda Landaverde-\$1,020.00; Samantha Mitchell-\$1,020.00; Debera Benton-\$1,132.00; Christy Abts-\$1,569.43; Melissa Collins-\$1,072.80; Jeffrey Curry-\$2,191.68; Courtney Lane-\$1,072.80; Joseph O'Neil-\$260.10; Phyllis Obermeyer-\$2,191.68; Katherine Wiltgen-\$1,479.38; Louvontree Hunter-\$2,690.97; Debra Jensen-\$1,502.40; Karen Jimenez-\$1,180.00; Kevin Hansen-\$1,906.38; Tammy Dunn Peterson-\$1,156.00; Sergio Castillo-\$2,127.90; Timothy Decker-\$2,340.60; Brian Ellinger-\$2,220.00; Brian Fernau-\$2,089.80; Tyler Fulkerth-\$1,852.76; Brent Gilster-\$2,152.50; Martin Guerrero-\$2,076.00; Richard Hansen-

\$2,088.00; Melvin Harrison III-\$2,172.60; Jason James-\$2,244.00; Douglas Johnson-\$2,273.95; Kimberly Johnson-\$524.71; Jared Junge-\$2,179.20; Christopher Kleinberg-\$2,390.83; Kevin Rohde-\$2,620.20; Mardi Schnee-\$1,060.80; Penny Wendte-\$2,221.38; Jessica Braunger-\$817.92; Riley Colwell-\$1,884.61; Katie Lehmann-\$1,304.00; Sheyanne Lozano-\$1,142.40; Debra Schmiedt-\$3,230.77; Kimberly Watson-\$3,422.08; Melinda Wicks-\$2,269.23; Jacob Acero-\$1,645.57; Angelica Antonio-\$1,260.54; Shaelee Barreras-\$57.50; Zachery Bickett-\$1,354.30; Shaun Bird-\$1,737.28; Rebecca Broer-\$1,674.01; Kacie Brown-\$1,826.23; Alexander De Leon-\$1,349.43; Elisabet DeRoin-\$1,846.77; Jesse Doelle-\$1,561.01; Jon Enstrom-\$1,416.16; Thomas Gill-\$1,386.74; Jonathan Gray-\$1,504.44; Kara Groetken-\$1,657.22; Todd Hammer-\$2,227.53; Adam Hough-\$1,870.67; Brenda Irwin-\$1,629.60; Hunter Jones-\$1,717.25; Brady Mathis-\$1,387.13; Skyler Miner-\$1,387.13; Mark Nelson-\$1,729.01; Gregory Nyhof-\$1,856.40; Kimberly Peterson-\$1,714.38; Michele Rohde-\$1,334.40; Rebecca Schoep-\$675.48; Jennifer Svendsen-\$2,109.69; Taylor Tadlock-\$1,462.81; Danielle Thibodeau-\$1,780.71; Ashley Verzani-\$1,136.78; Randall Walsh-\$2,274.00; Cody Wilen-\$1,363.46; Deanna Hagberg-\$1,900.00; Jolene Gubbels-\$1,360.00; Fred Kellogg-\$375.00; Matthew Roost-\$260.10; Theresa Grove-\$1,910.40; Tiffany Hansen-\$2,400.80; Natasha Ritchison-\$1,305.83; Yesica Saldana Cisneros-\$250.56; Willard Johnston-\$1,959.26; **General Fund Employee:** Federal Tax-\$11,829.79; State Tax-\$5,156.40; Soc Sec-\$8,777.60; Medicare-\$2,052.84; Extra Fit-\$760.00; Extra Sit-\$110.00; Retirement-\$6,931.19; Health Plan-\$2,600.00; Dental Plan-\$609.00; Colonial Health-\$264.48; Sheriff Union Dues-\$405.00; Colonial Life/Disability-\$81.75; Deferred Comp-\$1,430.00; Garnishments-\$382.15; Flex Plan Medical-\$1,072.74; Flex Plan Dependent Care-\$416.33; VSP Vision-\$517.88; Legal Shield-\$69.26; Liberty Nat'l-\$43.39; **Road Fund Employer:** Gross Salaries-\$17,419.27; Net Pay-\$12,409.02; Retirement-\$1,175.76; Total FICA-\$1,302.29; Health Plan-\$4,587.00; Dental Plan-\$162.25; Life Insurance-\$27.16; Brent Byroad-\$1,628.80; Kevin Chambers-\$1,526.80; Ryan Chambers-\$1,524.80; Robert Hacker-\$1,548.80; Scott Jorgenson-\$1,524.80; Fred Kellogg-\$2,027.27; David Kneiff-\$1,536.80; Kimon Litras-\$1,584.80; Dean Pallas-\$1,536.80; Tyler Pallas-\$1,444.80; Matthew Roost-\$1,524.80; **Road Fund Employee:** Federal Tax-\$1,435.33; State Tax-\$617.51; FICA-\$1,055.45; Medicare-\$246.84; Extra Fit-\$150.00; Retirement-\$783.91; Health Plan-\$200.00; Dental Plan-\$84.00; Colonial Health-\$65.66; Garnishments-\$35.08; Road Union Dues-\$200.00; VSP Vision-\$51.26; Legal Shield-\$41.82; Liberty National\$40.14; Liberty National-\$3.25; **Health Planning Grant Employer:** Gross Salaries-\$1,091.99; Net Pay-\$845.69; Retirement-\$73.71; Total FICA-\$80.77; Health Plan-\$417.00; Dental Plan-\$14.75; Life Insurance-\$2.55; Jennifer Ankerstjerne-\$1,091.99; **Health Planning Grant Employee:** Federal Tax-\$38.36; State Tax-\$19.90; FICA-\$65.46; Medicare-\$15.31; Extra Sit-\$5.00; Retirement-\$49.14; Health Plan-\$0.00; Dental Plan-\$21.00; VSP Vision-\$15.18; Legal Shield-\$16.95; **Minority Health Grant Employer:** Gross Salaries-\$1,274.64; Net Pay-\$1,055.51; Retirement-\$67.65; Total FICA-\$97.12; Health Plan-\$417.00; Dental Plan-\$14.75; Life Insurance-\$2.55; Mohamud Ibrahim-\$272.40; Yesica Saldana Cisneros-\$1,002.24; **Minority Health Grant Employee:** Federal Tax-\$46.62; State Tax-\$25.13; FICA-\$78.71; Medicare-\$18.41; Retirement-\$45.10; Dental Plan-\$0.00; VSP Vision-\$5.16; **Juvenile Services Aid Employer:** Gross Salaries-\$1,184.40; Net Pay-\$653.25; Retirement-\$79.95; Total FICA-\$62.22; Health Plan-\$417.00; Dental Plan-\$14.75; Life Insurance-\$2.55; Sarah Anderson Deck-\$1,184.40; **Juvenile Services Aid Employee:** Federal Tax-\$30.24; State Tax-\$14.39; FICA-\$50.43; Medicare-\$11.79; Retirement-\$53.30; Health Plan-\$350.00; Dental Plan-\$21.00;

Chair Hohenstein opened the Public Hearing at 1:05 p.m. for the purpose of giving citizens the opportunity to offer support, opposition or make neutral comment regarding the proposed revision of the Zoning Regulations Section 900.2 Wind Energy Installations. Joe O'Neill, Planning & Zoning Director, explained that the previous Wind Energy regulations were out of date regarding sizing and that SIMPCO helped to update the regulations. The new regulations address height and when the wind energy system is decommissioned providing protection for the landowner. The County is not against wind energy systems. Commissioner Gill clarified the agreement would be with the landowner. Mr. O'Neill said the wind energy company would also need an agreement with the Road Department and get approval from the Planning & Zoning Commission. Chair Hohenstein asked for comments from the citizens present in support, opposition or to make neutral comment. There were no comments. Chair Hohenstein closed the Public Hearing at 1:09 p.m. Chair Hohenstein moved, seconded by Commissioner Gill, to accept the recommendation to approve the new Wind Energy regulation changes. ROLL CALL VOTE: Albenesius- yes, Gill- yes, Hohenstein- yes, Gomez- yes, Rohde- yes. UNANIMOUS MOTION CARRIED.

The Board reviewed the Road Report for February 23 to March 7, 2020. Road maintenance- 350 hours; tree/debris removal- 2.5 hours; bridge maintenance- 3.5 hours; garbage pickup- 10 hours; blacktopping- 71 hours; gravel hauling- 42 hours; tons of gravel applied- 796; sign repair/barricading- 80 hours. Commissioner Rohde expressed concerns that Blyburg Road had water running over it and possibly dig the ditch out on the south side. It was noted the water table is high and coming from the bluff.

Commissioner Rohde moved, seconded by Commissioner Albenesius, to approve Chair to sign the Agreement with JEO regarding the County bridge inspections for 2020. [36 Standard NBIS and 2 Fracture Critical for a total fee of \$16,400. ROLL CALL VOTE: Hohenstein- yes, Gomez- yes, Rohde- yes, Albenesius- yes, Gill- yes. UNANIMOUS MOTION CARRIED.

Commissioner Rohde read the Jail Report for February, 2020.

February (Average per day):

County Inmates	Federal Inmates	Juveniles	Total-In-House
65	36	0.07	101

2020 Calendar (Average per day):

County Inmates	Federal Inmates	Juveniles	Total-In-House
65	37	0.03	102

2019-2020 Fiscal (Average per day):

County Inmates	Federal Inmates	Juveniles	Total-In-House
71	38	0.6	109

Cost Per Inmate Per Day 2020:

<u>Jan</u>	<u>Feb</u>	<u>Mar</u>	<u>Apr</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>
99.65	88.46										

The jail spent \$263,093.72 for the month of February and is at 70% of the total estimated yearly budget or 3% over budget for the fiscal year. In February 2019 the jail was at 66% of the total estimated yearly budget and spent \$35,897.51 more than was allotted for the month which was 13.5% over budget.

February Bookings:

DCSO:	17	DAKOTA COUNTY:	38
SSCPD:	28	OTHER NE:	18
NSP:	4	SIOUX CITY:	28
COURT/SELF:	22	OTHER IA:	18
FED:	32	OTHER STATES:	5
OTHER:	<u>4</u>	HOMELESS:	<u>0</u>
TOTAL:	107	TOTAL:	107

Tiffany Hansen, Health Department Director, gave the Health Department Report. Ms. Hansen stated the budget year to date July – January, 2020 is on track at 61%. Reports were given on the following programs/grants: (1) Minority Health- the grant has changed focus solely to diabetes prevention and the Dakota County health workers are coordinating with Siouland Community Health Center workers to set goals, reduce barriers and develop relationships to impact the diabetes care of the patient; (2) Public Health Accreditation Board (PHAB)- the Health Department continues to work on their PHAB accreditation measures, which are focusing on performance management this year and reviewing software that would allow the tracking of all performance measurements across all the department program areas; (3) Immunizations- semi-annual report shows 509 kids were provided with 1276 vaccinations with income of \$104,670.09. The grant continues to focus on reminder recalls with our adolescent population; (4) Bioterrorism- quarter 2 reports were submitted for reimbursement for \$108,000. Staff is working on the Operational Readiness Review document used to gauge preparedness efforts coordinated with the Emergency Response Plan; (5) West Nile- ready to submit this year's workplan to distribute wipes, dunks and mobile wipe stations; (6) Minority Health- Quarter 10 reimbursement for \$16,7000; (7) Radon Grant- kits can be distributed through the end of March; (8) Maternal Child Health Grant (MCH)- focusing on childhood obesity and physical activity efforts with parents. Quarter reimbursement- \$2,237.

Tiffany stated that she submitted her resignation effective April 16th to the Dakota County Health Board. Chair Hohenstein thanked Tiffany for the great job she did as Director of the Health Department. Commissioner Gomez thanked Tiffany for the great relationship she had with the Latino community. Ms. Hansen also stated that she is keeping up to date on the corona virus and potential concerns in Dakota County.

Commissioner Rohde moved, seconded by Commissioner Gill, to approve Resolution 20C-004 requesting reimbursement for all cost incurred for Project No. ER-22(37) culvert on 260th Street west of M Avenue in the amount of \$9,216.13 from the State of Nebraska - Federal Aid Road Emergency Relief program. ROLL CALL VOTE: Gomez- yes, Rohde- yes, Albenesius- yes, Gill- yes, Hohenstein- yes. UNANIMOUS MOTION CARRIED.

Resolution 20C-004

For Emergency Relief Program-Emergency/Permanent Repairs

Dakota County

Project No. ER-22-02 Control No. 32334 DDIR Site: L22-02

Whereas: Certain transportation facilities have been designated as being eligible for Federal assistance from the Department of Transportation through the Emergency Relief Program (ER) of the Federal Highway Administration (FHWA); and

Whereas: Major highways and bridges in Nebraska that are part of the Federal-Aid highway system suffered widespread serious damage as a result of flooding beginning on March 12, 2019 (Disaster# NE19) and were in need of emergency or temporary repair, or restoration; and

Whereas; The Nebraska Department of Transportation, as a recipient of the previously described Federal assistance, is charged with oversight of the expenditures of said funds; and

Whereas: The County has completed all repair work on an eligible Federal-Aid route to restore essential traffic.

Whereas: The project has met all contract provisions as required by 23 CFR Part 633A; met the Davis-Bacon wage requirements; and abided by the Disadvantaged Business Enterprises (DBE) requirements, American with Disability Act (ADA) requirements, "Buy America" Provisions, FHWA 1273 and prohibitions against the use of convict labor (23 U.S.C. 114); and.

Whereas: The State has completed the required NEPA document, along with resource agency concurrences, and no new right of way (ROW) was needed for completing permanent repairs; and

Whereas: All emergency repairs were completed within 180 days and are eligible for 100% federal reimbursement; and

Whereas: The total emergency repairs reimbursement is **\$2,176.13** and no further costs relating to this project will be incurred or submitted to the State.

Whereas: The total permanent repairs reimbursement is **\$7,040.00** and no further costs relating to this project will be incurred or submitted to the State.

Be It Resolved: That the Nebraska Department of Transportation is hereby requested to act on behalf of Dakota County to administer Federal funds.

Be It Further Resolved: That the Chairman of the County Board is authorized to sign this Resolution on behalf of said Board.

Adopted this 9th day of March, 2020, at Dakota City, NE.

Commissioner Rohde moved, seconded by Commissioner Albenesius, to approve Chair to sign Group Resources Health Plan Renewal documents. ROLL CALL VOTE: Rohde- yes, Albenesius- yes, Gill- yes, Hohenstein- yes, Gomez- yes. UNANIMOUS MOTION CARRIED.

No commissioner committee reports, mail and/or emergency business.

Chair Hohenstein adjourned the Board of Commissioners meeting of March 9, 2020, at 1:31 p.m.

Dakota County Board of Commissioners

Martin Hohenstein, Chair

Date signed

Joan Spencer, County Clerk/Secretary Date