

Dakota County Board of Commissioners  
Monday, October 19, 2020 - 1:00 p.m.  
County Board Meeting Room, First Floor  
Dakota County Courthouse, Dakota City, Nebraska

County Clerk Spencer called the Board of Commissioners meeting to order at 1:00 p.m. with the Pledge of Allegiance. Present at Roll Call: Rohde, Albenesius, Gill. Absent: Hohenstein, Gomez. Also present was Kim Watson, County Attorney and Joan Spencer, County Clerk, acting as Board Secretary. The Board approved Janet Gill to act as Chair in the absence of Chair and Vice-Chair. Acting Chair Gill 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 meeting minutes – October 5, 2020
- b. Approval of accounts payable claims
- c. Approval of Officials Reports—Clerk, Register of Deeds, Clerk of District Court

4. NEW BUSINESS

- a. Board to approve the payroll claims for October 4 - 17, 2020.
- b. 1:00 p.m. Open and award bid for Third Party Administrator (TPA) to administer health insurance claims processing for Dakota County employees. All proposed fees and costs must be disclosed in the proposal. Bidders may be disqualified for failure to adhere to the RFP submission, bidding requirements and/or instructions.
- c. 1:01 p.m. Open and award bid for Ponderosa Lane overlay project.
- d. Jeff Curry, Assessor, requesting the Board accept his Letter of Resignation.
- f. Jeff Curry, Assessor, requesting the Board appoint Christy Abts as Dakota County Assessor to complete his unexpired term.

5. MISCELLANEOUS

- a. Fred Kellogg, Highway Superintendent – Road Report
- b. Board to approve Chair to sign *Change Order No. 1* for project Dakota County Jackson Bank Stabilization, C002221710
- c. Sheriff Kleinberg – Monthly Jail Report
- d. Fred Kellogg, Highway Superintendent to present and submit written road study for the vacation or abandonment of 240<sup>th</sup> Street county road (minimum maintenance) running east and west between O Avenue and O'Dell Avenue in East ½ Sections 8 & 17, Township 27N, Range 7E in Dakota County, Nebraska.
- e. Approve Resolution 20C-025 to Set Date and Time for Public Hearing to Vacate or Abandon a Public Road 240<sup>th</sup> Street (minimum maintenance) running east and west between O Avenue and O'Dell Avenue in East ½ Sections 8 & 17, Township 27N, Range 7E in Dakota County, Nebraska.
- f. Natasha Ritchison, Health Department Director – Quarterly Report
- g. Board to approve written report of Surplus Sale for Sheriff Radar Speed trailer. §23-3115
- h. Board to appoint a member to the Planning & Zoning Commission to complete the term of Warren Hoelsing (resigned) for the term of October 20, 2020 to February 16, 2021.
- i. Board to appoint two members to the Zoning Board of Adjustments.

6. COMMISSIONER COMMITTEE REPORTS

7. MAIL AND/OR EMERGENCY BUSINESS

8. ADJOURNMENT

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

Commissioner Rohde moved, seconded by Commissioner Albenesius, to approve Janet Gill as acting chair (Chair/Vice-Chair absent). ROLL CALL VOTE: Gill- yes, Hohenstein- absent, Gomez- absent, Rohde- yes, Albenesius- yes. UNANIMOUS MOTION CARRIED.

No action was taken to remove the item for discussion of a wind energy farm moratorium from the table. The set-back is being reviewed by the Planning & Zoning Commission.

Acting Chair Gill called for Public Comment about any item not on the agenda. Troy Groves, Murphy Tractor, introduced himself to the Board.

Acting Chair Gill called for approval of the consent agenda—(a) approval of the October 5, 2020, minutes; (b) approval of accounts payable claims and (c) approval of Officials Reports—Clerk, Register of Deeds and Clerk of District Court. Commissioner Rohde moved, seconded by Acting Chair Gill, to approve the consent agenda items. ROLL CALL VOTE: Rohde- yes, Albenesius- yes, Gill- yes, Hohenstein- absent, Gomez- absent. UNANIMOUS MOTION CARRIED.

**Accounts Payable: General Fund:** Pender Times, publications-\$798.95; Leaf, copier lease-\$78.02; One Office Solutions, office supplies-\$11.99; DAS State Acct, state software-\$81.00; Charlotte Doenhoefer, prior years service-\$10.00; MIPS, monthly software-\$919.91; US Bank, supplies-\$352.61; Irene VanLent, prior years service-\$16.00; Margie Rahn, prior years service-\$12.00; Bralda Inc, appraisal services-\$438.00; EWDS Inc, appraisal services-\$719.00; Leaf, copier lease-\$86.60; NE Assoc of County Assessors, 2021 dues-\$25.00; One Office Solutions, supplies-\$76.34; Stanard Appraisal Services, rural res reval-\$10,283.00; Madelyn Thorsland, prior years service-\$10.00; US Bank, on-line classes-\$36.12; ES & S, election data-\$14,626.19; Mundo Latino, publications-\$367.50; One Office Solutions, supplies-\$137.57; Pender Times, publications-\$440.00; Scott Bousquet, P&Z meeting-\$50.18; Ron Gill, P&Z meeting-\$58.80; Jeanine Grove, P&Z meeting-\$38.05; Jolene Gubbels, secretary-\$150.00; Kristen Henjes, P&Z meeting-\$24.20; Warren Hoesing, P&Z meeting-\$40.35; Paul Ireland, P&Z meeting-\$70.88; Dick McCabe, P&Z meeting-\$89.85; Harold Moes, P&Z meeting-\$46.10; Martin Rohde, P&Z meeting-\$72.60; RTI, monthly support & licenses, payment-\$3,974.00; US Bank, domaine name & domaine fee-\$406.93; Leaf, copier lease-\$94.03; MIPS, scanning-\$131.00; Marco, copier lease-\$429.03; Microfilm Imaging, scanning-\$177.00; US Bank, courtroom TV set-up-\$2,197.75; Univeristy of Nebraska, Nebraska Law Review-\$55.00; One Office Solutions, copier lease-\$132.81; Jury Trial, Juror fees & mileage-\$464.08; Dakota County Court, court costs-\$1,480.52; Dakota County Sheriff, papers & warrants-\$372.65; Dakota County District Court, court costs-\$411.00; Randy Hisey, crt appt atty fees-\$4,072.50; Kate Jorgensen, crt appt atty fees-\$6,542.40; Douglas Roehrich, crt appt atty fees-\$1,863.20; Robert Wichser, crt appt atty fees-\$3,654.55; Maximus, child support recovery fee-\$1,000.00; City of Dakota City, utilities-\$242.33; Eakes Office Solutions, janitorial supplies-\$425.70; Gill Hauling Inc., dumpster-\$95.00; Kevin Hansen, mileage-\$62.68; Menards, building supp-\$235.42; MidAmerican Energy, utilities-\$649.43; NPPD, utilities-\$2,058.33; Robertson Imp, mower repairs-\$345.58; Trembly Termite & Pest Control, pest control-\$55.00; US Bank, Amazon subs, fuel, paint-\$216.80; Verizon, cell phone-\$51.16; Wilmes Hardware, oil-\$155.76; Angela Abts, mileage-\$36.23; HyVee, coffee hour-\$16.55; Carol Larvick, mileage & gloves-\$221.76; Leaf, copier lease-\$98.82; One Office Solutions, copies-\$101.86; Papio-Missouri NRD, monthly rent-\$600.00; Univeristy of Nebraska, Adobe license-\$90.00; US Bank, postage-\$13.58; WalMart, orchard supplies-\$20.00; All Traffic Solutions Inc, Law Enforcement equipment-\$1,750.00; AT & T Mobility, cell phones-\$360.36; Autozone, parts, brakes & oil-\$371.18; Linda Carson, prior years service-\$11.00; City of SSC, fuel-\$3,480.55; Dakota County Jail Petty Cash, reimburse for notary-\$30.00; F & M Bank, payment 2016 vehicles-\$4,809.34; Fremont Tire, tire repairs-\$44.00; Jack's Uniforms, uniforms & equipment-\$2,346.91; Old Republic Surety Co, notary bond-\$50.00; Sapp Bros Petroleum, oil-\$2,728.55; Siouxland Federal Credit Union, fuel, meals, fees-\$175.02; TransUnion Risk & Alternative, searches-\$110.30; Tucker's Glass Shop, repairs-\$315.00; US Bank, fuel, training, equipment-\$1,546.63; Verizon, cell phone-\$200.05; Aaron Voss, Law Enforcement equipment-\$689.00; Wilmes Hardware, tool-\$61.96; Woodhouse, oil change-\$140.03; Maggie Cook, transcript fee-\$123.50; Des Moines Stamp Co, stamp-\$36.40; Marco, copier lease-\$223.28; Marco Technologies, printer contract-\$59.58; Nebraska.gov, certified copies-\$4.00; US Bank, certified copies-\$31.71; City of SSC, LEC Share-\$40,315.96; All Traffic Solutions, Law Enforcement equipment-\$26,000.00; Jack's Uniforms, safety equipment-\$1,761.41; Ace/Refrigeration Eng, freezer repairs-\$314.00; Advanced Correctional Healthcare, doctor fees & Rx-\$7,168.38; Associated Fire Protection, repaired sprinkler heads-\$732.00; AT&T Mobility, phones-\$45.66; Bob Barker Co, inmate supplies-\$1,091.00; Cash-Wa Distributing, supplies-\$179.18; City of SSC, fuel-\$173.42; CW Suter Services, exhaust fans-\$2,169.40; Dept of Correctional Serv, safe keeper-\$3,959.28; Dakota County Jail Petty Cash, notary bond fees-\$90.00; Eakes Office Solutions, supplies-\$1,670.96; Gill Hauling Inc., dumpster-\$205.00; GRP, disposal-\$52.00; Jack's Uniforms, uniforms-\$722.45; Long Lines, internet-\$160.00; Marco, copier lease-\$1,327.79; MidAmerican Energy Co, utilities-\$408.87; NPPD, utilities-\$3,512.82; Old Republic Surety Co, notary bond fees-\$150.00; Summit Food Service, food & beverage-Jail-\$22,129.02; Trembly Termite & Pest Control, pest control-\$50.00; Tri-State Communications Inc, 6 new radios-\$4,329.70; US Bank, training, fuel, medical, supp-\$1,127.24; Verizon, cell phone-\$41.06; Wigman Company, supplies-\$87.76; Wilmes Hardware, supplies-\$16.40; Dodge County Clerk, probation quarterly fee-\$13,623.63; City of SSC, fuel-\$54.93; US Bank, Sparklight-\$160.27; Leaf, copier lease-\$103.00; One Office Solutions, copies-\$9.10; US Bank, postage-\$25.75; Verizon, phones-\$81.31; Civil Engineers & Construction, surveying services-\$1,352.50; AT&T Mobility, phones-\$92.50; Availity/Realmed, medical billing-\$125.00; Fund 2504, reimburse for qualtrics share-\$4,990.26; GlaxoSmithKline, Fluarix QIV-\$989.09; McKesson Moore Medical LLC, immunization supplies-\$90.84; NALHD, COVID training-\$5,000.00; One Office Solutions, office furniture-\$3,285.99; ProMed Logistics, courier fees-\$174.85; Sanofi Pasteur, Fluzone HD-\$1,055.00; Stericycle, hazardous waste disposal-\$290.80; Jacqueline Traum, office supplies-\$7.46; US Bank, COVID-language line, supp, website-\$3,215.13; Dr Thomas Wenthe, consulting physician fee-\$250.00; John Gunia, grave markers-\$425.00; Bill Johnston, mileage-\$530.15; One Office Solutions, printer contract-\$20.00; US Bank, meals & lodging-\$344.25; US Bank, law library-\$640.00; All Traffic Solutions Inc, Law Enforcement equipment-\$1,500.00; City of Sioux City, Hazmat agreement-\$1,131.93; DAS State Acct, payroll/acct payable-\$41.60; Dakota City Post Office,

box rent-\$56.00; Digital Ally Inc, law enforcement vehicle equipment-\$335.00; F & M Bank, accts payable service fees 4 months-\$42.44; Fibercomm, phone-\$633.38; Group Resources, Flex plan fees-\$90.00; Helvig Agricultural Services, BOE hearings-\$442.50; Husker Auto Group, 3 2021 Chevrolet Diesel vehicles-\$94,197.00; MercyOne Siouxland, Monthly EAP-\$229.50; MIPS, HR software-\$613.98; Wally Nelsen, Hale Cemetary maintenance-\$1,000.00; Norm Waitt Sr YMCA, membership-\$82.00; Priority Communications, fax line added-\$207.50; Region IV Behavioral Health, quarterly fees-\$5,320.25; Road Improvement Fund 0802, Transfer funds-\$16,243.13; **Road Fund:** Agrivision, parts & tools-\$89.76; American Underground Supply, shop supplies-\$259.45; Bosselman Pump & Pantry, fuel-\$1,496.23; Central Valley Ag, chemicals-\$103.00; F & M Bank, trailer payment-\$13,219.50; Gill Hauling Inc., dumpster-\$70.50; Grossenburg Implement, tractor rental-\$22.39; H2O4U, water-\$8.50; Heavy Metal Repair, parts & labor-\$1,009.87; Walter Heinemann, prior years service-\$25.00; Hydraulic Sales & Svc, parts-\$538.54; J & J's Pronto, fuel-\$59.05; Bob Jacobsen, prior years service-\$17.00; JEO, bridge inspections-\$10,800.00; Scott Jorgenson, clothing-\$100.00; K&K Hubbard Mini Mart, fuel-\$446.43; Lux Bros Trucking, culverts & gravel-\$47,563.92; Matheson, oxy/acetylene-\$390.70; Medical Enterprises, drug testing-\$70.00; Arnie Mellick, prior years service-\$13.00; Midwest Wheel, parts & supplies-\$559.75; Marlan Millard, prior years service-\$15.00; NPPD, electirc-\$46.74; NNTC, telephones-\$190.06; Northeast Power, electricity-\$288.86; North American Truck & Trailer, Parts-\$3,140.78; O'Reilly Auto Parts, parts, supp-\$116.42; Pender Times, publications-\$147.70; RMS, parts-\$376.74; Robertson Imp, oil-\$32.00; Sapp Bros Petroleum, fuel-\$760.00; Siouxland Hydraulics, part-\$93.15; Tri-County Aggregates, gravel-\$5,680.27; Troy's Auto World, labor-\$278.57; US Bank, parts-\$251.56; Verizon, cell phone-\$100.16; Village of Emerson, utilities-\$38.55; Warren Oil, fuel-\$961.00; Wilmes Hardware, supplies-\$28.34; Ziegler's, parts & supplies-\$4,328.31; **Road Improvement:** JEO, K Burcham Bridge-\$10,663.13; Veenstra & Kimm, Old Sawmill Road Paving design-\$5,580.00; **Visitor Promo:** SSC Chamber of Commerce, visitor promo-\$15,074.25; **P & M Fund:** MIPS, monthly software-\$411.84; MIS, computer lease-\$245.00; **Insurance Fund:** Internal Revenue Service, PCORI fees-\$278.62; **Drug Enforcement Fund:** Cash Advance, Drug enforcement-\$100.00; **Health Dept Grant:** Electical Engineering & Equipment, generator service-\$641.29; US Bank, sparklight-\$160.21; **Minority Health Grant:** Verizon, cell phone-\$96.37; **Juvenile Grant:** Language Line Services, interpretation services-\$135.81; **911 Monies:** City of SSC, 3rd quarter-\$10,944.06; **Public Safety:** Fund 7850 RFD Sales Tax, Rural Fire Dept collection-\$28,763.51.

Discussion was had regarding pay increase requests for County Attorney employees Schmidt and Lozano. Commissioner Rohde felt the elected official can spend their budget how they wish. Ed Matney spoke to the Chief Deputy Attorney's longevity as a county asset for the county, law enforcement and victims and that the increase requested was very modest. Also, the County Attorney's office lost their last legal secretary to a private firm because of low wages. He also stated the deputies in the County Attorney's office act as coroner. Mr. Matney felt his donation/private-public partnership to the County would cover the requested pay increases. Mr. Matney thought it was contrary to law for the Board to meddle in wages for the staff that the duly elected official supervises. Commissioner Gill felt she would like to review the standards appropriate for the county attorney's office and how it functions. She would like to compare Dakota to other like counties. Commissioner Albenesius was concerned what the cost would be if all employees would receive like increases. Acting Chair Gill moved, seconded by Commissioner Albenesius, to approve the payroll claims for October 4 - 17, 2020, excepting to not approve the increases requested by the County Attorney's office until review. ROLL CALL VOTE: Albenesius- yes, Gill- yes, Rohde- no. MOTION CARRIED.

**Payroll: General Fund Employer:** Gross Salaries-\$159,976.15; Net Pay-\$113,348.92; Total Retirement-\$10,945.27; Total FICA-\$11,895.36; Health Plan-\$33,972.00; Dental Plan-\$1,165.25; Life Insurance-\$214.60; 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-\$1,553.31; Leticia Vargas-\$1,321.60; Joan Spencer-\$2,191.68; Kathy Abbe-\$1,186.40; Maria Garcia-\$1,000.01; Stephanie Gatzemeyer-\$1,540.13; Robert Giese-\$2,191.68; Jalissa Hattig-\$1,186.40; Brenda Landaverde-\$1,048.01; Samantha Mitchell-\$1,048.00; Debera Benton-\$1,160.00; Christy Abts-\$1,600.80; Melissa Collins-\$1,100.80; Jeffrey Curry-\$2,191.68; Courtney Lane-\$1,100.80; Joseph O'Neil-\$265.30; Phyllis Obermeyer-\$2,191.68; Katherine Wiltgen-\$1,508.97; Louvontree Hunter-\$2,690.97; Debra Jensen-\$1,532.80; Karen Jimenez-\$1,208.00; Kevin Hansen-\$2,064.87; Tammy Dunn Peterson-\$1,222.85; Shaun Bird-\$1,246.80; Sergio Castillo-\$2,792.65; Timothy Decker-\$2,387.41; Brian Ellinger-\$2,264.00; Brian Fernau-\$2,171.40; Tyler Fulkerth-\$2,559.43; Brent Gilster-\$2,489.64; Martin Guerrero-\$2,144.07; Richard Hansen-\$2,556.05; Melvin Harrison III-\$2,271.18; Jason James-\$2,209.46; Douglas Johnson-\$2,319.42; Kimberly Johnson-\$705.15; Jared Junge-\$2,222.40; Christopher Kleinberg-\$2,390.83; Kevin Rohde-\$2,153.60; Mardi Schnee-\$1,088.80; Ryne Sell-\$0.00; Penny Wendte-\$2,244.94; Codi Jones-\$896.00; Katie Lehmann-\$1,332.00; Sheyanne Lozano-\$1,170.40; Edward Matney-\$1,923.08; Debra Schmiedt-\$3,295.38; Kimberly Watson-\$3,422.08; Melinda Wicks-\$2,500.00; Jacob Acero-\$2,165.34; Angelica Antonio-\$1,534.34; Zachery Bickett-\$1,533.84; Shaun Bird-\$471.84; Rebecca Broer-\$1,730.87; Kacie Brown-\$1,759.90; Elisabet DeRoin-\$1,661.27; Jesse Doelle-\$1,572.80; Jon Enstrom-\$1,649.40; Jonathan Gray-\$1,698.48; Kara Groetken-\$1,711.08; Todd Hammer-\$2,236.29; Alexa Hansen-\$1,358.28; Adam Hough-\$1,783.34; Victor Huerta-\$388.08; Brenda Irwin-\$1,703.14; Hunter Jones-\$1,708.48; Brady Mathis-\$1,358.80; Skyler Miner-\$1,358.28; Mark Nelson-\$1,763.59; Gregory Nyhof-\$1,801.01; Kimberly Peterson-\$1,705.16; Jorge Reyes-\$1,349.28; Darius Richardson Barnes-\$1,358.28; Michele Rohde-\$1,366.66; Rebecca Schoep-\$1,437.88; Jennifer Svendsen-\$2,141.63; Taylor Tadlock-\$1,680.93; Danielle Thibodeau-\$1,745.67; Anthony Von Haden-\$1,081.14; Randall Walsh-\$2,319.48; Deanna Hagberg-\$1,938.00; Jolene Gubbels-\$1,388.00; Fred Kellogg-\$375.00; Matthew Roost-\$296.30; Jana Adam-\$1,237.50; Yvette Aldana-\$1,377.50; Jennifer Ankerstjerne-\$483.56; Erica Brodersen-\$1,273.00; Shay Gillaspie-\$1,029.50; Theresa Grove-\$2,132.16; Natasha Ritchison-\$2,232.00; Yesica Saldana Cisneros-\$1,539.31; Jacqueline Traum-\$1,229.25; Willard Johnston-\$2,016.66; **General Fund Employee:** Federal Tax-\$12,540.29; State Tax-\$5,774.87; Soc Sec-\$9,640.65; Medicare-\$2,254.71; Extra Fit-\$849.00; Extra Sit-\$155.00; Retirement-\$7,435.08; Health Plan-\$1,850.00; Dental Plan-\$525.00; Colonial Health-\$264.48; Sheriff Union

Dues-\$405.00; Colonial Life/Disability-\$81.75; Deferred Comp-\$2,130.00; Garnishments-\$791.07; Flex Plan Medical-\$1,072.74; Flex Plan Dependent Care-\$208.33; VSP Vision-\$529.25; Legal Shield-\$69.29; Liberty Nat'l-\$50.72; Liberty Nat'l-\$0.00; **Road Fund Employer:** Gross Salaries-\$17,787.81; Net Pay-\$12,513.61; Retirement-\$1,200.72; Total FICA-\$1,333.28; Health Plan-\$4,917.00; Dental Plan-\$162.25; Life Insurance-\$27.16; Brent Byroad-\$1,659.20; Kevin Chambers-\$1,567.20; Ryan Chambers-\$1,567.20; Robert Hacker-\$1,579.20; Scott Jorgenson-\$1,555.20; Fred Kellogg-\$2,067.81; David Kneiff-\$1,567.20; Kimon Litras-\$1,615.20; Dean Pallas-\$1,579.20; Tyler Pallas-\$1,475.20; Matthew Roost-\$1,555.20; **Road Fund Employee:** Federal Tax-\$1,481.67; State Tax-\$641.78; FICA-\$1,080.56; Medicare-\$252.72; Extra Fit-\$150.00; Retirement-\$800.41; 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-\$16.57; **Health Planning Grant Employer:** Gross Salaries-\$791.48; Net Pay-\$588.49; Retirement-\$53.42; Total FICA-\$57.78; Health Plan-\$447.00; Dental Plan-\$14.75; Life Insurance-\$2.55; Jennifer Ankerstjerne-\$791.48; **Health Planning Grant Employee:** Federal Tax-\$34.66; State Tax-\$16.79; FICA-\$46.83; Medicare-\$10.95; Extra Sit-\$5.00; Retirement-\$35.62; Dental Plan-\$21.00; VSP Vision-\$15.19; Legal Shield-\$16.95; **Juvenile Services Aid Employer:** Gross Salaries-\$1,207.80; Net Pay-\$670.85; Retirement-\$81.53; Total FICA-\$64.01; Health Plan-\$447.00; Dental Plan-\$14.75; Life Insurance-\$2.55; Sarah Anderson Deck-\$1,207.80; **Juvenile Services Aid Employee:** Federal Tax-\$32.48; State Tax-\$15.11; FICA-\$51.88; Medicare-\$12.13; Retirement-\$54.35; Health Plan-\$350.00; Dental Plan-\$21.00.

Acting Chair Gill opened the bids for a Third Party Administrator (TPA) to administer health insurance claims processing for Dakota County employees. The bids received were from Mid-American Benefits and Group Resources. The bids were not read. Acting Chair Gill moved, seconded by Commissioner Rohde, to have the Health Insurance Committee review the bids and bring back to the November 2<sup>nd</sup> board meeting to award. ROLL CALL VOTE: Albenesius- yes, Gill- yes, Hohenstein- absent, Gomez- absent, Rohde- yes. UNANIMOUS MOTION CARRIED.

Fred Kellogg, Highway Superintendent, opened the bids for the Ponderosa Lane overly project: (1) Barclay Asphalt-\$34,750.00; (2) Knife River Midwest LLC- \$35,240.66. Commissioner Rohde moved, seconded by Acting Chair Gill, to award the Ponderosa overlay bid to Barclay Asphalt as low bidder for \$34,750.00. ROLL CALL VOTE: Gill- yes, Hohenstein- absent, Gomez- absent, Rohde- yes, Albenesius- yes. UNANIMOUS MOTION CARRIED.

Jeff Curry, Assessor, wanted to let the Board know that he will be moving out of county which will then not allow him to hold an elected office in the county. He stated Deputy Christy Abst has 20 plus years of experience and is very qualified and capable to be appointed to the office. The current office staff are also currently taking the Assessor certification testing. Mr. Curry stated he would send an official letter of resignation and the agenda item to accept the letter and appoint Ms. Abts will be put on the November 2<sup>nd</sup> agenda.

Fred Kellogg, Highway Superintendent, presented the Road Report for October 4-17, 2020. Total road maintenance- 305.5 hours; tree/debris removal- 75 hours; bridge maintenance- 30 hours; magnet- 2 hours; gravel hauling- 20 hours; tons of gravel hauled- 209.25; sign repair/barricading- 15 hours. Grading concern for Grant Avenue. Commissioner Albenesius asked for the status of repair on the Kenny Burcham bridge.

Commissioner Rohde moved, seconded by Commissioner Albenesius, to approve Change Order No. 1 [project Dakota County Jackson Bank Stabilization C002221710 for additional earthwork for the cost of \$4,320.00]. ROLL CALL VOTE: Rohde- yes, Albenesius- yes, Gill- yes, Hohenstein- absent, Gomez- yes. UNANIMOUS MOTION CARRIED.

Sheriff Kleinberg presented the Jail Report for September.

**September (Average per day):**

County Inmates	Federal Inmates	Juveniles	Total-In-House
61	37	0	98

**2020 Calendar (Average per day):**

County Inmates	Federal Inmates	Juveniles	Total-In-House
56	35	0.12	91

**2020-2021 Fiscal (Average per day):**

County Inmates	Federal Inmates	Juveniles	Total-In-House
57	37	0	94

**Federal Income**

September Marshal:	\$72,788.50	Fiscal Marshals:	\$220,666.48
September ICE:	1,819.60	Fiscal ICE:	6,075.13
September OMMS/SDMS:	195.00	Fiscal BIA/OMMS:	195.00
September Federal:	\$74,803.10	Fiscal Federal:	\$226,936.61

**2020 Calendar Federal: \$644,111.08**

**September County Contracts: \$738.00**      **2019-20 Fiscal County Contracts: \$4,038.00**

**June Phone/Commissary Commission: \$9,480.88**

**Cost Per Inmate Per Day 2020:**

<u>Jan</u>	<u>Feb</u>	<u>Mar</u>	<u>Apr</u>	<u>May</u>	<u>Jun</u>	<u>Jul</u>	<u>Aug</u>	<u>Sept</u>	<u>Oct</u>	<u>Nov</u>	<u>Dec</u>
99.65	88.46	\$73.25	69.66	69.33	81.69	94.08	65.94	60.62			

The jail spent \$181,333.29 for the month of September—24% of yearly budget and 1% under fiscal year budget. The jail spent \$35,965.21 less than allotted for September which was 16.5% under budget for the month. The jail spent 27% of their budget in September, 2019.

<u>September Bookings:</u>			
DCSO:	18	DAKOTA COUNTY:	42
SSCPD:	35	OTHER NE:	18
NSP:	8	SIOUX CITY:	26
COURT/SELF:	21	OTHER IA:	10
FED:	22	OTHER STATES:	8
OTHER:	<u>2</u>	HOMELESS:	<u>2</u>
TOTAL:	<u>106</u>	TOTAL:	<u>106</u>

Fred Kellogg, Highway Superintendent, presented the written road study for the vacation or abandonment of 240<sup>th</sup> Street:

TO: Dakota County Board of Commissioners  
 RE: Results of study for vacating 240<sup>th</sup> Street located and described as follows:  
*240<sup>th</sup> Street, from Odell Avenue east to O Avenue. Section 8 & 17, Township 27 North, Range 6 East, Dakota County, Nebraska.*

As directed by the Dakota County Board of Commissioners on October 5, 2020, I have inspected the aforementioned road being considered for vacation and my findings are as follows:

The portion of road that the County desires to vacate is a minimum maintenance road. Construction of a flood control structure will flood the water over the roadway making the roadway impassible. Said public road is not used by the public and is of no value to the public, and it therefore serves no purpose for it to remain open to the public.

By vacating the aforementioned road, liability can and will be reduced for the county.

It does not appear that vacating said road will land lock any landowners in the section. My recommendation, after performing a study on the aforementioned road, is to vacate the road and relinquish the right-of- way back to the adjacent landowners as long as all land owners are in agreement.

Submitted,  
 Fred Kellogg  
 Dakota County Highway Superintendent

Commissioner Rohde moved, seconded by Commissioner Albenesius, to approve Resolution 20C-025 to set date and time for public hearing to vacate or abandon a public road—240<sup>th</sup> Street portion running east to west from O Avenue to O’Dell Avenue. ROLL CALL VOTE: Albenesius- yes, Gill- yes, Hohenstein- absent, Gomez- absent, Rohde- yes. UNANIMOUS MOTION CARRIED.

RESOLUTION 20C-025  
 A RESOLUTION TO SET DATE AND TIME FOR PUBLIC HEARING  
 TO VACATE OR ABANDON A PUBLIC ROAD

WHEREAS, Sec. 39-1722 Nebr. R.R.S., 1943, makes provisions for a county Board of Commissioners as to the vacation or abandonment of public roads in its county; and

WHEREAS, a clear and unambiguous description of the road to be relocated, vacated or abandoned, is as follows, to-wit:

240<sup>th</sup> Street county road (minimum maintenance) running east and west between O Avenue and O’Dell Avenue in East ½ Sections 8 & 17, Township 27N, Range 7E in Dakota County, Nebraska

WHEREAS, by action of the Dakota County Board of Commissioners on October 5, 2020, Dakota County Highway Superintendent Fred Kellogg was directed to perform a study and report to the Board as provided by the laws of the State of Nebraska; and,

WHEREAS on October 19, 2020, Mr. Kellogg submitted a written report with the following findings and recommends to close the road for use by Papio-Missouri River Natural Resource District’s project to construct a flood control structure currently known as P-J12A which will cause water to flood the roadway making it impassible.

1. Construction of a flood control structure known currently as P-J12A will flood water over the roadway making the roadway impassible.
2. Said public road is not used by the public and is of no value to the public, and it therefore serves no purpose for it to remain open to the public.
3. The board cannot foresee any reason that the said road would have to be reopened in the future if it were vacated or abandoned.

NOW THEREFORE, BE IT RESOLVED, by the Dakota County Board of Commissioners, that the matter of vacation or abandonment of said road shall be advertised for three consecutive weeks and set for public hearing on November 16, 2020, at 1:05 p.m. in the Dakota County Commissioners Board meeting room, Dakota City, Nebraska.

Resolved this 19<sup>th</sup> day of October, 2020.

Natasha Ritchison, Health Department Director, presented her Quarterly Report to the Board:

The Board of Health will meet October 22,2020. The COVID funds were initially approved through the state of Nebraska, have switched to Federal Assistance. Because of the changes, our department recently underwent an audit from Deloitte, we await a response.

**GRANT UPDATES**

- ❖ **Preparedness/Bioterrorism-** This year DCHD will receive \$60,025.00 in grant funds, to be expended throughout the budget year.
- ❖ **Public Health Accreditation Grant (PHAB)-** We continue to work toward our PHAB accreditation. Over the next several months we will work on creating and sustaining a Quality Improvement Committee within the Health Department. Our Quality Improvement plan is in the final stages of revision and will be presented to the BOH for approval when completed.
- ❖ **Lead-** Supplemental Grant pending for supplemental funds for testing water sources in local schools and childcare providers for lead. We are starting to reach out to the schools to offer education on collection.
- ❖ **Immunization Clinic-** We continue to offer immunizations to the public. This flu season we are able to offer the flu shot to all adults and children. We will be holding 7 mass vaccination clinics in the community to reach individuals that fit the high-risk category. As part of this grant, we will also be educating the public on COVID-19 via flyers and handouts.
- ❖ **West Nile Virus-** WNV season has ended for this year. No major issues with mosquitos within Dakota County.
- ❖ **Making Connections-** scheduled monthly calls have been put on hold across the board due to COVID-19.
- ❖ **Opioid-** We continue to develop partner relationships throughout Dakota County.
- ❖ **Living Well-**awaiting training to be offered for additional staff to be certified. Our MHI program is offering this class in Spanish and English for our Diabetes Academy Participants.
- ❖ **Minority Health-** The Diabetes Academy is in full operation. We receive referrals with SCHC for those individuals that fit the criteria for our support. The DCHD CHW's continue to find ways around the current pandemic to support the participants.
- ❖ **Radon-** Services will be starting soon.
- ❖ **Surveillance (COVID-19)-** 687\_ total positive tests since July 1, 2020 through October 12, 2020. We have a total of 2421 positive tests as of 10/12/2020
- ❖ **MCH Grant-** we will be moving forward, Some items will be repeated due to COVID response. We continue to have difficulty reaching any of the parents that expressed interest.

Annual report for immunization was conducted and we vaccinated 135 children with 377 vaccinations. We immunized 3 adults with 4 vaccinations.

DCHD has expanded their workspace as new positions have been added. We have recently received a subaward of up to \$240,000 to support two employees (2 years) plus benefits for contact tracing for COVID. These positions allow us to utilize the employees as HD support when COVID cases are decreased.

Acting Chair Gill moved, seconded by Commissioner Rohde, to approve the Surplus Report for Sheriff Radar Speed trailer. ROLL CALL VOTE: Rohde- yes, Albenesius- yes, Gill- yes, Hohenstein- absent, Gomez- absent. UNANIMOUS MOTION CARRIED.

Dakota County Surplus Sale			
Date of Sale: 9/24/2020			
Office	Item	Purchased by:	Paid
Sheriff	Decatur Elec. Radar Speed Trlr	Dixon Co. Sheriff, Ponca	750.00
		City of Ponca, Ponca NE	750.00
		TOTAL General Fund	1,500.00

Applications received for the Planning & Zoning Commission and Zoning Board of Adjustments were discussed.

Commissioner Rohde moved, seconded by Acting Chair Gill, to appoint Timothy Decker to fill the term of Warren Hoelsing in the geographical area of rural Jackson for the term of October 20, 2020, to February 16, 2021 on the Planning & Zoning board. ROLL CALL VOTE: Rohde- yes, Albenesius- yes, Gill- yes, Hohenstein- absent, Gomez- absent. UNANIMOUS MOTION CARRIED.

Acting Chair Gill moved, seconded by Commissioner Rohde, to appoint Deb Green as a member of the Zoning Board of Adjustments (3-year term). ROLL CALL VOTE: Albenesius- yes, Gill- yes, Hohenstein- absent, Gomez- absent, Rohde- yes. UNANIMOUS MOTION CARRIED.

It was noted that there is still a vacancy on the Zoning Board of Adjustments and to make inquiry if other applicant was interested and put on the next agenda for appointment.

Commissioner Committee Reports: Commissioner Gill attended the groundbreaking event to start on the second mixed use building at 2700 Flatwater Crossing. No mail or emergency business.



Acting Chair Gill adjourned the Board of Commissioners meeting of October 19, 2020, at 2:34 p.m.

Dakota County Board of Commissioners

\_\_\_\_\_  
Janet Gill, Acting Chair      Date signed

\_\_\_\_\_  
Joan Spencer, County Clerk/Secretary      Date