

Dakota County Board of Commissioners
Monday, October 31, 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 – October 17, 2022
 - b. Approval of payroll claims for October 16 - 29, 2022
 - c. Approval of accounts payable claim – JBI(Justice Benefits) SCAAP invoice
 - d. Sheriff/Jail Quarterly Report for July – September, 2022
3. NEW BUSINESS
 - a. Approve Telecommunications Service Agreement with FiberComm to provide local, long distance and internet service.
 - b. Ron Hartnett, Dakota City, present CO₂ Pipeline Information.
4. MISCELLANEOUS
 - a. Jolene Gubbels, Highway Superintendent – Road Report
 - b. Dawn Bousquet, Treasurer, to report the number of distress warrants and total amount of money involved upon turning the distress warrants over to the Sheriff. §77-1718
 - c. County Surveyor, Tim Lamprecht, being requested to locate and/or restore corners for CO₂ Pipeline surveyor and would like board approval to have the company bill him directly rather than invoicing the county.
 - d. Approve job description and hiring process for Dakota County Weed Superintendent
 - e. Approve project/s with monies from the American Rescue Plan Act (ARPA) relief funding.
 - ❖ Moody Road/St. Patrick's cemetery entrance approval to proceed with bidding project
 - ❖ Purchase batwing mower for the Road Department
5. COMMISSIONER COMMITTEE REPORTS
6. MAIL AND/OR EMERGENCY BUSINESS
7. ADJOURNMENT

Chair Giese called for public comment about any item not on the agenda. None.

Chair Giese called for approval of the consent agenda items: (a) approval of the previous meeting minutes – October 17, 2022; (b) approval of payroll claims for October 16-29, 2022; (c) approval of accounts payable claims; (d) Sheriff/Jail Quarterly reports. Commissioner Love moved, seconded by Commissioner Launsby, to approve the consent agenda items. ROLL CALL VOTE: Love- yes, Gill- yes, Albenesius- yes, Launsby- yes, Giese- yes. UNANIMOUS MOTION CARRIED.

Payroll: General Fund Employer- Gross Salaries-\$166,961.65; Net Pay-\$119,900.48; Total Retirement-\$11,519.17; Total FICA-\$12,412.62; Health Plan-\$39,500.00; Dental Plan-\$1,185.00; Life Insurance-\$201.09; 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-\$1,909.20; Robin Hansen-\$1,317.50; Paola Ledesma-\$1,400.00; Joan Spencer-\$2,367.92; Kathy Abbe-\$1,375.20; Dawn Bousquet-\$2,367.92; Maria Garcia-\$1,134.40; Stephanie Gatzemeyer-\$1,570.49; Jalissa Hattig-\$1,363.20; Brenda Landaverde-\$1,289.22; Samantha Mitchell-\$1,286.35; 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-\$1,614.40; Casandra Pedroza-\$638.80; Kevin Hansen-\$2,202.10; Tammy Dunn Peterson-\$1,292.80; Shaun Bird-\$2,762.51; Timothy Decker-\$2,507.65; Brian Ellinger-\$2,434.40; Penny Epting-\$3,763.20; Brian Fernau-\$2,919.34; Tyler Fulkerth-\$2,877.23; Martin Guerrero-\$3,593.10; Melvin Harrison III-\$2,703.84; Jason James-\$2,397.27; Douglas Johnson-\$2,485.18; Kimberly Johnson-\$192.26; Jared Junge-\$2,554.20; Christopher Kleinberg-\$2,583.09; Gregory Nyhof-\$2,131.73; Mardi Schnee-\$1,155.20; Ryne Sell-\$788.04; Sarah Hammond-\$2,178.85; Shantel Krull-\$1,008.00; Debra Schmiedt-\$3,476.65; Kimberly Watson-\$3,697.27; Emma Wiebelhaus-\$1,424.00; Jacob Acero-\$1,838.80; Juan Fernando Aguilar-\$1,998.95; Angelica Antonio Flores-\$1,704.09; Shaelee Barreras-\$129.02; Rebecca

Broer-\$1,855.66; Kacie Brown-\$1,995.09; Lacey Clark-\$1,785.56; Leonardo Davalos-\$760.90; Elisabet DeRoin-\$1,913.04; Jesse Doelle-\$1,704.80; Maria Francisco Pablo-\$743.32; Brian Gomez\$1,653.50; Jonathan Gray-\$2,163.88; Nicole Gray-\$1,744.78; Sara Gritten-\$1,879.64; Kara Groetken-\$1,862.28; Todd Hammer-\$2,364.00; Alex Hanner-\$186.60; Adam Hough-\$1,802.13; Keith Johnson-\$1,724.16; Brandon Long-\$1,681.73; Jose Magana-\$1,611.12; Jennifer Marquez-\$1,731.22; Skyler Miner-\$2,028.25; Keaton Mueller-\$1,807.70; Kelsey O'Neill-\$1,717.22; Zoey Olson-\$1,686.66; Kimberly Peterson-\$1,774.06; Adrian Ramos-\$1,682.17; Michele Rohde-\$1,500.00; Jonathan Romo-Rodriguez-\$1,611.12; Rebecca Schoep-\$1,815.00; Jennifer Svendsen-\$3,027.08; Estrella Vazquez-\$2,152.19; Randall Walsh-\$2,485.23; Steven Zarate-\$1,510.80; Deanna Hagberg-\$2,080.80; Jolene Gubbels-\$2,718.95; Jana Adam-\$1,633.80; Yvette Aldana-\$1,612.80; Theresa Grove-\$2,337.60; Courtney Swick-\$1,410.59; Willard Johnston-\$2,147.42; Nicholas Nieman-\$290.00; **General Fund Employee:** Federal Tax-\$11,952.04; State Tax-\$6,140.03; Soc Sec-\$10,059.89; Medicare-\$2,352.73; Extra Fit-\$1,471.00; Extra Sit-\$145.00; Retirement-\$7,817.30; 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-\$1,148.76; Flex Plan Medical-\$902.58; VSP Vision Prem-\$403.48; Legal Shield-\$155.48; Liberty Nat'l Pretax-\$83.98; VSP Vision Base-\$83.31; **Road Fund Employer:** Gross Salaries-\$17,523.20; Net Pay-\$11,917.31; Retirement-\$1,182.83; Total FICA-\$1,277.81; Health Plan-\$4,000.00; Dental Plan-\$120.00; Life Insurance-\$19.51; Brent Byroad-\$1,980.80; Paul Conley-\$1,567.12; Robert Hacker-\$1,765.60; Lance Jacobsen-\$1,729.60; David Kneiff-\$1,741.60; Kimon Litras-\$1,869.60; Troy Madison-\$86.48; Vernon McFarland II\$1,649.60; Dean Pallas-\$1,753.60; Jeffrey Stanwick-\$1,649.60; Jared Vedral-\$1,729.60; **Road Fund Employee:** Federal Tax-\$1,124.77; State Tax-\$576.19; FICA-\$1,035.61; Medicare-\$242.20; Retirement-\$788.53; Health Plan-\$725.00; Dental Plan-\$63.00; Colonial Health-PreTax-\$38.23; Colonial Health L/D-\$35.10; Garnishments-\$739.39; Road Union Dues-\$175.00; VSP Vision Prem\$15.34; Legal Shield-\$18.41; Liberty National PreTax-\$6.50; VSP Vision Base-\$22.62; **Health Planning Grant Employer 2502:** Gross Salaries-\$1,624.80; Net Pay-\$1,167.30; Retirement-\$109.67; Total FICA-\$113.84; Health Plan-\$500.00; Dental Plan-\$15.00; Life Insurance-\$2.55; Jennifer Ankerstjerne-\$1,624.80; **Health Planning Grant Employee 2502:** Federal Tax-\$74.96; State Tax-\$36.97; FICA-\$92.26; Medicare-\$21.58; Extra Sit-\$5.00; Retirement-\$73.12; Dental Plan-\$21.00; Flex Plan Medical-\$100.00; VSP Vision Prem-\$15.66; Legal Shield-\$16.95; **Health Program Grant Employer 2504:** Gross Salaries-\$1,589.60; Net Pay-\$1,234.00; Retirement-\$107.30; Total FICA-\$119.62; Health Plan-\$500.00; Dental Plan-\$15.00; Life Insurance-\$2.55; Yesica Saldana Cisneros-\$1,589.60; **Health Program Grant Employee 2504:** Federal Tax-\$91.54; State Tax-\$47.03; FICA-\$96.95; Medicare-\$22.67; Retirement-\$71.53; Dental Plan-\$21.00; VSP Vision-\$4.88; **Juvenile Services Aid Employer 2507:** 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 2507:** Federal Tax-\$17.37; State Tax-\$19.61; FICA-\$75.95; Medicare-\$17.76; Retirement-\$55.13.

Accounts Payable: General Fund: United States Treasury – payroll 5-27-21 - \$4,012.98; Justice Benefits – SCAAP grant service fee - \$4,063.84

Commissioner Love moved, seconded by Chair Giese, to approve the Telecommunications Service Agreement with FiberComm to provide local, long distance and internet service for a term of 48 months. ROLL CALL VOTE: Gill- yes, Albenesius- yes, Launsby- yes, Giese- yes, Love- yes. UNANIMOUS MOTION CARRIED.

Ron Hartnett, Dakota City, spoke regarding CO₂ pipelines and big oil—Exxon Mobile and Chevron misleading people by denying climate change which is affecting the health of people worldwide. Carbon Capture is unproven and storage below ground will not work—an old technology called enhanced oil recovery.

Jolene Gubbels, Highway Superintendent, presented the Road Report for October 16-29, 2022. Total road maintenance- 325 hours; culvert / road projects: 220th & Q- 52 hours; shoulder/driveways on overlays- 93 hours; gravel hauling- 18 hours; total tons hauled- 101.23; sign repair/ barricading- 8 hours. Grading concerns- Eagle Drive, Erie Drive.

Dawn Bousquet, Treasurer, reported 105 distress warrants have been turned over to the Sheriff for a total amount to be collected of \$56,256.69.

Tim Lamprecht, County Surveyor, explained that he was requested to restore monuments by a surveyor for the CO₂ pipeline companies near Homer—S32-T29-R9. He shared that the corners being requested to be restored are not in the county road right-of-way and when researching statutes believes that only restoration of corners located in the county road right-of-way are compensable by the County. Chair Giese moved, seconded by Commissioner Love, to approve having the pipelines invoice the surveyor directly for the project to locate and restore monuments not in the county road right-of-way. ROLL CALL VOTE: Albenesius- yes, Launsby- yes, Giese- yes, Love- yes, Gill- yes. UNANIMOUS MOTION CARRIED.

ARPA projects were discussed:

(1) Tim Lamprecht, County Surveyor, researched Moody Road and entrance to St. Patrick's cemetery in relationship to the culvert now part of the cemetery entrance road. He found where the Cemetery Board requested the County to create a right-of-way for them for an entrance which located that Moody Road was moved 50' south he thought in the 1950's possibly when a dam was built and same landowner on both sides of the road. The culvert is old and crumbling. Commissioner Love moved, seconded by Chair Giese, to approve bidding the Moody Road culvert project. ROLL CALL VOTE: Launsby- yes, Giese- yes, Love- yes, Gill- yes; Albenesius- yes. UNANIMOUS MOTION CARRIED.

(2) Quotes for purchase of a batwing mower for the Road Department were reviewed: (a) Hansen Repair- \$31,500; (b) Robertson Implement- \$30,215. Commissioner Love moved, seconded by Commissioner Launsby, to approve the purchase of the batwing mower from Robertson Implement (\$30,215). ROLL CALL VOTE: Giese- yes, Love- yes, Gill- yes, Albenesius- yes, Launsby- yes. UNANIMOUS MOTION CARRIED.

County Weed Superintendent job opening was discussed. The county is required per the Nebraska Noxious Weed Control Act to employ one or more weed control superintendents. Each superintendent shall, as a condition precedent to employment, be certified in writing by the Nebraska Department of Agriculture as a commercial/noncommercial pesticide applicator. The board set the wage at \$20.62 and would like to negotiate with the applicant the hours that would be required—either part-time seasonal or possibly 30 hours with benefits. Commissioner Love stated the job depends on weather conditions. Commissioner Launsby moved, seconded by Commissioner Love, to approve advertising for a weed superintendent at the wage of \$20.62 with the hours and benefits negotiable and job description to be determined (applicator license required). ROLL CALL VOTE: Love- yes, Gill- yes, Albenesius- yes, Launsby- yes, Giese- yes. UNANIMOUS MOTION CARRIED.

Commissioner Committee Reports: Commissioner Love- Merit Commission. No other reports. No mail or emergency business. No interest in the TextMyGov partnership proposal.

Chair Giese adjourned the Board of Commissioners meeting of October 31, 2022, at 4:09 p.m.

Dakota County Board of Commissioners

Robert J. Giese, Chair

Joan Spencer, County Clerk/Board Secretary