

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

Chair Giese called the meeting to order at 3:00 p.m. Present at Roll Call: Giese, Gill, Albenesius, Launsby. Absent: Love. 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 – August 8, 2022
  - b. Approval of payroll claims for August 7 - 20, 2022
  - c. Approval of accounts payable claims
  - d. Approval of Officials Reports- Register of Deeds, County Clerk and Clerk of District Court
3. NEW BUSINESS
  - a. Unity in Action to inform the Board of their 2<sup>nd</sup> Annual Hispanic Heritage Celebration—Celebrate Siouxland and extend an invitation to the commissioners to attend the 3-day event. Unity in Action is also seeking discussion of the event with the Board to learn if there are any suggestions or avenues for Unity to consider ensuring that the event is the best it can be for the entire Siouxland Community.
  - b. Approve Resolution 22C-015 to approve final allocation of levy authority for Dakota County Ag Society
  - c. Approve Resolution 22C-016 to approve final allocation of levy authority for Dakota County Historical Society
  - d. Approve Resolution 22C-017 to approve final allocation of levy authority for Dakota-Covington Rural Fire Protection District
  - e. Approve Resolution 22C-018 to approve final allocation of levy authority for Emerson Rural Fire Protection District and Fire Protection District #1, Homer.
4. MISCELLANEOUS
  - a. Jolene Gubbels, Highway Superintendent – Road Report
  - b. Monthly Jail Report
  - c. Approve or not approve a Master Human Resources Outsourcing Agreement with Zelle HR Solutions for a period of 6 months and thereafter automatically renew for successive periods of 30 days at the fee of \$4,000 per month plus all reasonable out-of-pocket costs and expenses.
  - d. Approve or not approve bidding out County Health Insurance with an RFP to include self-funded and fully funded options.
  - e. Hearing of Road Department employee grievances regarding change in work hours.
    - Board action to establish Road Department winter and summer hours of operation
  - f. Board to define Highway Superintendent versus Road Foreman separation of duties.
  - g. Approve project/s with monies from the American Rescue Plan Act (ARPA) relief funding.
    - Open and award sealed bids for Courthouse window replacement project.
    - Approve or not approve requesting NDOT to reclassify M Avenue paving project
    - Bid Jackson Cemetery Entrance Project
    - Approve purchase of Road Department Equipment
5. COMMISSIONER COMMITTEE REPORTS
6. MAIL AND/OR EMERGENCY BUSINESS
7. ADJOURNMENT

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

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

Chair Giese called for approval of the consent agenda—(a) approval of the previous meeting minutes – August 8, 2022; (b) approval of payroll claims for August 7 - 20, 2022; (c) approval of accounts payable claims; (d) approval of officials

reports—Registers of Deeds, County Clerk, Clerk of District Court. Commissioner Gill moved, seconded by Commissioner Albenesius, to approve the consent agenda items. ROLL CALL VOTE: Albenesius- yes, Launsby- yes, Giese- yes, Love- absent, Gill- yes. UNANIMOUS MOTION CARRIED.

**Payroll: General Fund:** Gross Salaries-\$162,517.94; Net Pay-\$116,671.66; Total Retirement-\$11,324.83; Total FICA-\$12,073.72; Health Plan-\$37,000.00; Dental Plan-\$1,110.00; Life Insurance-\$189.23; 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-\$1,320.00; Paola Ledesma\$700.00; Joan Spencer-\$2,367.92; Kathy Abbe-\$1,335.20; Dawn Bousquet-\$2,367.92; Maria Garcia-\$1,098.16; Stephanie Gatzemeyer-\$1,626.40; Jalissa Hattig-\$1,281.85; Brenda Landaverde-\$1,245.60; Samantha Mitchell-\$1,233.73; Debera Benton-\$1,320.00; Christy Abts-\$2,367.92; Melissa Collins-\$1,577.60; Joseph O'Neil-\$576.92; Karen Jimenez-\$1,569.60; Katherine Wiltgen-\$2,367.92; Louvontree Hunter-\$2,907.37; Debra Jensen-\$1,909.53; Casandra Pedroza-\$1,240.00; Kevin Hansen-\$2,036.25; Tammy Dunn Peterson-\$1,455.29; Shaun Bird-\$3,466.19; Timothy Decker-\$3,401.23; Brian Ellinger-\$3,666.94; Penny Epting-\$2,940.00; Brian Fernau-\$3,340.45; Tyler Fulkerth-\$2,519.31; Brent Gilster-\$2,539.13; Martin Guerrero-\$2,764.94; Melvin Harrison III-\$2,777.74; Jason James-\$2,560.42; Douglas Johnson-\$2,412.78; Kimberly Johnson-\$742.40; Jared Junge-\$2,899.46; Christopher Kleinberg-\$2,583.09; Gregory Nyhof-\$2,349.30; Mardi Schnee-\$1,121.60; Ryne Sell-\$689.61; Sarah Hammond-\$2,178.85; Shantel Krull-\$988.80; Debra Schmiedt-\$3,476.65; Kimberly Watson-\$3,697.27; Emma Wiebelhaus-\$1,236.00; Jacob Acero-\$1,844.80; Angelica Antonio Flores-\$1,615.98; Rebecca Broer-\$1,923.55; Kacie Brown-\$1,779.71; Lacey Clark-\$1,632.12; Elisabet DeRoin-\$2,383.69; Jesse Doelle-\$1,704.80; Maria Francisco Pablo-\$715.08; Jonathan Gray-\$1,827.75; Nicole Gray\$1,567.44; Sara Gritten-\$1,625.82; Kara Groetken-\$1,845.97; Todd Hammer-\$2,393.55; Alex Hanner\$1,576.90; Adam Hough-\$1,874.34; Keith Johnson\$1,567.44; Brandon Long-\$1,588.44; Jose Magana-\$1,835.50; Jennifer Marquez-\$1,567.44; Skyler Miner-\$1,971.81; Keaton Mueller-\$1,814.69; Kelsey O'Neill-\$1,581.63; Zoey Olson-\$1,597.77; Kimberly Peterson-\$1,800.70; Michele Rohde-\$1,456.00; Jonathan Romo-Rodriguez-\$1,963.68; Rebecca Schoep-\$1,659.00; Jennifer Svendsen-\$2,716.90; Estrella Vazquez-\$1,646.51; Randall Walsh-\$2,412.84; Deanna Hagberg-\$2,020.14; Jolene Gubbels-\$1,868.08; Jana Adam-\$1,705.17; Yvette Aldana-\$1,426.17; Theresa Grove-\$2,269.23; Courtney Swick-\$1,507.00; Ruth Gillaspie-\$504.00; Willard Johnston-\$2,084.86; **General Fund Employee:** Federal Tax-\$11,919.49; State Tax-\$5,821.17; Soc Sec-\$9,785.23; Medicare-\$2,288.49; Extra Fit-\$1,091.00; Extra Sit-\$115.00; Retirement-\$7,702.36; Health Plan-\$2,550.00; Dental Plan-\$441.00; Colonial Health-\$219.59; Sheriff Union Dues-\$390.00; Colonial Life/Disability-\$54.00; Deferred Comp-\$670.00; Garnishments-\$1,178.57; Flex Plan Medical-\$923.41; VSP Vision Prem-\$403.69; Legal Shield-\$138.57; Liberty Nat'l Pretax-\$83.99; VSP Vision Base-\$70.72; **Road Fund Employer:** Gross Salaries-\$15,935.37; Net Pay-\$11,114.18; Retirement-\$1,075.66; Total FICA-\$1,168.24; Health Plan-\$4,500.00; Dental Plan-\$135.00; Life Insurance-\$22.06; Brent Byroad-\$1,923.20; Ryan Chambers-\$1,741.60; Paul Jerome Conley-\$0.00; Robert Hacker-\$1,765.60; Lance Jacobsen-\$1,729.60; David Kneiff-\$1,741.61; Kimon Litras-\$1,869.60; Dean Pallas-\$1,753.60; Tyler Pallas-\$1,762.03; Jared Vedral-\$1,648.53; **Road Fund Employee:** Federal Tax-\$1,223.60; State Tax-\$566.81; FICA-\$946.82; Medicare-\$221.42; Retirement-\$717.07; Health Plan-\$550.00; Dental Plan-\$63.00; Colonial Health-PreTax-\$38.23; Colonial Health L/D\$6.20; Garnishments-\$208.62; Road Union Dues-\$200.00; VSP Vision Prem-\$0.00; Legal Shield-\$18.44; Liberty National PreTax-\$35.24; Liberty National-\$0.00; VSP Vision Base-\$25.74; **Health Planning Grant Employer 2502:** Gross Salaries-\$1,365.61; Net Pay-\$976.51; Retirement-\$92.18; Total FICA-\$94.01; Health Plan-\$500.00; Dental Plan-\$15.00; Life Insurance-\$2.55; Jennifer Ankerstjerne-\$1,365.61; **Health Planning Grant Employee 2502:** Federal Tax-\$50.21; State Tax-\$24.82; FICA-\$76.19; Medicare-\$17.82; Extra Sit-\$5.00; Retirement-\$61.45; Dental Plan-\$21.00; Garnishments\$0.00; Flex Plan Medical-\$100.00; VSP Vision Prem-\$15.66; Legal Shield-\$16.95; **Health Program Grant Employer 2504:** Gross Salaries-\$1,853.20; Net Pay-\$1,487.72; Retirement-\$103.84; Total FICA-\$139.79; Health Plan-\$500.00; Dental Plan-\$15.00; Life Insurance-\$2.55; Mohamud Ibrahim-\$314.82; Yesica Saldana Cisneros-\$1,538.38; **Health Program Grant Employee 2504:** Federal Tax-\$85.67; State Tax-\$44.90; FICA-\$113.30; Medicare-\$26.49; Retirement-\$69.23; Dental Plan-\$21.00; VSP Vision-\$4.89; **Juvenile Services Aid Employer 2507:** Gross Salaries-\$2,767.40; Net Pay-\$1,900.24; Retirement-\$186.80; Total FICA-\$183.33; Health Plan-\$500.00; Dental Plan-\$15.00; Life Insurance-\$2.55; Sarah Anderson Deck-\$2,192.40; Kristin Robinette-\$575.00; **Juvenile Services Aid Employee 2507:** Federal Tax-\$130.92; State Tax-\$57.37; FICA-\$148.58; Medicare-\$34.75; Retirement-\$124.54; Health Plan-\$350.00; Dental Plan-\$21.00.

**Accounts Payable: General Fund-** Pender Times, publications-\$385.39; Dakota County Star 2 yr subscription-\$65.00; Leaf, copier lease-\$85.82; NACO, workshop registration-\$30.00; Dawn Bousquet, mileage-\$36.85; DAS State Acct, state software-\$81.00; MIPS, monthly software-\$1,021.14; One Office Solutions, office supplies-\$548.61; Pender Times, publications-\$249.75; Irene VanLent, prior years service-\$16.00; Loffler, copier contract-\$60.00; Margie Rahn, prior years service-\$12.00; Bralda Inc, contractual services-\$1,298.25; Dakota County Star subscription-\$39.00; EWDS Inc, contractual services-\$1,275.50; Leaf, copier lease-\$112.50; One Office Solutions, copies and office supplies-\$47.48; Madelyn Thorsland, prior years service-\$10.00; US Bank, lodging, postage-\$291.50; Pender Times, publications-\$25.05; US Bank, postage-\$17.86; RTI, monthly support & licenses-\$4,559.55; US Bank tablet, case, adapter, warrenty-\$729.95; US Bank, domaine name & domaine fee, computer parts-\$79.48; MIPS, scanning-\$135.18; One Office Solutions, copier lease-\$29.98; Quality Inn Ogallala, lodging-\$178.00; Marco, copier lease-\$344.99; Microfilm Imaging, scanning-\$177.00; US Bank, water-\$7.25; Leaf, copier lease-\$136.50; One Office Solutions, supplies & copies-\$86.77; Cray Huff Law Firm, crt appt atty fees-\$285.00; Dakota County Court, court costs-\$1,649.72; Dakota County District Court, court costs-\$575.00; Dakota County Sheriff, papers & warrants-\$1,147.87; Fitzgerald, Vetter, Temple Et AL, crt appt atty fees-\$589.00; Randy Hisey, crt appt atty fees-\$6,213.00; Stuart Mills, crt appt atty fees-\$438.75; Douglas Roehrich, crt appt atty fees-\$864.50; Richard Thramer, crt appt atty fees-\$1,068.75; Robert Wichser, crt appt atty fees-\$14,759.98; City of Dakota City, utilities-\$207.00; Eakes Office Solutions, janitorial supplies-\$207.64; Frank's Asphalt Inc, concrete curb repair-\$5,400.00; Gill Hauling Inc., dumpster-\$132.15; G & R Controls, troubleshooting-\$438.75; MidAmerican Energy,

utilities-\$611.88; NPPD, utilities-\$2,103.56; Trembly, pest control-\$55.00; US Bank, fuel & building supp-\$185.52; Verizon, cell phone-\$42.91; Wilmes Hardware, tools, misc-\$347.48; Carol Larvick, mileage-\$95.36; One Office Solutions, copier maintenance-\$103.42; Papio-Missouri NRD, monthly rent-\$750.00; Tammy Peterson, mileage-\$87.75; Walmart, paint/supplies orchard-\$24.41; AT & T Mobility, cell phones-\$640.64; AutoZone misc/supp/materials-\$61.11; Billion GMC sheriff's car repair-\$486.96; Linda Carson, prior years service-\$11.00; City of SSC, fuel-\$8,198.87; Crystal Oil, fuel-\$37.25; Dakota Start sheriff sale ads- 2 weeks-\$77.73; Farmer Bank & Trust, 15th Installment-\$4,007.42; Farmer Bank & Trust, 3rd Installment-\$8,663.84; Fremont Tire tires&repairs-\$22.00; Jack's Uniforms, uniforms-\$331.60; Jack's Uniforms law enforc. equip.-\$1,556.00; NLETC, training-\$330.00; Rock River Arm Inc, LE supplies-\$2,225.00; Siouxland Federal Credit Union, fuel, meals-\$74.50; Siouxland Towing, vehicle repair-\$75.00; TransUnion Risk, searches-\$120.00; US Bank Purchase Card, training,sheriff vehical repair, supp, fuel-\$736.44; Woodhouse, vehicle equip repair-\$436.15; AT&T Mobility, cell phones-\$73.04; Douglas County Sheriff sheriff's fees-\$36.38; Marco, copier lease-\$223.28; Marco Technologies, printer contract-\$64.66; Nebraska.gov, certified copies-\$33.50; Woodbury County Sheriff, subpoena fees-\$30.00; City of South Sioux City, LEC Share-\$41,830.54; Ace/Refrigeration Eng, freezer repair-\$399.86; Advanced Correctional Healthcare doctor fees/prescriptions-\$9,598.47; AT&T Mobility, phones-\$93.54; Bob Barker, inmate supplies-\$2,931.72; Bousquet's A-Team Heating, repairs-\$713.00; City of Dakota City, water-\$2,481.68; City of SSC, fuel-\$86.35; Eakes Office Solutions, janitorial supplies-\$2,477.42; ECOLAB laundry supplies-\$288.36; Gill Hauling Inc., dumpster-\$283.39; GRP, disposal-\$52.00; Jack's Uniforms, uniforms-\$1,207.15; Long Lines, phones-\$160.00; MidAmerican Energy Co, utilities-\$622.72; NPPD, utilities-\$4,637.34; Summit Food Service, food & beverage-Jail-\$17,998.89; Trembly, pest control-\$50.00; US Bank, jail supplies, repairs, meals & misc-\$1,017.73; Wells Fargo Financial Leasing copier lease-\$492.05; Wilmes Hardware, keys-\$3.98; US Bank, business cards, active shooter training, national night out-\$1,688.69; Leaf, copier rental-\$103.00; One Office Solutions, copier contract-\$4.75; Verizon, cell phone-\$42.91; Availity/Realmed, medical billing-\$125.00; US Bank, Marco copier-\$35.99; Verizon, cell phones-\$82.92; Dr Thomas Wente, consulting physician fee-\$250.00; Bill Johnston, mileage-\$202.50; Tyler Technologies, data control-\$449.00; One Office Solutions, copy fees-\$24.20; US Bank, law library-\$339.49; DAS State Acct, payroll/acct payable-\$41.60; FiberComm, phones-\$568.96; FHP Farm & Publishers, plat books-\$250.00; F&M Bank, service fees-\$53.36; MercyOne Siouxland, Monthly EAP-\$229.50; MIPS, HR software-\$722.10; Norm Waitt Sr YMCA, membership fees-\$225.50; One Office Solutions, copy paper & envelopes-\$2,351.82; Quadiant Leasing, postage machine lease-\$782.61; US Bank, Misc, wellness-\$239.69; US Bank, office furniture, business cards-Juv Services-\$1,026.19; Woods & Aitken, union contract negotiations-\$1,216.00; Mainelli Wagner & Assoc., M Avenue Bridge/Final payment-\$11,559.15; **Road Fund:** Bosselman Pump & Pantry, fuel-\$1,851.34; Bomgaars shop supp-\$115.23; Daum Tree Service labor-\$4,500.00; Emerson Heritage, fuel-\$102.02; Gill Hauling Inc., dumpster-\$95.81; F&M Bank payment feb(aug)-final payment-\$26,757.48; H2O4U, water-\$49.00; Heavy Metal Repair, parts/labor-\$237.23; J&J's Pronto, fuel-\$523.42; J&M Auto Repair labor/parts/misc-\$834.82; Jim Hawk Truck Trailers Inc parts/labor-\$50.44; K&K Hubbard Mini Mart, fuel-\$162.91; Lux Bros. Trucking, outdoor labor-\$2,703.49; Marx Truck/Trailer, parts/labor-\$8.40; Matheson, oxy/acetylene-\$126.10; Medical Enterprises drug testing-\$125.00; Arnie Mellick, prior years service-\$13.00; Midwest Svc & Sales, bridge planks/marerials & signs-\$16,625.00; Midwest Wheel parts/supp/labor-\$78.08; NPPD, Homer service-\$48.40; NNTC, telephones-\$177.09; Northeast Power, electric-\$313.45; O'Reilly Auto Parts, parts, supplies, oil/grease-\$223.05; Power Plan/Murphy, parts/labor/supp/misc-\$2,088.83; Robertson Imp., parts/labor-\$1,489.34; Sapp Bros, oil, grease, fuel-\$1,821.28; US Bank, parts-\$106.36; Verizon Connect, GPS trackers-\$376.95; Verizon Wireless, cell phone-\$82.92; Village of Emerson, utilities-\$36.95; Warren Oil, fuel-\$11,513.20; Wilmes Hardware, supplies, tools, misc-\$18.32; Ziegler's, parts & labor-\$962.52; **Visitor Promo:** SSC Chamber of Commerce, visitor promo-\$26,120.50; **P & M Fund:** MIPS, monthly software-\$604.04; Microfilm Imaging, monthly software-\$210.00; **Health Grant 2502:** US Bank, sparklight-\$104.88; **Health Disparity 2503:** Theresa Grove, mileage-\$157.50; **Health Dept Program Grants 2504:** US Bank, gift cards, batteries, office supp, Firespring-\$963.78; **Juvenile Grant:** Community Monitoring Services, family support-\$525.00; Language Lince Services, electronic monitoring-\$8.26; **DCHD Covid fund 2508:** Ford Motor Credit, pickup payment-\$912.16; US Bank, cell phone, office supp-\$152.96; **ARPA Fund 2980:** Dakota Covington Rural Fire, fire dept equipment-\$20,000.00; Midwest Alarm Services, keyless entry-\$7,900.00; **Inheritance Tax:** 2503 Health Disparity Fund, transfer money for operating expenses-\$5,000.00; **Public Safety 2960:** Fund 7850 RFD Sales Tax, Rural Fire Dept collection-\$38,968.90.

Vanessa Topete, Program Coordinator for Unity In Action, invited the Board to Celebrate Siouxland at the 2<sup>nd</sup> Annual Hispanic Heritage Celebration. The 3-day event will be held September 15 to 17 at the South Sioux City Jeffrey Dibble Soccer Complex. Loteria (Spanish Bingo) will be held at 6:00 p.m. on Thursday, September 15<sup>th</sup>, at the South Sioux City Public Library. There will be a drive-in kids movie at 8 p.m. on Friday. At 11:00 a.m. on Saturday a parade is planned on Dakota Avenue and festivities, food trucks, music and a kids zone partnered with Launch Pad and Nature Center (animals) from 12:00 to 9:00 p.m. Unity in Action is accepting sponsorships from businesses and volunteers to help work the event.

Commissioner Gill moved, seconded by Chair Giese, to approve Resolution 22C-015 Levy Allocation for Dakota County Ag Society (0.006813). ROLL CALL VOTE: Launsby- yes, Giese- yes, Love- absent, Gill- yes, Albenesius- yes. UNANIMOUS MOTION CARRIED.

LEVY ALLOCATION FOR MISCELLANEOUS SUBDIVISION  
RESOLUTION 22C-015

Whereas, Nebraska Revised Statute 77-3443(3) provides that miscellaneous subdivisions are subject to levy allocation by the County Board; and,

Whereas, the miscellaneous subdivisions have filed a preliminary tax request with the County Board; and,

Whereas, the County Board must determine the final allocation of levy authority for its subdivisions.

Therefore, the Dakota County Board of Commissioners hereby allocates to the miscellaneous subdivision as follows:

Subdivision	Property Tax Request	Property Tax Allocation	Levy*
Dakota Co Ag Society			
General	\$105,000.00	\$105,000.00	0.004769
Capital Improvement	<u>45,000.00</u>	<u>45,000.00</u>	<u>0.002044</u>
TOTAL	\$150,000.00	\$150,000.00	0.006813

\*Levy Allocation is the rate per \$100 valuation.

Commissioner Gill moved, seconded by Commissioner Albenesius, to approve Resolution 22C-016 Levy Allocation for Dakota County Historical Society (0.001853). ROLL CALL VOTE: Giese- yes, Love- absent, Gill- yes, Albenesius- yes, Launsby- yes. UNANIMOUS MOTION CARRIED.

LEVY ALLOCATION FOR MISCELLANEOUS SUBDIVISION  
RESOLUTION 22C-016

Whereas, Nebraska Revised Statute 77-3443(3) provides that miscellaneous subdivisions are subject to levy allocation by the County Board; and,

Whereas, the miscellaneous subdivisions have filed a preliminary tax request with the County Board; and,

Whereas, the County Board must determine the final allocation of levy authority for its subdivisions.

Therefore, the Dakota County Board of Commissioners hereby allocates to the miscellaneous subdivision as follows:

Subdivision	Property Tax Request	Property Tax Allocation	Levy*
Dakota County Historical Society			
Total	\$40,800.00	\$40,800.00	0.001853

\*Levy Allocation is the rate per \$100 valuation.

Commissioner Launsby moved, seconded by Commissioner Gill, to approve Resolution 22C-017 Levy Allocation for Dakota Covington Rural Fire Department (0.026546). ROLL CALL VOTE: Gill- yes, Albenesius- yes, Launsby- yes, Giese- yes, Love- absent. UNANIMOUS MOTION CARRIED.

LEVY ALLOCATION FOR MISCELLANEOUS SUBDIVISION  
RESOLUTION 22C-017

Whereas, Nebraska Revised Statute 77-3443(3) provides that miscellaneous subdivisions are subject to levy allocation by the County Board; and,

Whereas, the miscellaneous subdivisions have filed a preliminary tax request with the County Board; and,

Whereas, the County Board must determine the final allocation of levy authority for its subdivisions.

Therefore, the Dakota County Board of Commissioners hereby allocates to the miscellaneous subdivision as follows:

Subdivision	Property Tax Request	Property Tax Allocation	Levy*
Dakota-Covington Rural Fire Protection District			
General Fund	\$ 65,814.00	\$ 65,814.00	0.012864
Sinking Fund	<u>\$ 70,000.00</u>	<u>\$ 70,000.00</u>	<u>0.013682</u>
TOTAL	\$135,814.00	\$135,814.00	0.026546

\*Levy Allocation is the rate per \$100 valuation.

Commissioner Gill moved, seconded by Commissioner Albenesius, to approve Resolution 22C-018 Levy Allocation for MFO Rural Fire Departments Emerson and Homer (0.030000). ROLL CALL VOTE: Albenesius- yes, Launsby- yes, Giese- yes, Love- absent, Gill- yes. UNANIMOUS MOTION CARRIED.

LEVY ALLOCATION FOR MISCELLANEOUS SUBDIVISION  
RESOLUTION 22C-018

Whereas, Nebraska Revised Statute 77-3443(3) provides that miscellaneous subdivisions are subject to levy allocation by the County Board; and,

Whereas, the miscellaneous subdivisions have filed a preliminary tax request with the County Board; and,

Whereas, the Fire Districts in a Mutual Finance Organization (MFO) for a least one out of every three fiscal years covered by the MFO Interlocal Cooperation Agreement, agrees to a common property tax levy of three cents (\$0.03) per one hundred dollars of assessed valuation, and

Whereas, the County Board must determine the final allocation of levy authority for its subdivisions.

Therefore, the Dakota County Board of Commissioners hereby allocates to the miscellaneous subdivision as follows:

Subdivision	Property Tax Request	Property Tax Allocation	Levy*
<b>Emerson Rural Fire Protection District</b>			
General Fund	\$ 54,900.00	\$ 57,783.26	0.015272
Bond Fund	<u>\$ 55,725.00</u>	<u>\$ 55,725.00</u>	<u>0.014728</u>
TOTAL	\$110,625.00	\$113,508.26	0.030000
<b>Homer Rural Fire Protection District</b>			
General Fund	\$76,464.18	\$72,890.12	0.027787
Sinking Fund	<u>\$ 5,805.29</u>	<u>\$ 5,805.29</u>	<u>0.002213</u>
TOTAL	\$82,269.47	\$78,695.41	0.030000

\*Levy Allocation is the rate per \$100 valuation.

Jolene Gubbels, Highway Superintendent, presented the Road Report for August 7 - 20, 2022. Total road maintenance- 291 hours; Overtime- 1 hour; bridge maintenance- 39 hours (tree/weed removal); 265<sup>th</sup> St. bridge- 25.5 hours; culvert/road projects- 7.5 hours (S Bluff ditch 212<sup>th</sup> & 225<sup>th</sup>); gravel hauling- 38 hours; total tons hauled- 735.22; sign repair/barricading- 11 hours. Grading concerns- Quimby Ave, K Ave, Blyburg Rd, Likuwanta Dr, Jewel Ave; Gravel concerns- Quimby Ave, K Ave, I Ave, Hall Ave. Commissioner Albenesius asked for gravel and tree removal on Ireton Avenue; and Oakdale Avenue, R Avenue and Q Avenue needs blading. A traffic count on North Bluff Road is being done plus several other roads. Hydraulic studies will be done on Dorcey bridge and Hubbard north bridge.

The Jail Report for July 2022:

July (Average per day):

County Inmates	Federal Inmates	Juveniles	Total-In-House
105	19	0	124

2022 Calendar (Average per day):

County Inmates	Federal Inmates	Juveniles	Total-In-House
85	22	0.13	107

2021-2022 Fiscal (Average per day):

County Inmates	Federal Inmates	Juveniles	Total-In-House
105	19	0	124

Federal Income

July Marshal	\$45,604.36	Fiscal Marshals:	\$45,604.36
July ICE:	.00	Fiscal ICE:	0.00
July OMMS/SDMS:	<u>.00</u>	Fiscal BIA/OMMS:	<u>0.00</u>
July Federal:	\$45,604.36	Fiscal Federal:	\$45,604.36

2022 Calendar Federal: \$x

July County Contracts: \$0.00      2021-22 Fiscal County Contracts: \$2,750.00

May Phone/Commissary Commission: \$10,587.53

Cost Per Inmate Per Day 2022:

Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sept	Oct	Nov	Dec
69.78	81.52	66.26	66.74	62.07	77.40	70.65					

The jail spent \$273,164.70 for the month of July.

July Bookings:

DCSO:	44	DAKOTA COUNTY:	41
SSCPD:	34	OTHER NE:	18
NSP:	12	SIOUX CITY:	32
COURT/SELF:	5	OTHER IA:	3
FED:	1	OTHER STATES:	2
OTHER:	<u>0</u>	HOMELESS:	<u>0</u>
TOTAL:	96	TOTAL:	96

Commissioner Launsby moved, seconded by Commissioner Gill, to approve the Master Human Resources Outsourcing Agreement subject to all documents and appendixes attached. ROLL CALL VOTE: Launsby- yes, Giese- yes, Love- absent, Gill- yes, Albenesius- yes. UNANIMOUS MOTION CARRIED.

## APPENDIX D: HUMAN RESOURCES CONSULTING: RETAINED AGREEMENT

THIS HUMAN RESOURCES CONSULTING AGREEMENT (the "Agreement") is made and entered into as of the date last executed below ("Effective Date") by and between Zelle, LLC, a Nebraska limited liability company ("Zelle"), and Dakota County ("Client"). This Agreement is incorporated by reference into the Master Human Resources Outsourcing Agreement ("Master Agreement") between Zelle and Client executed on August 22, 2022. All terms and recitals of the Master Agreement are incorporated by reference into this Agreement.

For good and valuable consideration, the parties hereto agree as follows:

1. **Services Provided by Zelle (the "Services").** Zelle agrees to provide comprehensive Human Resources consulting services to client. This includes all current and future services Zelle offers. Zelle will also work with client to identify, create, and implement new human resources related items as they arise. See Exhibit A for list of Services.
2. **Duties of Client.** Client shall provide Zelle any information and data necessary to perform the duties described in Section 1 above. It is Client's sole duty to implement and utilize training, information, and guidance furnished by Zelle in a manner that will be most beneficial Client and in compliance with applicable laws and regulations. Client shall have no recourse against Zelle for failure to properly apply or implement training, information, and guidance furnished by Zelle.
3. **Fees.** In consideration for the Human Resources consulting services to be provided by Zelle described above, Client shall pay a Retainer Fee to Zelle on a monthly basis for the term of this Agreement. Zelle shall invoice such fee on the last business day of each month. The monthly Retainer Fee shall be four thousand dollars per month (\$4,000.00 per month). In addition, Client shall reimburse Zelle for all reasonable out of pocket costs and expenses incurred by Zelle in the performance of its duties under this Agreement.
4. **Term.** The term of this Agreement shall begin September 1, 2022 and continue for six (6) months. Thereafter, this Agreement shall automatically renew for successive periods of thirty (30) days, unless either party provides written notice of nonrenewal. Such notice shall be provided no less than thirty (30) days prior to the end of the initial or any renewal term. Notwithstanding the term as set forth above, this Agreement may be terminated by Zelle by written notice to Client if Client fails to pay any amount due to Zelle within ten (10) business days after the amount is due to Zelle; or by either party if the other party commits a material non- monetary breach of any provision of this Agreement, which breach is not cured within thirty (30) business days of such written notice.
5. **Additional Indemnity.** In addition to Sections 23 and 24 of the Master Agreement, Client hereby agrees to indemnify and hold Zelle and its Party Affiliates (as defined in the Master Agreement) harmless from and against any and all Damages (as defined in the Master Agreement) arising from or in any way related to a claim made by any employee of Client or regulatory authority of Client. Client retains the final authority and responsibility for administering all matters for which Zelle provides assistance herein.

### EXHIBIT A – Comprehensive HR Consulting

Zelle will work to provide comprehensive HR services to leadership, managers, and employees. We will immerse ourselves in your culture to create a positive impact with your company. This proposal includes current and future services Zelle offers. We will customize and create other opportunities as they arise. Zelle will be on-site as needed to execute on the items listed below and the priorities established with leadership.

360 Reviews; Coaching and mentoring; communication Plans; Company Health Insurance: Plan Benchmarks; Compensation Analysis and Benchmarks; Compliance and Documentation; Culture Assessment Survey; Employee Handbook Review and Revision; Employee Learning and Development; Employee Relations; Executive Coaching; Individual Development Plans; Job Description Analysis and Review; Leadership Development Programs; Navigating Leaves of Absences; New Manager Training; Onboarding and offboarding; Organizational Development; Performance Evaluations; Processes and Procedures Review; Recruitment Strategies; Stay and Exit Interviews; Strategic Planning; Succession Planning; SWOT Analysis; Vendor Management.

Bidding out county health insurance was discussed. The Board thought Zelle HR could provide some direction when they come on board September 1<sup>st</sup>. No action was taken.

No road employees were in attendance for a Grievance Hearing. Commissioners Launsby and Albenesius met last Thursday with several road employees and Commissioner Launsby understood the road employees would agree to going back to 8-hour / 5 day work week schedule beginning August 29<sup>th</sup>. Commissioner Albenesius cautioned to not set a schedule too far in advance as weather will play a large part in the decision. Commissioner Launsby moved, seconded by Commissioner Albenesius, to approve the Road Department employees return to an 8-hour, 5-day work week beginning August 29<sup>th</sup>. ROLL CALL VOTE: Giese- yes, Love- absent; Gill- yes, Albenesius- yes, Launsby- yes. UNANIMOUS MOTION CARRIED.

Commissioner Launsby stated when he met with road department employees that they felt they had too many bosses and would like the job descriptions clarified (highway superintendent and/or road foreman). No action was taken. Chair Giese will talk with the road employees and Zelle HR might also be able to help out.

ARPA Projects: Sealed bids for the courthouse window replacement project were opened and read by Chair Giese as follows: (1) Window World- \$53,000.00; (2) Universal Windows- \$111,000.00; (3) Mullin Awning & Siding- \$68,980.00; (4)

Claypool Brothers Glass LLC- \$161,719.00. The property committee of Chair Giese and Commissioner Launsby will review the bids and bring a recommendation to the Board at their next meeting.

Brett Langley, Civil Engineers & Constructors Engineer, presented engineer's estimates for probable cost with road speed at original design staying on original alignment of the road at 20 MPH- \$1,200,000; 30 MPH- \$1,720,084 and 40 MPH- \$1,938,764 with an offset of 50 LF from original M Avenue and 55 MPH- \$3,432,223 with an offset of 150 LF from original M Avenue which would involve a huge amount of grading and purchase of land. Designation as a Scenic Route would set the speed at 35 MPH and reclassification would require a Resolution from the Board. The Board discussed requesting the Nebraska Department of Transportation (NDOT) to reclassify the road or approve relaxation of the standards—18 requirements to meet with this proposal. Questions asked were what if Hubbard would annex the road and qualify the road for a lower speed limit; and what the weight limit would be if reclassified as a scenic road since the road has a lot of truck traffic. Mr. Langley would like to talk with someone at the NDOT and ask how the county could make this work.

Discussion was had on the Jackson cemetery entrance project—ownership and cost sharing. Chair Giese moved, seconded by Commissioner Launsby, to get bids for the Jackson cemetery road entrance project. ROLL CALL VOTE: Gill- yes, Albenesius- yes, Launsby- yes, Giese- yes, Love- absent. UNANIMOUS MOTION CARRIED.

Road Department equipment was discussed. The county owns a 1972 tractor and mower that needs to be repaired. Chair Giese would like to get cost estimates or bids for a tractor. The board concluded to look at what it would cost to repair the mower and/or purchase a new or used mower (wing on right side) and sealed bids from dealers for a used tractor with HP at 150 to 180, front-end assist and possible warranty.

The Board requested Highway Superintendent to go out for bids to resurface Dodge Avenue, Dakota City.

Commissioner Committee Reports: Gill—broadband survey postcards were mailed.

The Board set September 6<sup>th</sup> at 5:30 p.m. to hold their budget hearing.

Chair Giese adjourned the Board of Commissioners meeting of August 22, 2022, at 4:47 p.m.

Dakota County Board of Commissioners

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Robert J. Giese, Chair

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Joan Spencer, County Clerk/Board Secretary