

Dakota County Board of Commissioners  
Monday, October 3, 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, Love, Gill, Albenesius, Launsby. Absent: None. 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 – September 19, 2022
  - b. Approval of payroll claims for September 18- October 1, 2022
  - c. Approval of Memorandum of Understanding to facilitate transfer of audio-visual components, equipment, or full systems (equipment) to be used in the courtrooms located in the Dakota County courthouse.
  - b. Approval of Clerk of District Court Cost Allocation Plan with Maximus for child support computation of indirect cost allocation rates.
3. NEW BUSINESS & RESOLUTIONS
  - a. Derek Montgomery and Ben Fuller, Turnkey Logistics on behalf of Summit Carbon Solutions, to present a project update on CO<sub>2</sub> Pipeline.
  - b. Approve Resolution 22C-023 releasing pledged security.
4. MISCELLANEOUS & OLD BUSINESS
  - a. Jolene Gubbels, Highway Superintendent – Bi-weekly Road Report
  - b. Board action regarding delinquent parcels and parcels eligible for foreclosure through the County Attorney's office in accordance with §77-1918 and §77-1901.
  - c. Discussion regarding time of the day for board meetings and public being able to attend.
  - d. Discussion regarding a memorial designation for Jackie Hartnett on North Bluff Road.
  - e. ARPA Funding Projects for approval.
    - Approval of Vendor for courthouse duct cleaning project. Quotes received: (1) Duct Medic-\$32,000; (2) Swick Duct Cleaning- \$11,350; (3) A-1 Preferred LLC- \$22,000
    - Approve quote for project to expand parking area around old firehall
    - Approve quote to replace carpet with tile on the 2<sup>nd</sup> floor hallway area.
  - f. County Board shall make quarterly visit to county jail. §47-109
5. COMMISSIONER COMMITTEE REPORTS
6. MAIL AND/OR EMERGENCY BUSINESS
  - Correspondence from Lynelle Bieber regarding CO<sub>2</sub> pipeline issues
7. ADJOURNMENT

Chair Giese called for public comment about any item not on the agenda. There were none.

Chair Giese called for approval of the consent agenda items: (a) Approval of the previous meeting minutes – September 19, 2022; (b) Approval of payroll claims for September 18- October 1, 2022; (c) Approval of Memorandum of Understanding to facilitate transfer of audio-visual components, equipment, or full systems (equipment) to be used in the courtrooms located in the Dakota County courthouse; (d) Approval of Clerk of District Court Cost Allocation Plan with Maximus for child support computation of indirect cost allocation rates. Commissioner Love moved, seconded by Commissioner Launsby, to approve the consent agenda items except to approve only a 3% salary increase for applicable Treasurer staff and Extension staff until budget explanation received from Department Head. ROLL CALL VOTE: Love-yes, Gill- yes, Albenesius- yes, Launsby- yes, Giese- yes. UNANIMOUS MOTION CARRIED.

**Payroll: General Fund Employer:** Gross Salaries-\$172,971.39; Net Pay-\$126,403.13; Total Retirement-\$11,982.13; Total FICA-\$12,871.71; Health Plan-\$39,000.00; Dental Plan-\$1,170.00; Life Insurance-\$ 199.43; 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-\$1,834.28; Robin Hansen-\$1,360.00; Paola Ledesma-\$1,386.88; Joan Spencer-\$2,367.92; Kathy Abbe-\$1,644.27; Dawn Bousquet-\$2,367.92; Maria Garcia-\$1,325.15; Stephanie Gatzemeyer-\$1,626.40; Jalissa Hattig-\$1,577.19; Brenda Landaverde-\$1,492.17; Samantha Mitchell-\$1,4 81.62; Debera Benton-\$1,360.00; 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-\$1,750.62; Casandra Pedroza-\$1,277.61; Kevin Hansen-\$2,016.66; Tammy Dunn Peterson-\$1,593.22; Shaun Bird-\$2,032.57; Timothy Decker-\$2,507.65; Brian Ellinger-\$2,434.40; Penny Epting-\$2,366.70; Brian Fernau-\$2,259.64; Tyler Fulkerth-\$2,266.65; Brent Gilster-\$7,592.67; Martin Guerrero-\$2,301.74; Melvin Harrison III-\$2,423.10; Jason James-\$2,383.09; Douglas Johnson-\$2,890.86; Kimberly Johnson-\$522.63; Jared Junge-\$2,613.60; Christopher Kleinberg-\$2,583.09; Gregory Nyhof-\$1,879.44; Mardi Schnee-\$1,343.36; Ryne Sell-\$722.37; Sarah Hammond-\$2,178.85; Shantel Krull-\$1,449.05; Debra Schmiedt-\$3,476.65; Kimberly Watson-\$3,697.27; Emma Wiebelhaus-\$1,814.40; Jacob Acero-\$1,839.71; Juan Fernando Aguilar-\$1,361.52; Angelica Antonio Flores-\$1,635.23; Shaelee Barreras-\$6.64; Rebecca Broer-\$2,376.15; Kacie Brown-\$1,781.90; Lacey Clark-\$1,629.12; Leonardo Davalos-\$681.09; Elisabet DeRoin-\$1,929.14; Jesse Doelle-\$1,704.80; Maria Francisco Pablo-\$564.80; Brian Gomez\$1,588.44; Jonathan Gray-\$1,833.19; Nicole Gray-\$1,593.11; Sara Gritten-\$1,620.84; Kara Groetken-\$1,851.46; Todd Hammer-\$2,364.00; Alex Hanner-\$1,567.44; Adam Hough-\$1,796.58; Keith Johnson-\$1,815.75; Brandon Long-\$1,567.44; Jose Magana-\$1,611.12; Jennifer Marquez-\$1,548.78; Skyler Miner-\$1,856.25; Keaton Mueller-\$1,616.43; Kelsey O'Neill-\$1,576.90; Zoey Olson-\$1,621.10; Kimberly Peterson-\$1,704.80; Adrian Ramos\$1,423.89; Michele Rohde-\$1,753.99; Jonathan Romo-Rodriguez-\$1,611.12; Rebecca Schoep-\$1,659.00; Jennifer Svendsen-\$3,301.58; Estrella Vazquez-\$1,902.25; Randall Walsh-\$2,890.38; Steven Zarate\$1,611.76; Deanna Hagberg-\$2,457.00; Jolene Gubbels-\$1,840.60; Jana Adam-\$1,664.41; Yvette Aldana-\$1,890.26; Theresa Grove-\$2,723.93; Courtney Swick-\$1,696.15; Ruth Gillaspie-\$576.80; Willard Johnston-\$2,147.42; **General Fund Employee:** Federal Tax-\$11,054.12; State Tax-\$5,857.14; Soc Sec-\$10,431.97; Medicare-\$2,439.74; Extra Fit-\$1,351.00; Extra Sit-\$135.00; Retirement-\$8,136.54; Health Plan-\$2,550.00; Dental Plan-\$462.00; 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-\$902.58; VSP Vision Prem-\$403.48; Legal Shield-\$155.48; Liberty Nat'l Pretax-\$83.98; VSP Vision Base-\$93.07; **Road Fund Employer:** Gross Salaries-\$15,980.59; Net Pay-\$10,958.23; Retirement-\$1,078.70; Total FICA-\$1,203.82; Health Plan-\$3,000.00; Dental Plan-\$ 90.00; Life Insurance-\$14.41; Brent Byroad-\$2,297.60; Robert Hacker-\$1,765.60; Lance Jacobsen-\$1,729.60; David Kneifl-\$1,741.60; Kimon Litras-\$1,869.60; Dean Pallas-\$1,753.60; Tyler Pallas-\$4,822.99; **Road Fund Employee:** Federal Tax-\$1,726.58; State Tax-\$681.25; FICA-\$975.65; Medicare-\$228.17; Retirement-\$719.11; Health Plan-\$200.00; Dental Plan-\$42.00; Colonial Health-PreTax-\$38.23; Colonial Health L/D-\$35.10; Garnishments-\$208.62; Road Union Dues-\$125.00; Legal Shield-\$18.41; Liberty National PreTax-\$6.50; VSP Vision Base-\$17.74; **Health Planning Grant Employer:** Gross Salaries-\$1,732.48; Net Pay-\$1,245.32; Retirement-\$116.94; Total FICA-\$122.08; Health Plan-\$500.00; Dental Plan-\$15.00; Life Insurance-\$2.55; Jennifer Ankerstjerne-\$1,732.48; **Health Planning Grant Employee:** Federal Tax-\$86.49; State Tax-\$42.02; FICA-\$98.94; Medicare-\$23.14; Extra Sit-\$5.00; Retirement-\$77.96; Dental Plan-\$21.00; Flex Plan Medical-\$100.00; VSP Vision Prem-\$15.66; Legal Shield-\$16.95; **Health Program Grant Employer:** Gross Salaries-\$1,863.72; Net Pay-\$1,426.47; Retirement-\$125.80; Total FICA-\$140.60; Health Plan-\$500.00; Dental Plan-\$15.00; Life Insurance-\$2.55; Yesica Saldana Cisneros-\$1,863.72; **Health Program Grant Employee:** Federal Tax-\$122.96; State Tax-\$63.94; FICA-\$113.95; Medicare-\$26.65; Retirement-\$83.87; Dental Plan-\$21.00; VSP Vision-\$4.88; **Juvenile Services Aid Employer:** Gross Salaries-\$1,225.00; Net Pay-\$1,039.18; Retirement-\$82.69; Total FICA-\$93.71; Kristin Robinette-\$1,225.00; **Juvenile Services Aid Employee:** Federal Tax-\$17.37; State Tax-\$19.61; FICA-\$75.95; Medicare-\$17.76; Retirement-\$ 55.13.

Derek Montgomery and Rob Latimer, Turnkey Logistics on behalf of Summit Carbon Solutions, presented a CO<sub>2</sub> Pipeline project update. Mr. Latimer handed out a map of Dakota County—18.44 miles. The value of the project is that if you remove the CO<sub>2</sub> from the ethonol, the gas becomes more viable in the market place. He noted that the pipeline does cross the Missouri River and isolation safety valves are placed before and after at the river and every 20 miles on the pipeline. Construction is planned to begin in August, 2023. Land acquisition is at 57% of the mileage to be acquired with voluntary agreements. There are tax benefits for the county as the centrally assessed value is estimated as \$23.4 million capital investment/\$520,000 tax revenue. Mr. Montgomery stated that Summit would like to support local projects—Chair Giese thought the South Sioux City Senior Center would be a good community project. Commissioner Gill wondered what the impact of electric vehicles would have on this project. Mr. Latimer stated creating a cleaner gas by removing the CO<sub>2</sub> would make this product even more valuable. Mr. Montgomery thought going all electric would be decades in the future as our current electrical grid cannot support 100% electric vehicles. Commissioner Albenesius asked about the 50' set back referenced in their handout—Mr. Latimer stated Summit is working with Dakota County Planning & Zoning Commission on the setback. Mr. Latimer stated only CO<sub>2</sub> will be in the pipeline and no other gases and CO<sub>2</sub> is non-flammable.

Commissioner Love moved, seconded by Commissioner Gill, to approve Resolution 22C-023 releasing a pledged security (Treasurer). ROLL CALL VOTE: Gill- yes, Albenesius- yes, Launsby- yes, Giese- yes, Love- yes. UNANIMOUS MOTION CARRIED.

**RESOLUTION 22C-023**  
**APPROVAL OF PLEDGED SECURITIES RELEASE**

**WHEREAS**, as stated in §77-2318.01, the County Treasurer may deposit in any bank, capital stock financial institution, or qualifying mutual financial institution of the county in which he or she is treasurer in excess of the amounts authorized in §77-2318 when (1) the depository secures the deposits by giving security as provided in the Public Funds Deposit Security Act and (2) the same is approved by a formal resolution of the county board; and

**WHEREAS**, the following pledged security releases, surrenders and makes disposition of said secured deposit.

**THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of Dakota County, Nebraska, that **BANK FIRST** be permitted to Release the following securities, held in escrow by the Dakota County Treasurer (trustee) to secure deposits in the County in said bank, to wit:

Union Bank & Trust

Pledge Cusip # 63940CAA2

Amount: \$15,698,335.48

Maturity: 7/26/2066

Jolene Gubbels, Highway Superintendent, presented the Road Report for September 18 to October 1, 2022. Total road maintenance- 213.5 hours; overtime- 4 hours; tree/debris removal- 20 hours; Culverts- 28 hours Perry Ave.; Projects- 9 hours shoulders on North Bluff; garbage pickup- 10.5 hours; gravel hauling- 50 hours; total tons hauled- 720.34; sign repair/ barricading- 5 hours. Gravel concerns- 200<sup>th</sup> Street and S Avenue. Ms. Gubbels stated the overlay project on Atokad Drive will start this week and next week Knife River will start their overlay projects. Also, work on the T Avenue bridge has started.

Discussion was had regarding setting a time for board meetings that is more convenient for the public such as 5:00 p.m. Live televised meeting was discussed which would be informative but not interactive with the public. Mike, Star Editor, stated he has a lot of evening news commitments and would not be as likely to attend. An interactive Zoom option was discussed. Commissioner Love stated we could never meet everyone's schedule. Kevin Rohde stated a concern in previous years was courthouse security when meetings held in the evenings.

Discussion was had regarding memorial signage for Jackie Hartnett (Commissioner 1986 to 2008 - 22 years) on North Bluff Road as she was instrumental on the road paving project completed in 2002. It was thought to do a separate sign versus attaching additional signage to the existing signpost. The Road Department can order the sign when verbiage is decided.

The board discussed their options for the parcels with delinquent taxes and those eligible for foreclosure with the County Attorney. Commissioner Love moved, seconded by Commissioner Launsby, to direct the Treasurer to issue Tax Sale Certificates on the following seven (7) parcels: 220068518, 220123349, 220027358, 220026300, 220018488, 220049831, 220150036. ROLL CALL VOTE: Albenesius- yes, Launsby- yes, Giese- yes, Love- yes, Gill- yes. UNANIMOUS MOTION CARRIED.

Chair Giese moved, seconded by Commissioner Love, to place the eleven (11) parcels eligible for foreclosure back on the November 28<sup>th</sup> agenda coinciding the certificate date of November, 2019, which would make the taxes delinquent for three or more years. ROLL CALL VOTE: Launsby- yes, Giese- yes, Love- yes, Gill- yes, Albenesius- yes. UNANIMOUS MOTION CARRIED.

ARPA projects were discussed.

- (1) Commissioner Love moved, seconded by Commissioner Albenesius, to approve the Swick Duct cleaning bid in the amount of \$11,350.00. ROLL CALL VOTE: Giese- yes, Love- yes, Gill- yes, Albenesius- yes, Launsby- yes. UNANIMOUS MOTION CARRIED.
- (2) The quotes to extend parking were as follows: Franks Asphalt- \$16,800 (5,101 sq ft) and Barkley Asphalt- \$25,800 (6,500 sq ft; grade and haul away existing pavement and soils). The property committee will review the project quotes with the vendors.
- (3) Commissioner Love moved, seconded by Commissioner Albenesius, to approve replacing the carpet on the second floor (County Attorney/District Court area) with matching tile. ROLL CALL VOTE: Love- yes, Gill- yes, Albenesius- yes, Launsby- yes, Giese- yes. UNANIMOUS MOTION CARRIED.

Commissioner Committee Reports: Commissioner Gill- Household Hazardous Waste collection will be in Jackson this Friday, October 7<sup>th</sup> from 3 – 6 p.m. Commissioner Albenesius- Moody Road (Jackson Cemetery ARPA project) Engineer working on bid documents. Commissioner Launsby- Region IV working on new building. Chair Giese- the "pink postcard" did its job.

Mail- Lynelle Bieber correspondence was shared with the Board regarding her concerns with the CO<sub>2</sub> Pipeline project in Dakota County. No emergency business.

Chair Giese adjourned the Board of Commissioners meeting of October 3, 2022, at 4:31 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

