

Dakota County Board of Commissioners
Monday, May 18, 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 1:00 p.m. with the Pledge of Allegiance. Present at Roll Call: Hohenstein, Rohde, Albenesius, Gill. Absent: Gomez. 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. TABLED ITEMS
 - a. Board to discuss, approve or not approve Resolution 20C-005 to declare a moratorium on wind energy farms in Dakota County.
 - *Motion required to take from the Table*
2. 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.
3. 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 – April 6, 2020
 - b. Approval of accounts payable
 - c. Approval of Officials Reports—Clerk, Register of Deeds, Clerk of District Court
4. NEW BUSINESS
 - a. Board to approve the payroll claims of May 3 - 16, 2020.
 - b. Jered Reimers, District Coordinator for Representative Adrian Smith, Nebraska 3rd District regarding information at the federal level. Conference Call: 202.821.5890
 - c. Kelly Malcom, Lewis & Clark Title Company, requesting Board take action regarding an issue with real estate taxes.
 - d. Closed Session regarding possible litigation involving Lewis & Clark Title Company regarding an issue with real estate taxes.
5. MISCELLANEOUS
 - a. Fred Kellogg, Highway Superintendent – Road Report
 - b. Sheriff Kleinberg – Jail Report
 - c. Approve Resolution 20C-006 to appropriate funds for the over-expended budget of District Judge.
 - d. Approve Resolution 20C-007 to appropriate funds for the over-expended budget of the County Health Department.
 - e. Approve Chair to sign the Referee Independent Contractor Agreements authorizing budget expenditure for (1) Helvig Agricultural Service Company, (2) Tri-State Valuation & Consulting, (3) Innovative Appraisal Service, Inc, and (4) Stanard Appraisal Services, Inc.
 - f. Board to discuss and/or approve extending the COVID19 precautions deadline to keep the Courthouse locked and business done by appointment only.
6. COMMISSIONER COMMITTEE REPORTS
7. MAIL AND/OR EMERGENCY BUSINESS
8. ADJOURNMENT

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

Chair Hohenstein asked if any member wished to make a motion to remove the agenda item regarding a moratorium on wind energy farms off the table. No action taken. Commissioner Albenesius shared he visited with several farmers in Dixon County.

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 May 4, 2020, minutes, (b) approval of accounts payable claims and (c) approval of Officials Reports—Clerk, Register of Deeds, Clerk of District Court.

Commissioner Gill moved, seconded by Commissioner Rohde, to approve the consent agenda items. ROLL CALL VOTE: Albenesius- yes, Gill- yes, Hohenstein- yes, Gomez- absent, Rohde- yes. UNANIMOUS MOTION CARRIED.

Accounts Payable: General Fund: Pender Times, publications-\$397.34; Leaf, copier lease-\$78.02; One Office Solutions, toner, envelopes-\$27.55; US Bank, office supplies-\$92.06; DAS State Acct, state software-\$81.00; Charlotte Doenhoefer, prior years service-\$10.00; Henjes/Williams PC, professional accounting fees-\$1,305.00; MIPS, monthly software-\$765.25; Irene VanLent, prior years service-\$16.00; Margie Rahn, prior years service-\$12.00; Siouxland Bank, Deposit slips-\$26.07; Bralda Inc, appraisal services-\$743.00; EWDS Inc, appraisal seervices-\$662.00; Innovative Appraisal Services, appraisal services-\$2,075.50; Leaf, copier lease-\$225.00; Marshall & Swift/Boeckh LLC, manuals-\$1,134.15; One Office Solutions, supplies-\$93.73; Tax Valuation Inc, contract-\$8,700.00; Madelyn Thorsland, prior years service-\$10.00; 2020 Primary Election, election workers-\$8,745.29; 2020 Primary Election, canvas board-\$225.90; Dugan Business Forms, election envelopes-\$835.00; ES&S, ballot coding & ballots-\$2,578.57; Emerson Fire Hall, polling place rental-\$100.00; First Lutheran Church, polling place rental-\$100.00; Homer Legion Post, polling place rental-\$100.00; Hubbard Community Center, polling place rental-\$100.00; Jackson Legion Hall, polling place rental-\$100.00; Knights of Columbus, polling place rental-\$125.00; Leaf, copies-\$133.80; Marx Leasing, trailer rental-\$180.00; Mundo Latino Newspaper, publications-\$319.00; One Office Solutions, election supplies-\$114.17; Pender Times, publications-\$1,020.80; River Hills Assembly of God, polling place rental-\$100.00; Salem Lutheran Church, polling place rental-\$100.00; SSC Legion Hall, polling place rental-\$100.00; SSC Memorial Hall, polling place rental-\$100.00; US Bank, seals-\$31.08; Leaf, copier contract-\$103.00; RTI, monthly support & licenses, payment-\$4,668.30; US Bank, domaine name-\$6.95; Government Forms & Supplies, file folders-\$1,329.00; Leaf, copier lease-\$126.73; MIPS, scanning-\$130.00; One Office Solutions, copy usage-\$90.10; DAS State Acct, office supplies-\$10.96; Dakota County Court, Deposit slips-\$70.00; Microfilm Imaging, scanning-\$177.00; US Bank, Pflanz electronics & bar dues-\$134.00; Perla Alarcon-Flory, interpreter-\$95.35; One Office Solutions, copier lease-\$52.26; Crary Huff Law Firm, crt appt atty fees-\$855.00; Dakota County Court, court costs-\$1,608.50; Dakota County Sheriff, papers & warrants-\$688.39; Dakota County District Court, court costs-\$975.00; Lancaster County Sheriff, sheriff fees-\$45.08; Owens Educational Services, elec monitor/trackers-\$4,853.64; Robert Wichser, crt appt atty fees-\$8,868.20; Ateam, AC repair-\$547.00; City of Dakota City, utilities-\$213.08; Eakes Office Solutions, janitorial supp-\$181.40; Gill Hauling Inc., dumpster-\$95.00; Kevin Hansen, mileage-\$42.55; Menards, Fire Hall bathroom-\$110.33; MidAmerican Energy, utilities-\$946.56; NPPD, utilities-\$1,344.22; O'Keefe Elevator Co, maintenance-\$222.66; R Rohan Electric, repairs-\$304.99; Trembly Termite & Pest Control, pest control-\$55.00; US Bank, Amazon subs, fuel, flowers, carpet, ink-\$1,409.36; Verizon, cell phone-\$54.22; Wilmes Hardware, fire hall bathroom & supplies-\$956.90; Dakota County Star, publications-\$118.00; HyVee, supplies-\$3.50; Carol Larvick, Sam's Club membership-\$125.00; Nebraska Life Magazine, 2 yr subscription-\$42.00; One Office Solutions, copier maintenance-\$245.11; Papio-Missouri NRD, monthly rent-\$600.00; Tammy Peterson, supplies-\$7.04; Staples, printer ink-\$188.20; UNL, supplies-\$61.62; US Bank, postage-\$5.34; AT & T Mobility, cell phones-\$328.85; Autozone, parts-\$57.60; Billion GMC, repairs-\$2,137.28; Linda Carson, prior years service-\$11.00; City of SSC, fuel-\$1,989.83; Farmers Bank & Trust, payment 2018 vehicles-\$4,007.42; Fremont Tire, tire repairs-\$185.86; Jack's Uniforms, uniforms-\$822.80; NLETC, reinstatement fee-\$50.00; Rick's Radiator & Heater, a/c repairs-\$1,165.00; Siouxland Federal Credit Union, fuel-\$60.20; TransUnion Risk & Alternative, searches-\$110.00; Tucker's Glass, rock chip repair-\$25.00; US Bank, clothing, fuel, misc supp,-\$1,066.47; Verizon, cell phone-\$200.05; Woodhouse, repairs-\$222.79; AT & T Mobility, cell phones-\$58.61; Dixon County Sheriff, subpoena fees-\$22.24; Douglas County Sheriff, subpoena fees-\$45.86; Marco, copier lease-\$223.28; Marco Technologies, printer contract-\$59.58; Nebraska CA Assoc, dues-\$2,296.00; Nebraska.gov, certified copies-\$7.00; Pathology Medical Services, autopsy-\$2,253.06; Pierce County Sheriff, subpoena fees-\$22.24; Thurston County Sheriff's Dept, subpoena fees-\$43.62; US Bank, cell phone, cert copies, supp-\$36.00; Kim Watson, supplies-\$18.46; City of SSC, LEC share cost-\$53,255.21; 911 Custom, jail supplies-\$1,309.88; Advanced Correctional Healthcare, doctor fees & Rx-\$9,828.71; Ameri-Tech Industrial Inc, washer parts-\$124.52; Bob Barker, inmate supplies-\$765.08; Bunkers Feed & Supply, softner salt-\$263.31; City of SSC, fuel-\$45.73; CW Suter Services, repair 4 units-\$864.37; Dept of Correctional Services, safe keeper-\$7,334.20; Eakes Office Solutions, supplies-\$2,281.54; Echo, lights-\$190.15; ECOLAB, cleaners-\$745.22; Gill Hauling Inc., dumpster-\$205.00; GPM, water meter investigation-\$1,200.00; GRP, disposal-\$52.00; Jack's Uniforms, uniforms-\$515.45; Long Lines, phones-\$160.00; Marco, copier lease-\$621.89; MidAmerican Energy Co, utilities-\$608.97; NPPD, utilities-\$2,637.22; Summit Food Service, food & beverage-Jail-\$9,930.40; Trembly Termite & Pest Control, pest control-\$50.00; US Bank, fuel, medical, supp-\$1,380.21; Verizon, cell phone-\$69.40; Wilmes Hardware, supplies-\$62.73; City of SSC, fuel-\$14.62; US Bank, Sparklight, food-\$1,043.07; Verizon, phones-\$79.03; Dakota County Star, publications-\$208.80; US Bank, hand sprayer-\$58.84; AT&T Mobility, FirstNet phones-\$71.00; Availity/Realmed, medicaid billing-software-\$250.00; Theresa Grove, mileage & supp-\$75.25; Marco Technologies, copier maintenance-\$760.23; Yesica Saldana, thermometer-\$8.55; Stericycle, hazardous waste disposal-\$290.80; US Bank, language line COVID 19, Covid supplies-\$14,263.69; Dr Thomas Wente, consulting physician fee-\$250.00; Bill Johnston, mileage-\$338.10; One Office Solutions, supplies-\$27.71; US Bank, law library-\$320.00; City of Sioux City IA, Hazmat Agreement-\$1,131.93; DAS State Acct, payroll/acct payable-\$41.60; Fibercomm, phone-\$628.25; Group Resources, Flex plan fees-\$95.00; Jack's Uniforms, new vehicle equipment-\$1,046.17; MercyOne Siouxland, Monthly EAP-\$229.50; MIPS, HR software-\$597.30; One Office Solutions, envelopes-\$1,600.00; Priority Communications, telephones-\$75.00; Quadiant Leasing USA, postage machine lease-\$782.61; Region IV, quarterly fees-additonal fees-\$3,308.00; USPS-Hassler, postage-\$3,500.00; US Bank, new vehicle equipment-\$171.89; US Bank, payroll folders-\$92.06; Veterans Aid, advancement-\$4,500.00; Aaron Voss, new vehicle equipment-\$760.51; BODF NA, 2019 flood bond-\$103,808.75; Gill Construction, crushed concrete-\$3,255.54; Mainelli Wagner & Assoc, Jackson N Bluff bridge-\$1,195.00; **Road Fund:** Atokad Heritage Express, fuel-\$30.00; Bomgaars, hand sanitizer-\$155.88; Bosselman Pump & Pantry, fuel-\$3,482.11; Central Valley Ag, scale use-\$115.00; Emerson Herigage, fuel-\$29.25; Fastenal, shop supp-\$92.20; Gill Construction,

crushed concrete-\$5,586.84; Gill Hauling Inc., dumpster-\$70.50; H2O4U, water-\$44.50; Heavy Metal Repair, parts & labor-\$5,682.17; Walter Heinemann, prior years service-\$25.00; I State Truck Center, parts-\$530.03; J & J's Pronto, fuel-\$157.19; Bob Jacobsen, prior years service-\$17.00; K & K Hubbard Mini Mart, fuel-\$245.50; Mark Albenesius Inc, asphalt-\$1,250.04; Matheson, oxy/acetylene-\$227.83; Arnie Mellick, prior years service-\$13.00; Midwest Svc & Sales, signs, blades, shop supp-\$5,023.39; Marlan Millard, prior years service-\$15.00; NPPD, electric-\$46.74; NNTC, telephones-\$167.07; Northeast Power, electricity-\$348.48; O'Reilly, parts & supp-\$48.61; Overhead Door, building repair-\$7,008.00; Pender Times, publications-\$35.49; Power Plan/Murphy, shop supply-\$976.25; RC Customs, labor-\$16.00; Sapp Bros Petroleum, fuel-\$1,825.60; Sioux City Truck Sales, parts & shop supp-\$33.52; Sooland Bobcat, shop supp-\$43.66; Stan Houston Equip, tools-\$105.95; Stephan Welding, steel products-\$162.00; Thermo King Christensen, parts-\$72.00; Troy's Auto World, parts & labor-\$230.00; Verizon, cell phone-\$99.34; Village of Emerson, utilities-\$42.82; Warren Oil, fuel-\$3,197.80; Wilmes Hardware, shop supply-\$128.05; Ziegler's, oil/supplies-\$1,177.07; **Visitor Promo:** SSC Chamber of Commerce, visitor promo-\$10,393.28; **P & M Fund:** MIPS, monthly software-\$405.28; MIS, computer lease-\$245.00; **Health Dept Grant:** US Bank, sparklight-\$87.83; **Minority Health Grant:** Verizon, cell phone-\$96.30; **Juvenile Teen Court:** Siouxland Cares, Teen Court-\$2,335.32; **Juvenile Services Aid:** Language Line, interpretation services-\$23.50; **Public Safety Fund 7850 RFD Sales Tax:** Rural Fire Dept collection-\$29,454.00;

Commissioner Gill moved, seconded by Commissioner Albenesius, to approve the payroll claims for the period of May 3 - 16, 2020. ROLL CALL VOTE: Gill- yes, Hohenstein- yes, Gomez- absent, Rohde- abstain, Albenesius- yes. UNANIMOUS MOTION CARRIED.

Payroll: General Fund Employer: Gross Salaries-\$153,040.14; Net Pay-\$109,045.82; Total Retirement-\$10,123.10; Total FICA-\$11,318.81; Health Plan-\$34,194.00; Dental Plan-\$1,239.00; Life Insurance-\$210.39; 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-\$1,499.81; Joan Spencer-\$2,191.68; Kathy Abbe-\$1,158.40; Stephanie Gatzemeyer-\$1,509.93; Robert Giese-\$2,191.68; Mindy Gilster-\$1,146.88; Jalissa Hattig-\$850.49; Brenda Landaverde-\$1,020.00; Samantha Mitchell-\$946.69; 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-\$1,938.51; Tammy Dunn Peterson-\$1,156.00; Shaun Bird-\$1,092.42; Sergio Castillo-\$2,076.00; Timothy Decker-\$2,340.60; Brian Ellinger-\$2,220.00; Brian Fernau-\$2,064.00; Tyler Fulkerth-\$1,979.69; Brent Gilster-\$2,100.00; Martin Guerrero-\$2,076.00; Richard Hansen-\$2,088.00; Melvin Harrison III-\$2,172.60; Jason James-\$2,088.00; Douglas Johnson-\$2,273.95; Kimberly Johnson-\$532.37; Jared Junge-\$2,179.20; Christopher Kleinberg-\$2,390.83; Kevin Rohde-\$2,112.00; Mardi Schnee-\$1,060.80; Penny Wendte-\$2,167.20; Jessica Braunger-\$817.92; Riley Colwell-\$942.31; Katie Lehmann-\$1,039.13; Sheyanne Lozano-\$1,142.40; Debra Schmiedt-\$3,230.77; Kimberly Watson-\$3,422.08; Melinda Wicks-\$2,269.23; Jacob Acero-\$1,837.25; Zachery Bickett-\$1,311.99; Shaun Bird-\$472.25; Rebecca Broer-\$1,643.20; Kacie Brown-\$1,735.70; Tomio Castro-\$156.10; Leonardo Davalos-\$93.66; Alexander De Leon-\$1,504.44; Elisabet DeRoin-\$1,618.68; Jesse Doelle-\$1,541.60; Jon Enstrom-\$1,644.50; Jonathan Gray-\$1,504.44; Kara Groetken-\$1,628.45; Todd Hammer-\$2,192.82; Adam Hough-\$1,736.02; Brenda Irwin-\$1,629.60; Hunter Jones-\$1,521.94; Brady Mathis-\$1,513.56; Skyler Miner-\$1,141.92; Mark Nelson-\$1,729.01; Gregory Nyhof-\$1,692.64; Kimberly Peterson-\$1,631.28; Darius Richardson Barnes-\$1,141.92; Michele Rohde-\$1,334.40; Rebecca Schoep-\$1,173.14; Jennifer Svendsen-\$1,937.98; Taylor Tadlock-\$1,606.08; Danielle Thibodeau-\$1,722.87; Ashley Verzani-\$1,579.20; Anthony Von Haden-\$400.37; Randall Walsh-\$2,274.00; Cody Wilen-\$1,454.27; Deanna Hagberg-\$1,900.00; Jolene Gubbels-\$1,360.00; Fred Kellogg-\$375.00; Matthew Roost-\$260.10; Jana Adam-\$675.00; Yvette Aldana-\$387.00; Jennifer Ankerstjerne-\$288.00; Tracy Ellinger-\$252.00; Jamila Farah-\$184.50; Jasmin Gonzalez-\$387.00; Jayden Grove-\$232.50; Theresa Grove-\$1,910.40; Melissa Hans-\$1,332.00; Mohamud Ibrahim-\$1,053.00; Marcia Mahon-\$486.00; Jeanette McFee-\$261.00; Natasha Ritchison-\$2,000.00; Kristin Robinette-\$585.00; Yesica Saldana Cisneros-\$1,485.00; Kevin Servellon-\$270.00; Carmen Stark-\$778.50; Mary Tomasic-\$157.50; Jacqueline Traum-\$1,750.50; Willard Johnston-\$1,959.26; **General Fund Employee:** Federal Tax-\$11,470.72; State Tax-\$5,200.20; Soc Sec-\$9,173.41; Medicare-\$2,145.40; Extra Fit-\$837.00; Extra Sit-\$155.00; Retirement-\$6,876.66; Health Plan-\$2,400.00; Dental Plan-\$567.00; Colonial Health-\$264.48; Sheriff Union Dues-\$435.00; Colonial Life/Disability-\$81.75; Deferred Comp-\$2,080.00; Garnishments-\$382.15; Flex Plan Medical-\$1,051.91; Flex Plan Dependent Care-\$208.33; VSP Vision-\$509.26; Legal Shield-\$69.29; Liberty Nat'l-\$81.18; Liberty Nat'l-\$5.58; **Road Fund Employer:** Gross Salaries-\$17,419.27; Net Pay-\$12,235.29; Retirement-\$1,175.76; Total FICA-\$1,302.59; Health Plan-\$4,587.00; Dental Plan-\$162.25; Life Insurance-\$27.16; Brent Byroad-\$1,628.80; Kevin Chambers-\$1,536.80; 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-\$1,435.81; State Tax-\$617.77; FICA-\$1,055.69; Medicare-\$246.90; Extra Fit-\$150.00; Retirement-\$783.69; Health Plan-\$200.00; Dental Plan-\$84.00; Colonial Health-\$65.66; Garnishments-\$208.62; Road Union Dues-\$200.00; VSP Vision-\$50.33; Legal Shield-\$41.88; Liberty National\$40.16; Liberty National\$3.25; **Health Planning Grant Employer:** Gross Salaries-\$1,083.52; Net Pay-\$820.16; Retirement-\$73.14; Total FICA-\$80.13; Health Plan-\$417.00; Dental Plan-\$14.75; Life Insurance-\$2.55; Jennifer Ankerstjerne-\$1,083.52; **Health Planning Grant Employee:** Federal Tax-\$51.39; State Tax-\$24.94; FICA-\$64.94; Medicare-\$15.19; Extra Sit-\$5.00; Retirement-\$48.76; Dental Plan-\$21.00; VSP Vision-\$15.19; Legal Shield-\$16.95; **Minority Health Grant Employer:** Gross Salaries-\$328.20; Net Pay-\$249.79; Retirement-\$22.15; Total FICA-\$24.71; Health Plan-\$417.00; Dental Plan-\$14.75; Life Insurance-\$2.55; Yesica Saldana Cisneros-\$328.20; **Minority Health Grant Employee:** Federal Tax-\$22.06; State Tax-\$11.70; FICA-\$20.03; Medicare-\$4.68; Retirement-\$14.77; Dental Plan-\$0.00; VSP Vision-\$5.17; **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;

The Board placed a conference call with Jered Reimers, District Coordinator for U.S. Representative Adrian Smith. Mr. Reimers stated Congressman Smith's office is available to assist with case work (except court system); updated the board on Congress Smith's activities as a member of the Ways & Means Committee—Japanese trade and tariffs on Nebraska beef; USMCA trade agreement with Canada and Mexico—exporting energy trade incentives; manufacturing tariff guideline change benefit; telehealth for rural hospitals and broadband access for rural Nebraska. He also talked about the importance of keeping production in the USA for Coronavirus personal protective equipment and prescription medicines.

Kelly Malcom, Lewis & Clark Title Company, explained that she felt the information they received by telephone from the Treasurer's Office was inaccurate/missing \$17,738 back taxes owed not quoted to them. The title company had to pay the extra \$17,738 at closing. At a meeting set up with Robert Giese, Treasurer, and State Auditor's Office, the Auditor told them to recover the \$17,738 from the County's errors and omission insurance. The Treasurer feels the correct information was given to the title company.

Chair Hohenstein moved, seconded by Commissioner Rohde, to convene in closed session regarding possible litigation involving Lewis & Clark Title Company regarding an issue with real estate taxes. ROLL CALL VOTE: Hohenstein- yes, Gomez- absent, Rohde- yes, Albenesius- yes, Gill- yes. UNANIMOUS MOTION CARRIED at 1:58 p.m. Chair Hohenstein restated the purpose of the closed session.

Commissioner Rohde left the meeting (closed session) at 2:15 p.m.

Chair Hohenstein moved, seconded by Commissioner Gill, to reconvene from closed session. ROLL CALL VOTE: Rohde- absent, Albenesius- yes, Gill- yes, Hohenstein- yes, Gomez- absent. UNANIMOUS MOTION CARRIED at 2:43 p.m.

Fred Kellogg, Highway Superintendent, was not present for the Road Report for May 3-16, 2020. [Road maintenance- 379.5 hours; culverts/projects- 49 hours (Likuwanta Drive) garbage pickup- 3.5 hours; magnet- 7 hours; blacktopping/millings- 2 hours; gravel hauling- 6 hours; tons of gravel applied- 107.54; weed spraying/inspections- 6 hours; sign repair/barricading- 71 hours.]

Sheriff Kleinberg presented the Jail Report for the month of April, 2020.

April (Average per day):

County Inmates	Federal Inmates	Juveniles	Total-In-House
53	30	1	83

2020 Calendar (Average per day):

County Inmates	Federal Inmates	Juveniles	Total-In-House
61	35	0.52	96

2019-2020 Fiscal (Average per day):

County Inmates	Federal Inmates	Juveniles	Total-In-House
68	37	0.68	105

Federal Income

April Marshal:	\$58,435.00	Fiscal Marshals:	\$684,950.91
April ICE:	974.60	Fiscal ICE:	62,523.98
April OMMS/SDMS:	0.00	Fiscal BIA/OMMS:	29,185.00
April Federal:	\$59,409.60	Fiscal Federal:	\$776,659.89

2020 Calendar Federal: \$291,316.79

April County Contracts: \$605.00 2019-20 Fiscal County Contracts: \$19,148.78

March Commissary Commission(with phone): \$7,800.41

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	73.25	69.66								

The jail spent \$178,264.83 for the month of April and is at 85% of the total estimated yearly budget versus April 2019 the jail was at 84% of the total estimated yearly budget and spent \$48,931.38 less than was allotted for the month which was 21.5% under budget.

April Bookings:

DCSO:	15	DAKOTA COUNTY:	17
SSCPD:	13	OTHER NE:	6
NSP:	2	SIOUX CITY:	13
COURT/SELF:	2	OTHER IA:	4
FED:	9	OTHER STATES:	1
OTHER:	<u>0</u>	HOMELESS:	<u>0</u>

TOTAL:

41

TOTAL:

41

Commissioner Gill moved, seconded by Chair Hohenstein, to approve Resolution 20C-006 to appropriate funds for the over-expended budget of District Judge. ROLL CALL VOTE: Albenesius- yes, Gill- yes, Hohenstein- yes, Gomez- absent, Rohde- absent. UNANIMOUS MOTION CARRIED.

RESOLUTION 20C-006
RESOLUTION TO APPROPRIATE TRANSFER OF FUNDS
FOR OVER-EXPENDED BUDGET

WHEREAS, the Office of District Judge will exceed its budget with the May payment of accounts payable claims; and,
WHEREAS, an emergency exists; and,
WHEREAS, the Miscellaneous budget will have un-appropriated moneys left.

BE IT THEREFORE RESOLVED that the Dakota County Board of Commissioners hereby authorize the un-appropriated moneys of the Miscellaneous budget of the General Fund to be utilized for the payment of the over expended budget of District Judge of the General Fund and that said budget be increased by \$500.00 to \$5,665.00 for fiscal year 2019-2020.

BE IT FURTHER RESOLVED, that the Miscellaneous budget be reduced by \$500.00 to \$1,362,139.86 for fiscal year 2019-2020.

Passed and adopted this 18th day of May, 2020.

Commissioner Gill moved, seconded by Commissioner Albenesius, to approve Resolution 20C-007 to appropriate funds for the over-expended budget of the County Health Department. ROLL CALL VOTE: Gill- yes, Hohenstein- yes, Gomez- absent, Rohde- absent, Albenesius- yes. UNANIMOUS MOTION CARRIED.

RESOLUTION 20C-007
RESOLUTION TO APPROPRIATE TRANSFER OF FUNDS
FOR OVER-EXPENDED BUDGET

WHEREAS, the Office of County Health Department will exceed its budget with the May payment of payroll and accounts payable claims; and,
WHEREAS, an emergency exists; and,
WHEREAS, the Miscellaneous budget will have un-appropriated moneys left.

BE IT THEREFORE RESOLVED that the Dakota County Board of Commissioners hereby authorize the un-appropriated moneys of the Miscellaneous budget of the General Fund to be utilized for the payment of the over expended budget of county Health of the General Fund and that said budget be increased by \$210,346.00 to \$493,654.66 for fiscal year 2019-2020.

BE IT FURTHER RESOLVED, that the Miscellaneous budget be reduced by \$210,346.00 to \$1,151,793.86 for fiscal year 2019-2020.

Passed and adopted this 18th day of May, 2020.

Commissioner Gill moved, seconded by Chair Hohenstein, to approve Chair to sign the Referee Independent Contractor Agreements authorizing the budget expenditure for the same referees at the same rates as last year (Helvig Agricultural Service Company, Tri-State Valuation & Consulting, Innovative Appraisal Service, Inc., Stanard Appraisal Services, Inc). ROLL CALL VOTE: Hohenstein- yes, Gomez- absent, Rohde- absent, Albenesius- yes, Gill- yes. UNANIMOUS MOTION CARRIED.

Chair Hohenstein moved, seconded by Commissioner Gill, to approve extending another 2 weeks to June 1, 2020, for the Courthouse to stay closed and help customers by appointment only. ROLL CALL VOTE: Albenesius- yes, Gill- yes, Hohenstein- yes, Gomez- absent, Rohde- absent. UNANIMOUS MOTION CARRIED.

No Commissioner Committee Reports, mail or emergency business.

Chair Hohenstein adjourned the Board of Commissioners meeting of May 18, 2020, at 3:06 p.m.

Dakota County Board of Commissioners

Martin Hohenstein, Chair

Date signed

Joan Spencer, County Clerk/Secretary Date