

Dakota County Board of Commissioners
Monday, February 22, 2022 - 3:00 p.m.
County Board Meeting Room, First Floor
Dakota County Courthouse, Dakota City, Nebraska

Vice-Chair Launsby called the meeting to order at 3:00 p.m. with the Pledge of Allegiance. Present at Roll Call: Love, Gill, Albenesius, Launsby. Absent: Giese. Also present was Kim Watson, County Attorney and Joan Spencer, County Clerk, acting as Board Secretary. The location of the Open Meetings Act was noted.

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 meeting minutes – February 7, 2022
 - b. Approval of payroll claims for February 6 - 19, 2022
 - c. Approval of accounts payable claims
 - d. Approval of Officials Reports- Register of Deeds, County Clerk and Clerk of District Court
 - e. Approval of Chair to sign Certificate of Cost Allocation Plan for Clerk of District Court with Maximus Consulting Services to compute Child Support cost recovery for Dakota County.
3. NEW BUSINESS
 - a. Brian Mahlendorf, The Weitz Company, requesting clarification of his role and the status of moving the Phase 2 construction project forward. Board to approve or not approve pursuing a new Agreement with The Weitz Company.
4. MISCELLANEOUS
 - a. Jolene Gubbels, Highway Superintendent – Road Report
 - b. Sheriff Kleinberg – Jail Report
 - c. Brenda Sale, Extension Associate, University of Nebraska-Lincoln Northeast District, presentation on the Voices for Food grant-funded project working to eliminate hunger in Dakota County.
 - d. Carol Larvick, Extension Educator, University of Nebraska, presenting to the Board local Extension programming and 2021-22 financial summaries. §2-1606
 - e. Mike Weinberg, business agent for Sheriff FOP Lodge 49, regarding the Washington County 17 CIR 114 (2011) union contract negotiation Case No. 1247 and how he feels it applies to Dakota County regarding the 2021 union contract negotiations.
 - f. Approve renewal of the EAP (Employee Assistance Program) contract for services between Dakota County and Mercy Business Health effective March 1, 2021, to March 1, 2022.
 - g. Approve Chair to sign Agreement between Dakota County and Ten Point Construction Co. Inc. for completion of all work as specified for North Bluff Road Repairs 2022 per bid awarded for Section C in the amount of \$27,095.00.
 - h. Approve Chair to sign correspondence to .Gov Domain Registration to obtain and maintain “dakotacountyne.gov.”
 - i. Approve project/s with monies from the American Rescue Plan Act (ARPA) relief funding.
 - Approve employee criteria/qualification and dollar amount for county employee premium pay
5. COMMISSIONER COMMITTEE REPORTS
6. MAIL AND/OR EMERGENCY BUSINESS
 - a. Joe O'Neill, Planning & Zoning Director, submitted Letter of Resignation
7. ADJOURNMENT

Commissioner Love moved, seconded by Vice-Chair Launsby, to excuse Chair Giese from today's meeting. ROLL CALL VOTE: Love- yes, Gill- yes, Albenesius- yes, Launsby- yes. UNANIMOUS MOTION CARRIED.

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

Vice-Chair Launsby called for approval of the consent agenda—(a) approval of the February 7, 2022, minutes; (b) approval of payroll claims for hours worked February 6-19, 2022; (c) approval of accounts payable claims; (d) approval of Officials Reports—Register of Deeds, County Clerk and Clerk of District Court; (e) approval of chair to sign Certificate of Cost Allocation Plan for Clerk of District Court with Maximus Consulting Services to compute Child Support cost recovery

for Dakota County. Commissioner Gill moved, seconded by Commissioner Albenesius, to approve the consent agenda items. ROLL CALL VOTE: Gill- yes, Albenesius- yes, Launsby- yes, Giese- absent, Love- yes. UNANIMOUS MOTION CARRIED.

Payroll – General Fund Employer: Gross Salaries-\$165,001.82; Net Pay-\$117,730.41; Total Retirement-\$11,412.62; Total FICA-\$12,254.33; Health Plan-\$36,207.00; Dental Plan-\$1,194.75; Life Insurance-\$ 207.97; Larry Albenesius-\$1,152.39; Robert Giese-\$1,198.54; Janet Gill-\$1,152.39; Troy Launsby-\$ 952.39; Scott Love-\$1,152.39; Cherie Conley-\$1,776.00; Robin Hansen-\$1,280.00; Joan Spencer-\$2,367.92; Kathy Abbe-\$1,360.24; Dawn Bousquet-\$2,367.92; Maria Garcia-\$1,141.20; Stephanie Gatzemeyer-\$1,656.91; Jalissa Hattig-\$1,325.27; Brenda Landaverde-\$1,245.61; Samantha Mitchell-\$1,243.40; Debera Benton-\$1,320.00; Christy Abts-\$2,367.92; Melissa Collins-\$1,388.80; Joseph O'Neil-\$ 285.26; Karen Jimenez-\$1,569.60; Katherine Wiltgen-\$2,367.92; Louvontree Hunter-\$2,907.37; Debra Jensen-\$1,614.40; Casandra Pedroza-\$1,240.00; Kevin Hansen-\$2,013.75; Tammy Dunn Peterson-\$2,016.17; Shaun Bird-\$ 118.60; Sergio Castillo-\$2,275.04; Timothy Decker-\$2,507.65; Brian Ellinger-\$2,364.80; Penny Epting-\$2,648.94; Brian Fernau-\$2,248.95; Tyler Fulkerth-\$2,093.85; Brent Gilster-\$2,259.92; Martin Guerrero-\$2,180.80; Melvin Harrison III-\$2,991.60; Jason James-\$2,232.36; Douglas Johnson-\$2,412.78; Kimberly Johnson-\$ 232.26; Jared Junge-\$2,354.22; Christopher Kleinberg-\$2,583.09; Kevin Rohde-\$2,272.22; Mardi Schnee-\$1,121.60; Ryne Sell-\$ 85.00; Sarah Hammond-\$2,178.85; Shantel Krull-\$ 988.80; Debra Schmiedt-\$10,430.25; Kimberly Watson-\$3,697.27; Emma Wiebelhaus-\$1,236.00; Jacob Acero-\$1,794.15; Angelica Antonio Flores-\$1,572.48; Shaelee Barreras-\$ 58.63; Rebecca Broer-\$1,845.35; Kacie Brown-\$1,740.00; Ricardo Chavez-\$1,537.80; Lacey Clark-\$1,593.48; Leonardo Davalos-\$ 442.80; Alexander DeLeon-\$1,597.68; Elisabet DeRoin-\$1,829.12; Jesse Doelle-\$1,664.00; Lynn Fleming-\$1,528.80; Jonathan Gray-\$1,799.48; Sara Gritten-\$1,572.48; Kara Groetken-\$1,812.34; Todd Hammer-\$2,167.61; Adam Hough-\$1,764.98; Brenda Irwin-\$1,811.22; Brandon Long-\$1,549.80; Jose Magana-\$1,549.80; Jacob McCollum-\$1,528.80; Skyler Miner-\$1,864.62; Keaton Mueller-\$1,549.80; Mark Nelson-\$1,907.00; Gregory Nyhof-\$1,806.00; Zoey Olson-\$1,549.80; Kimberly Peterson-\$1,747.20; Michele Rohde-\$1,456.00; Jonathan Romo-Rodriguez-\$1,549.90; Rebecca Schoep-\$1,590.48; Jennifer Svendsen-\$2,425.78; Estrella Vazquez-\$1,546.80; Randall Walsh-\$2,412.84; Deanna Hagberg-\$2,020.14; Jolene Gubbels-\$2,309.20; Matthew Roost-\$ 273.26; Jana Adam-\$1,376.60; Yvette Aldana-\$1,565.60; Theresa Grove-\$2,269.23; Raquel Jimenez-\$1,521.00; Courtney Swick-\$1,578.50; Jacqueline Traum-\$1,297.80; Ruth Gillaspie-\$ 560.00; Willard Johnston-\$2,084.86. **General Fund Employee:** Federal Tax-\$12,863.36; State Tax-\$6,072.87; Soc Sec-\$9,931.63; Medicare-\$2,322.70; Extra Fit-\$ 911.00; Extra Sit-\$ 140.00; Retirement-\$7,735.87; Health Plan-\$2,350.00; Dental Plan-\$ 483.00; Colonial Health-\$ 264.48; Sheriff Union Dues-\$ 405.00; Colonial Life/Disability-\$ 54.00; Deferred Comp-\$ 745.00; Garnishments-\$1,159.38; Flex Plan Medical-\$1,062.41; VSP Vision Prem-\$ 479.13; Legal Shield-\$ 112.14; Liberty Nat'l Pretax-\$ 111.65; VSP Vision Base-\$ 67.79; **Road Fund Employer:** Gross Salaries-\$18,123.16; Net Pay-\$12,230.72; Retirement-\$1,223.34; Total FICA-\$1,309.63; Health Plan-\$4,917.00; Dental Plan-\$ 162.25; Life Insurance-\$ 27.16; Brent Byroad-\$1,923.20; Ryan Chambers-\$1,613.60; Robert Hacker-\$1,625.60; Lance Jacobsen-\$1,601.60; David Kneifl-\$1,613.60; Kimon Litras-\$1,741.60; Dean Pallas-\$1,625.60; Tyler Pallas-\$1,601.60; Logan Rohde-\$1,601.60; Matthew Roost-\$1,613.60; Jared Vedral-\$1,561.56; **Road Fund Employee:** Federal Tax-\$1,305.27; State Tax-\$ 602.05; FICA-\$1,061.40; Medicare-\$ 248.23; Retirement-\$ 815.52; Health Plan-\$ 750.00; Dental Plan-\$ 105.00; Colonial Health-\$ 38.23; Garnishments-\$ 624.01; Road Union Dues-\$ 150.00; Legal Shield-\$ 32.40; Liberty National PreTax-\$ 116.95; Liberty National- \$4.77; VSP Vision Base-\$ 38.61; **Health Planning Grant Employer:** Gross Salaries-\$1,577.60; Net Pay-\$1,132.55; Retirement-\$ 106.49; Total FICA-\$ 110.23; Health Plan-\$ 447.00; Dental Plan-\$14.75; Life Insurance-\$2.55; Jennifer Ankerstjerne-\$1,577.60; **Health Planning Grant Employee:** Federal Tax-\$70.46; State Tax-\$ 34.76; FICA-\$ 89.34; Medicare-\$ 20.89; Extra Sit-\$ 5.00; Retirement-\$70.99; Dental Plan-\$21.00; Flex Plan Medical-\$ 100.00; VSP Vision-\$15.66; Legal Shield-\$16.95; **Health Program Grant Employer:** Gross Salaries-\$1,559.69; Net Pay-\$1,212.89; Retirement-\$ 105.28; Total FICA-\$117.34; Health Plan-\$ 447.00; Dental Plan-\$14.75; Life Insurance-\$ 2.55; Yesica Saldana Cisneros-\$1,559.69; **Health Program Grant Employee:** Federal Tax-\$ 88.12; State Tax-\$ 5.26; FICA-\$ 95.10; Medicare-\$ 22.24; Retirement-\$ 70.19; Dental Plan-\$ 21.00; VSP Vision-\$ 4.89; **Juvenile Services Aid Employer:** Gross Salaries-\$1,252.80; Net Pay-\$ 709.17; Retirement-\$ 84.56; Total FICA-\$ 67.46; Health Plan-\$447.00; Dental Plan-\$14.75; Life Insurance-\$ 2.55; Sarah Anderson Deck-\$1,252.80; **Juvenile Services Aid Employee:** Federal Tax-\$32.54; State Tax-\$16.25; FICA-\$ 54.67; Medicare-\$12.79; Retirement-\$56.38; Health Plan-\$350.00; Dental Plan-\$21.00.

Accounts Payable: General Fund: Robert Giese, mileage, meal, lodging-\$400.79; Pender Times, publications-\$369.61; Leaf, copier lease-\$151.69; NACO, District Meeting-\$30.00; One Office Solutions, batteries-\$27.49; Pender Times, publications-\$61.36; DAS State Acct, state software-\$52.00; Dakota County Treasurer, correct reconciliation errors-\$4,495.53; Stephanie Gatzemeyer, notary renewal reimbursement-\$30.00; MIPS, monthly software-\$949.81; One Office Solutions, office supplies & printer ink-\$1,494.95; Pender Times, publications-\$440.00; US Bank, notary fee-\$122.86; Irene VanLent, prior years service-\$16.00; Margie Rahn, prior years service-\$12.00; Melissa Collins, assessors tests-\$75.00; IAAO, membership-\$225.00; Innovative Appraisal Services, contractual services-\$2,945.00; Leaf, copier lease-\$147.82; One Office Solutions, office supplies-\$79.61; Stanard Appraisal Services, contractual services-\$3,410.00; Madelyn Thorsland, prior years service-\$10.00; US Bank, postage-\$14.85; Mundo Latino Newspaper, publications-\$280.00; Pender Times, publications-\$297.00; RTI, monthly support & licenses-\$4,345.75; US Bank, domaine name & domaine fee-\$6.95; District Court, deposit slips-\$64.82; Leaf, copier lease-\$100.14; MIPS, scanning-\$133.00; One Office Solutions, copier lease-\$102.58; Des Moines Stamp Co, date stamps-\$180.82; Marco, copier lease-\$713.01; Microfilm Imaging, scanning-\$177.00; US Bank, dues, renewals, office supp-\$40.00; Perla Alarcon-Flory, interpreter-\$100.00; Leaf, copier lease-\$130.00; One Office Solutions, copier lease & supplies-\$67.44; Thomson Rueters-West, NE Court Rules-\$838.00; US Bank, dues-\$98.00; Ronald J Albin, crt appt atty fees-\$9,642.67; Jane Andersen, mental health hearing-

\$201.52; Maggie Cook, mental health hearing court reporter-\$210.84; Crary Huff Atty, crt appt atty fees-\$446.50; Dakota County Court, court costs-\$2,712.64; Dakota County District Court, court costs-\$961.00; Dakota County Sheriff, papers & warrants-\$1,574.14; Kate Jorgensen, crt appt atty fees-\$2,097.32; Madison County District Court, mental health hearing-\$100.00; Madison County Sheriff, service fees-\$12.46; Stuart Mills, crt appt atty fees-\$806.25; Douglas Roehrich, crt appt atty fees-\$893.00; Robyn Watchorn Newbrey, mental health hearing-\$201.52; City of Dakota City, utilities-\$211.15; Eakes Office Solutions, janitorial supplies-\$448.14; Gill Hauling Inc., dumpster-\$101.65; G&R Controls, switch & software-\$405.00; Midwest Alarm Co, fire alarm system inspection-\$610.08; MidAmerican Energy, utilities-\$1,669.93; NPPD, utilities-\$1,383.52; Trembly, pest control-\$110.00; US Bank, membership & bldg supp-\$170.68; Verizon, cell phone-\$42.84; Wilmes Hardware, building & ground material-\$42.91; Angela Abts, mileage-\$218.79; Leaf, copier lease-\$100.48; NACEB, legislative day-\$150.00; One Office Solutions, copier maintenance-\$135.75; Papio-Missouri NRD, monthly rent-\$600.00; AT & T Mobility, cell phones-\$474.50; Axon Enterprises, taser batteries-\$237.69; Ben Fish Tire, tires-\$760.00; Billion GMC, oil changes & brakes-\$364.58; Linda Carson, prior years service-\$11.00; City of SSC, fuel-\$4,773.85; Consolidated Management, training-\$359.78; Dakota Food & Fuel, fuel-\$137.87; DAS State Acct, state wide radio annual fee-\$176.00; Farmers Bank & Trust, 2018 vehicles payment-\$4,007.42; Farmers Bank & Trust, 2021 vehicles payment-\$8,663.84; Fremont Tire, tire repairs-\$332.00; Husker Auto Group, 2022 Chevrolet pickup-\$22,699.00; Jack's Uniforms, uniforms & equipment-\$2,463.05; Chris Kleinberg, inmate meal-\$13.88; McArthur Sheet Metal, winch bracket-\$345.00; N.L.E.T.C, basic training fees-\$175.00; Greg Nyhof, mileage-\$210.60; Siouxland Federal Credit Union, fuel-\$373.87; Team Trouble Chaser Graphics, letter new vehicle-\$350.00; TransUnion Risk & Alternative, searches-\$120.00; Uline, key cabinet-\$228.47; US Bank, training, fuel, LE supplies, vehicle repair-\$2,865.45; Wilmes Hardware, misc supplies-\$86.60; AT&T Mobility, cell phones-\$85.50; Madison County Sheriff, subpoena fees-\$18.50; Marcia Mahon, deposition-\$38.50; Marco, copier lease-\$223.28; Marco Technologies, printer contract-\$62.06; Nebraska.gov, certified histories-\$8.00; US Bank, handbooks and supplies-\$170.65; City of South Sioux City, LEC Share & communications upgrade-\$41,830.54; Ace/Refrigeration Eng, freezer repairs-\$449.84; Advanced Correctional Healthcare, doctor fees & Rx-\$8,980.36; Ameri-Tech Industrial Inc, new washer & dryer-\$22,597.04; AT&T Mobility, phones-\$93.64; Autozone, van oil-\$88.17; Bob Barker, inmate supplies-\$687.56; Bunkers Feed & Supply, softner salt-\$75.04; City of Dakota City, water-\$3,515.18; CW Suter Services, repairs-\$8,146.04; Eakes Office Solutions, janitorial supplies-\$2,622.94; Ecolab, laundry supplies-\$1,096.57; Flatland Technology, 4 new cameras-\$4,604.00; Gill Hauling Inc., dumpster-\$219.35; GRP, disposal-\$52.00; Jack's Uniforms, uniforms-\$264.80; Long Lines, phones-\$160.00; MidAmerican Energy Co, utilities-\$2,210.32; NPPD, utilities-\$2,630.91; Phoenix Plumbing, replace water heater-\$1,150.00; Plumbing & Heating, shower/toilet parts-\$4,686.25; Safeguard Business Systems, supplies-\$134.57; Security Shreddng, shredding-\$35.00; Summit Food Service, food & beverage-Jail-\$20,214.27; Trembly, pest control-\$50.00; US Bank, jail supplies-\$748.21; Wells Fargo Financial Leasing, copier lease-\$451.53; Wilmes Hardware, supplies-\$150.52; City of SSC, fuel-\$36.73; US Bank, Sparklight-\$170.24; Leaf, copier lease-\$103.00; NACO, District Meeting-\$30.00; One Office Solutions, copier lease-\$11.79; Verizon, cell phone-\$42.84; US Bank, meals-\$89.99; Availity/Realmed, medical billing-\$125.00; McKesson, misc-\$5.91; US Bank, meals & medical supp-\$4,623.49; Verizon, cell phone-\$95.37; Dr Thomas Wenthe, consulting physician fee-\$250.00; CVSOAN, registration-\$60.00; Bill Johnston, mileage-\$311.88; One Office Solutions, copy fees-\$24.20; Quill, office supplies-\$96.98; US Bank, law library-\$329.60; Dakota City Postmaster, presort mail fee & postage-\$365.00; DAS State Acct, payroll/acct payable-\$41.60; F & M Bank, deposit slips-\$35.00; Fibercomm, phone-\$642.19; MercyOne Siouxland, Monthly EAP-\$229.50; MIPS, HR software-\$958.74; Norm Waitt Sr YMCA, monthly fees-\$164.00; Quadient Leasing USA, postage machine-\$782.61; US Postal Service, postage-\$2,500.00; Woods & Aitken, County Atty vs County-\$122.00; Road Improvement 0802, N Bluff Rd paving engineer transfer-\$1,073.06; **Road Fund:** Black Hills Energy, utilities-\$500.00; Bomgaars, shop supplies-\$39.98; Bosselman Pump & Pantry, fuel-\$2,125.03; Cornhusker International, parts & shop supplies-\$264.32; Eakes Office Solutions, cleaning supp-\$57.44; Emerson Heritage, fuel-\$118.71; F & M Bank, A4 grader payment-\$26,757.49; Fastenal, shop supplies-\$85.33; Gill Hauling Inc., dumpster-\$75.44; H2O4U, water-\$54.00; J&J's Pronto, fuel-\$72.66; Bob Jacobsen, prior years service-\$17.00; Justice Fire & Safety, annual maintenance-\$169.75; Lawson Products, shop supplies-\$311.22; Marx Truck & Trailer, parts-\$14.93; Matheson, oxy/acetylene-\$126.10; Arnie Mellick, prior years service-\$13.00; Menards, shop supplies, tools, building repair-\$436.02; Midwest Svc & Sales, blades-\$11,600.00; Midwest Wheel, parts-\$2,935.44; Marlan Millard, prior years service-\$15.00; NPPD, Homer service-\$48.40; NNTC, telephones-\$179.60; Northeast Power, electric-\$445.58; O'Reilly Auto Parts, parts & supplies-\$300.86; Pender Times, publications-\$80.57; Power Plan/Murphy, parts, shop supplies, blades-\$881.93; Sapp Bros Petroleum, fuel-\$1,296.00; Siouxland Concrete Co, crushed concrete-\$26,345.60; Siouxland Hydraulics, parts & labor-\$482.35; Steffen Truck Equip, parts-\$579.64; Stephan Welding Inc, steel-\$75.00; UnityPoint Clinic, drug testing-\$32.00; Verizon Connect, GPS trackers-\$376.95; Verizon, cell phone-\$100.37; Vermeer High Plains, parts-\$646.65; Village of Emerson, utilities-\$75.11; Warren Oil, fuel-\$5,483.90; Wilmes Hardware, supplies, tools, misc-\$192.01; Ziegler's, parts, labor, oil, supplies-\$4,765.90; **Road Improvement:** Veenstra & Kimm, N Bluff Rd paving engineer-\$1,073.06; **Visitor Promo:** SSC Chamber of Commerce, visitor promo-\$13,982.92; **P & M Fund:** MIPS, monthly software-\$591.44; Microfilm Imaging, monthly software-\$210.00; **Health Grant Fund:** US Bank, Sparklight & registration fee-\$414.33; **Health Dept Program Grants:** US Bank, website & testing kits-\$250.17; **Juvenile Grant Fund:** Community Based Services, youth coaching-\$131.25; Community Monitoring Services, family support-\$244.50; Language Line Service, interpretation-\$95.18; Owens

Educational Services, electronic monitoring-\$41.00; **Public Safety Fund:** Fund 7850 RFD Sales Tax, Rural Fire Dept collection-\$34,284.28.

Jared Schleifer, Weitz Company Senior Project Manager, recapped that at a past board meeting their preconstruction amount was approved and The Wietz Company would now like to redo the terms of what that Agreement was. A draft of AIA Document C172-2014 was submitted. Jared stated the \$25,000 fee would be to put together a project budget for the county. Since no Delivery Method has been defined by the county, they now request to have a contract with the county to be the Program Manager for the Jail Phase 2 addition project. They would strictly work for the County, not carrying any subcontracts, but put the budget together with Shive, help with the delivery method and be able to reduce cost on the overall construction by providing the procurement method by purchasing directly major scope items which would save on the GC (general contractor) fee and product would be here sooner. This would be done at the design development stage. Items that would be looked at right away are the detention equipment contractor—prefabricated jail cells, potential fixtures, metal security frames and windows, structural steel which is currently 9 months out. The general contractor would coordinate and do the final installation. More items could be pre-purchased which would save 2-3% fee from the general contractor. The Weitz Company would put the budget together by reaching out to potential contractors, industry experts for a cost per square foot. Commissioner Albenesius asked what has been spent to date. Ron Hinds, Shive-Hattery Architects (attending by zoom) stated approximately \$400,000 has been spent to date (40% of estimated architectural cost) and construction documents would be 10 weeks out (\$350,000/35% of cost). Commissioner Albenesius asked why the 2005 plans for Phase 1 could not be used? Ron Hinds stated those plans are not up to code. Jail Standards said the Jail was up to code—approval of current Shive-Hattery plans. Once the construction documents are complete, they would be used to solicit bids—process depends on the Delivery Method (design-bid-build or construction manager at risk (CM@R)). Getting the bids would be approximately 4 weeks. Commissioner Gill asked if Shive-Hattery had the expertise to get the number the board is waiting for and Ron replied the current contract has the CM doing that but he could look into that. Jared clarified that Weitz Company would be able to get the cost right away and Shive would have to figure out who the key contractors would be on the project—they have the day-to-day relationships they could pull on, use past history and credible cost to put together the budget. Going the design-bid-build delivery method would be wasted opportunity to get the project started sooner and reduce cost. The GC to be “install only” and not “provide/install” would save \$120,000 of GC fee. The installers would be under the GC, but pre-purchase risk would be on the county. The CM@R fee could be negotiated. The GC bid could be or could not be a good bid. The CM@R could be managed and any cost savings would be the County’s whereas the GC would keep the cost savings. The Weitz Company fee would be 4.5% of the project cost. Commissioner Albenesius reviewed the numbers: Architect \$800,000 to get to the bid process—to date spent \$400,000. Jared stated he would not go down the path to have the construction documents completed without a review of the design documents with potential contractors which Weitz would do in putting together the budget. The cost estimate done by Shive-Hattery was done on historical costs, inflation, etc., but without solicitation of detailed costs from contractors. Chief Deputy Tim Decker questioned why the board moved forward with the architect and not Weitz and Commissioner Gill stated we did approve an agreement to move forward, but Wietz wants to change the agreement. Jared said the agreement had them as CM Advisor and he was told that is not legal in Nebraska. Vice-Chair Launsby asked if there were any other fees that would be paid besides the 4.5%? Jared said no, all the procurement would be done under that fee. Kim Watson, County Attorney, stated there was a lot of areas in the new contract with Wietz that were yet to be determined. Commissioner Love stated he was told the CM@R would be the desired delivery method. Weitz Company would get the CM@R for the county and manage their fees; create the RFP; look at best value contractor—not just low dollar, but what other projects they worked on, employees available to work the project, etc. Kim Watson asked if the county needed another cost layer—Jared thought the county did and thought the county needed help with the procurement process and getting the contractors hired. Chief Deputy Tim Decker asked if the contract was signed with Wietz and the feds said the cost is too high, would the contract obligate the county to pay additional fees besides the \$25,000? Jared thought not—the \$25,000 will produce a budget estimate to take to the federal marshals, but not a guaranteed maximum price (GMP) and also that cost could be used to establish the bond amount. Weitz would work backwards to the GMP number and that is easier with a CM@R. Commissioner Gill said the AIA contract has \$25,000, but also additional fees and asked for clarification from the County Attorney. Jared said there are additional fees per certain conditions, but for \$25,000 you would get the budget cost estimate. Jared thought Brian would be willing to negotiate some parts of the AIA C172-2014 contract. Discussion was had concerning the value of Weitz managing the cost process versus paying for change orders later. Commissioner Gill moved, seconded by Vice-Chair Launsby, to not approve the contract (AIA C172 – 2014) with Weitz. Discussion was had and County Attorney clarified the contract is a draft and the decision today is whether or not to pursue having a contract with Weitz. Commissioner Love moved, seconded by Commissioner Albenesius, to move forward to pursue negotiating an agreement to get a cost estimate with Weitz. More discussion was had. Commissioner Gill removed her motion from the table. Roll call was taken on Commissioner Love’s motion. ROLL CALL VOTE: Gill- yes, Albenesius- yes, Launsby- no, Giese- absent, Love- yes. MOTION CARRIED.

Commissioner Love read the Road Report for February 6 - 19, 2022. Total road maintenance- 285 hours; tree/debris removal- 26 hours; culvert/road projects: (1) 14 hours/Omaha Ave Bridge maintenance; (2) 13 hours/Ithaca Way; asphalt- 35 hours; garbage pickup- 27 hours; magnet- 10 hours, sign repair/barricading- 10 hours. Grading concerns: Ithaca Way.

Jail Report was read by Commissioner Love for the month of January, 2022.

January (Average per day):

County Inmates	Federal Inmates	Juveniles	Total-In-House
74	24	0.87	98

2022 Calendar (Average per day):

County Inmates	Federal Inmates	Juveniles	Total-In-House
74	24	0.87	98

2021-2022 Fiscal (Average per day):

County Inmates	Federal Inmates	Juveniles	Total-In-House
83	20	0.19	103

Federal Income

January Marshal	\$63,756.94	Fiscal Marshals:	\$349,355.56
January ICE:	160.00	Fiscal ICE:	160.00
January OMMS/SDMS:	.00	Fiscal BIA/OMMS:	65.00
January Federal:	\$63,916.94	Fiscal Federal:	\$349,580.56

2022 Calendar Federal: \$63,916.94

January County Contracts: \$0.00 2021-22 Fiscal County Contracts: \$0.00

Nov. Phone/Commissary Commission: \$9,617.38

Cost Per Inmate Per Day 2021:

<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>
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69.78

The jail spent \$251,216.34 for the month of January—53% of yearly budget or 5% under fiscal year budget. In January 2021, the jail had spent 57% of yearly budget. The Jail spent \$24,347.05 less than was allotted for January 2022 budget or 10% under budget for the month.

January Bookings:

DCSO:	48	DAKOTA COUNTY:	33
SSCPD:	24	OTHER NE:	13
NSP:	11	SIOUX CITY:	32
COURT/SELF:	2	OTHER IA:	12
FED:	17	OTHER STATES:	11
OTHER:	<u>1</u>	HOMELESS:	<u>2</u>
TOTAL:	103	TOTAL:	103

Commissioner Gill asked if the Board could rescind the Weitz motion and change the motion to allow the county to pursue an agreement with someone besides Weitz. County Attorney Watson clarified the motion made would allow the board to still make that choice.

Brenda Sale, Extension Associate, University of Nebraska-Lincoln Northeast District, updated the board on the Extension Dakota County Voices for Food project. Ms. Sale stated the project started 9 years ago and engages the community and stakeholders to address food insecurity. Dakota County is the leader in the state—we provide ½ the volunteers and produce for the entire state. The two grant-funded gardens and community resident’s garden donations produced 19,493 pounds of produce to 4,413 participants in 2021. VFF has a collection site at the Siouxland Community Health Center. The Dakota City Food Pantry provided food for 4,847 participants—site supported by fundraising. VFF also teaches participants how to use the food with demonstrations and flyers. Over 87 community members volunteered and the project can always use more volunteers.

Carol Larvick, Extension Educator, presented the Extension report which includes the budget, a list of the staff and educators and their reports, robotics, Voices for Food, 4-H, the Orchard in South Sioux City, preservation tips, Makerspace and local history.

Mike Weinberg, business agent for Sheriff FOP Lodge 49, stated he was asked by the FOP to approach the board regarding an opportunity to talk with somebody knowledgeable about two issues that he feels is critical to the contract. One minor issue is the violation of arbitration rules in the State of Nebraska code 25-2602.02 (arbitration statement) and it is a simple fix but needs someone to correct it or him to talk to about it. The other issue is healthcare—mandatory item of negotiation. Again, he needs someone to talk to. He stated he needs permission from the Board of Commissioners to talk with the County Attorney or Jerry Pigsley to see where we are at and what we can correct.

Commissioner Love moved, seconded by Vice-Chair Launsby, to approve the renewal of the EAP (Employee Assistance Program) contract for services between Dakota County and Mercy Business Health effective March 1, 2022 to March 1, 2023. ROLL CALL VOTE: Albenesius- yes, Launsby- yes, Giese- absent, Love- yes, Gill- yes. UNANIMOUS MOTION CARRIED.

Commissioner Love moved, seconded by Commissioner Albenesius, to approve Vice-Chair to sign the Agreement between Dakota County and Ten Point Construction Co. Inc. for completion of all work as specified for North Bluff Road Repairs 2022 per bid awarded for Section C in the amount of \$27,095. ROLL CALL VOTE: Launsby- yes, Giese- absent, Love- yes, Gill- yes, Albenesius- yes. UNANIMOUS MOTION CARRIED.

Commissioner Love moved, seconded by Commissioner Gill, to approve vice-chair to sign correspondence to .Gov Domain Registration to obtain and maintain "dakotacountyne.gov." ROLL CALL VOTE: Love- yes, Gill- yes, Albenesius- yes, Launsby- yes, Giese- absent. UNANIMOUS MOTION CARRIED.

Discussion was had regarding premium pay for employees using the American Rescue Plan Act (ARPA) relief funding (\$3.9 million). Commissioner Love moved, seconded by Vice-Chair Launsby, to approve premium pay at \$1.50 per hour for all regular and overtime hours worked by employees during the time period of March 1, 2020, to March 1, 2021, with approval for all terminated employees from the department head. ROLL CALL VOTE: Gill- yes, Albenesius- yes, Launsby- yes, Giese- absent, Love- yes. UNANIMOUS MOTION CARRIED.

Commissioner Committee Reports: Gill- RC&D e-waste and household hazardous waste pickups scheduled.

Mail: (1) Joe O'Neill, Planning & Zoning Director, submitted a letter of resignation. Tim Decker, P&Z board member stated that Joe puts in a lot of hours and more pay for hours worked needs to be addressed by the board. Chair Giese will visit with Mr. O'Neill. (2) Notice from the City of South City regarding a hearing on new TIF district to be held March 4, 2022, at 4:00 p.m. in council chambers; (3) Brian Pearson, SIMPCO, sent Chair Giese an email that the SRTS has submitted the first step in the grant application process to Nebraska DOT—local support in the amount of \$141,710 per year would be needed; (3) South Sioux City Post-Prom Committee soliciting funds; (4) need RSVP for Invitation to Joint City-County-School meeting on March 21st.

No Emergency Business.

Vice-Chair Launsby adjourned the Board of Commissioners meeting of February 22, 2022, at 5:40 p.m.

Dakota County Board of Commissioners

Troy Launsby, Vice-Chair

Date signed

Joan Spencer, County Clerk/Secretary