

Dakota County Board of Commissioners
Monday, December 27, 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 – December 12, 2022
 - b. Approval of payroll claims for December 11 - 24, 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. Candace Meredith, Deputy Director, Nebraska Association of County Officials (NACO), to update the Board on Association changes.
 - b. Jolene Gubbels, Highway Superintendent, to present and submit a written road study for the vacation or abandonment of road: The East Half of Platted West First Street—Right of Way portion approximately 20 feet west and approximately 110 feet north and south of adjacent to Lot 9, Block 3, Crystal Beach (parcel 220073724) Dakota City, Nebraska. S6, T28N, R9E.
 - c. Approve Resolution 22C-032 to Set Date and Time for Public Hearing to Vacate or Abandon Road: The East Half of Platted West First Street—Right of Way portion approximately 20 feet west and approximately 110 feet north and south of adjacent to Lot 9, Block 3, Crystal Beach (parcel 220073724) Dakota City, Nebraska. S6, T28N, R9E.
 - d. Approve Resolution 22C-033 fixing salaries for Deputies of Elected Officers for the 2023 calendar year.
4. MISCELLANEOUS
 - a. Jolene Gubbels, Highway Superintendent – Bi-Weekly Road Report
 - b. Approve Chair to sign Agreement between Dakota County and Gill Construction Inc for Moody Road Cemetery Entrance Improvement Project.
 - c. Approve Chair to sign Notice of Award (Gill Construction) for Moody Road Cemetery Entrance Improvement project for the contract price of \$132,644.49.
 - d. Monthly Jail Report for November, 2022
 - e. Board to provide clarification for YMCA County membership benefit.
 - f. Approve project/s with monies from the American Rescue Plan Act (ARPA) relief funding.
 - County Court flooring
4. COMMISSIONER COMMITTEE REPORTS
5. MAIL AND/OR EMERGENCY BUSINESS
6. ADJOURNMENT

Chair Giese called for public comment about any item not on the agenda. (1) Gene Mari, property owner on south side of Lik-u-wanta Drive and encouraged the Board to support a hard surface project. He is planning a 15-home housing development and working with an area developer. Commissioner Albenesius stated Dakota County needs new homes and this is an attractive location. Mr. Mari will bring the developer to a future board meeting and he has also talked with Lance at the rural water office. (2) Dawn Bousquet, Treasurer, thanked the Board for their support during her first year in office. (3) Mike Carnes, Dakota County Star Editor, thanked out-going Commissioners Larry Albenesius and Janet Gill and congratulated Joan Spencer, County Clerk, on her retirement and thanked everyone for their support and service through the years.

Chair Giese called for approval of the consent agenda items: (a) approval of the previous meeting minutes of December 12, 2022; (b) approval of payroll claims for December 11-24, 2022; (c) approval of accounts payable claims; and (d) Officials Reports for Register of Deeds, County Clerk and Clerk of District Court. 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-\$169,059.71; Net Pay-\$125,696.61; Total Retirement-\$11,684.75; Total FICA-\$12,933.07; Larry Albenesius-\$952.39; Robert Giese-\$998.54; Janet Gill-\$952.39; Troy Launsby-\$952.39; Scott Love-\$952.39; Cherie Conley-\$3,885.00; Robin Hansen-\$1,360.00; Paola Ledesma-\$1,299.38; Joan Spencer-\$2,367.92; Kathy Abbe-\$1,375.20; Dawn Bousquet-\$2,367.92; Maria Garcia-\$1,134.41; Stephanie Gatzemeyer-\$1,626.40; Jalissa Hattig-\$1,363.20; Brenda Landaverde-\$1,283.20; Samantha Mitchell-\$987.66; 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-\$1,663.20; Johnette Gatzemeyer-\$1,024.00; Kevin Hansen-\$2,039.84; Tammy Dunn Peterson-\$1,292.80; Shaun Bird-\$2,756.05; Timothy Decker-\$2,742.80; Brian Ellinger-\$2,507.56; Penny Epting-\$2,785.65; Brian Fernau-\$2,245.60; Tyler Fulkerth-\$2,245.60; Martin Guerrero-\$2,982.51; Melvin Harrison III-\$3,885.85; Jason James-\$2,737.75; Douglas Johnson-\$2,485.18; Kimberly Johnson-\$384.53; Jared Junge-\$2,880.90; Christopher Kleinberg-\$2,583.09; Jose Magana-\$1,882.56; Gregory Nyhof-\$2,418.62; Jonathan Romo-Rodriguez-\$2,096.01; Mardi Schnee-\$1,162.42; Ryne Sell-\$1,598.02; Sarah Hammond-\$2,178.85; Shantel Krull-\$1,016.00; Melinda Sandvick (Wicks)-\$1,538.46; Debra Schmiedt-\$3,476.65; Kimberly Watson-\$3,697.27; Emma Wiebelhaus-\$1,280.00; Jacob Acero-\$1,838.59; Juan Fernando Aguilar-\$1,644.42; Angelica Antonio Flores-\$2,130.76; Rebecca Broer-\$1,889.61; Kacie Brown-\$1,778.40; Lacey Clark-\$1,747.20; Leonardo Davalos-\$706.17; Elisabet DeRoin-\$1,860.65; Jesse Doelle-\$1,769.48; Maria Francisco Pablo-\$847.70; Jonathan Gray-\$1,967.63; Nicole Gray-\$1,905.66; Sara Gritten-\$1,731.06; Kara Groetken-\$1,845.97; Todd Hammer-\$2,364.00; Zoey Henrichs-\$1,898.89; Adam Hough-\$2,167.32; Keith Johnson-\$1,576.77; Brandon Long-\$1,783.74; Jennifer Marquez-\$1,679.40; Skyler Miner-\$1,831.13; Keaton Mueller-\$1,785.53; Riley Navrude-\$1,166.92; Kelsey O'Neill-\$1,007.64; Kimberly Peterson-\$1,752.75; Adrian Ramos-\$1,618.76; Michele Rohde-\$1,500.00; Rebecca Schoep-\$1,782.75; Jennifer Svendsen-\$2,280.47; Estrella Vazquez-\$1,985.25; Randall Walsh-\$2,485.23; Steven Zarate-\$1,134.60; Deanna Hagberg-\$2,080.80; Jolene Gubbels-\$2,055.76; Jana Adam-\$577.67; Yvette Aldana-\$1,461.60; Jennifer Ankerstjerne-\$1,695.33; Theresa Grove-\$2,337.60; Rosa Rodriguez Romero-\$1,092.00; Courtney Swick-\$1,393.59; Willard Johnston-\$2,147.42; Nicholas Nieman-\$580.00; **General Fund Employee:** Federal Tax-\$12,380.37; State Tax-\$6,475.51; Soc Sec-\$10,481.70; Medicare-\$2,451.37; Extra Fit-\$1,471.00; Extra Sit-\$160.00; Retirement-\$7,942.09; Deferred Comp-\$670.00; Garnishments-\$1,331.06; **Road Fund Employer:** Gross Salaries-\$18,789.37; Net Pay-\$14,018.22; Retirement-\$1,268.30; Total FICA-\$1,440.85; Brent Byroad-\$2,017.94; Paul Jerome Conley-\$1,721.60; Robert Hacker-\$1,765.60; Lance Jacobsen-\$1,729.60; David Kneiff-\$1,753.60; Kimon Litras-\$1,869.60; Troy Madison-\$1,383.68; Vernon McFarland II-\$1,494.95; Dean Pallas-\$1,753.60; Gunner Stanwick-\$1,649.60; Jeffrey Stanwick-\$1,649.60; **Road Fund Employee:** Federal Tax-\$1,283.09; State Tax-\$670.93; FICA-\$1,167.75; Medicare-\$273.10; Retirement-\$845.51; Garnishments-\$530.77; **Health Program Grant Employer:** Gross Salaries-\$1,589.60; Net Pay-\$1,253.18; Retirement-\$107.30; Total FICA-\$121.61; Yesica Saldana Cisneros-\$1,589.60; **Health Program Grant Employee:** Federal Tax-\$94.65; State Tax-\$48.63; FICA-\$98.56; Medicare-\$23.05; Retirement-\$71.53; **Juvenile Services Aid Employer:** Gross Salaries-\$1,500.00; Net Pay-\$1,244.15; Retirement-\$101.25; Total FICA-\$114.75; Kristin Robinette-\$1,500.00; **Juvenile Services Aid Employee:** Federal Tax-\$43.63; State Tax-\$29.97; FICA-\$93.00; Medicare-\$21.75; Retirement-\$67.50;

ACCOUNTS PAYABLE- GENERAL FUND: Robert Giese, mileage, reimbursement-\$614.25; One Office Solutions, name plate-\$15.35; Pender Times, publications-\$580.81; US Bank, NACO conference-\$150.00; Cherie Conley, mileage, meals-\$291.35; Crown Plaza- Kearney, lodging-\$389.85; Dawn Bousquet, mileage-\$365.51; Crown Plaza- Kearney, lodging-\$389.85; DAS State ACCT, state printer/tech fees-\$81.00; Stephanie Gatzemeyer, mileage-\$14.04; MIPS, monthly software-\$2,146.14; One Office Solutions, toner,paper clips, paper,envelop,misc-\$1,097.69; Recording Printing, envelopes-\$821.00; US Bank, NACO workshop-\$170.00; Irene Van Lent, prior years service-\$16.00; Margie Rahn, prior years service-\$12.00; BRALDA INC., re-assmnt-\$340.25; EWDS INC., re-assmnt-\$367.00; IAAO, membership-\$480.00; Leaf, copier system-\$177.87; MIPS, mips data-\$1,886.19; One Office Solutions, copies and supplies-\$81.78; Standard Appraisal Serv. Inc., commercial pkup work-\$29,671.00; Leaf, copier system-\$78.02; Secretary of State, voter cards-\$20.00; Leaf, copier contract-; One Office Solutions, copier totals-; Pender Times, meeting notices-; US Bank, postage-; RTI, IT support contract-\$30,781.40; US Bank, cableone-\$9.95; A.J. Phillips, printed envelopes-\$587.50; Deluxe, checks for printer-\$480.44; Leaf, copier contract-\$94.03; MIPS, scanning-\$135.18; One Office Solutions, copier usage, supp-\$272.91; Government Forms & Supplies, probate case binders-\$309.00; Macro, copier rental-\$344.99; Microfilm Imaging System Inc, scanning-\$177.00; Nebraska Law Review, subscription-\$70.00; US Bank, exhibit organizers,phone line-\$216.10; Blue360 Media, NE crim & traffic manual-\$177.94; Leaf, copier lease-\$167.14; NSBA, dues-\$295.00; One Office Solutions, office supp, copier contract-\$210.85; Dakota County Sheriff, papers,warrants-\$643.66; Crary Huff Ringgenberg Hartnet, mental health case-\$128.25; Dakota County Court, court costs-\$1,953.25; District Court, court costs-\$504.00; Randy S. Hisey, atty fees-\$294.50; Laura Knox- Monson & Holloway Law, atty fees-\$1,306.25; Sophia M LeMoine, MSE, services-\$637.50; Stuart B. Mills, atty fees-\$1,625.00; Douglas Roehich, atty fees-\$1,596.00; Richard Thramer, atty fees-\$2,822.50; Robert Wichser, atty fees-\$9,039.40; A-Ox Welding, services-\$50.45; Berkins Fire & Safety Service, annual services-\$563.25; City of Dakota City, utilities-\$410.75; Easkes Office Solutions, supplies, misc-\$1,649.40; G & R Control, services-\$135.00; Gill Hauling Inc., dumpster service-\$310.55; MidAmerican Energy Co, utilites-\$1,492.10; MidWest Services & Sales, repair-\$128.02; NPPD, utilites-\$4,928.36; Siouxland Lock & Key, services-\$95.00; Stephan Welding Inc., sign post-\$128.50; US Bank, repair sidewalk-\$1,211.37; Verizon, cell bill-\$42.79; Wilmes Hardware, bldg supplies-\$297.65; Angela Abts, mileage-\$139.38; Leaf, copier rental-\$112.98; One Office Solutions, copier maint-\$123.99; PMRNRD, monthly rent-\$750.00; WalMart/Sam's Club, finance charge-\$6.07; Asso for Psychological & Therapy, test for academy-\$690.00; AT & T Mobility, phones-\$640.64; AutoZone, misc,supp,materials-\$779.07; Billion GMC, car repairs-\$832.78; Botach, law enforcement equip-\$620.90; Linda Carson, prior years service-\$11.00; City of So Sioux City, equip

fuel-\$6,373.68; Consolidated Management Co., training meals-\$512.75; Crystal Oil, fuel-\$16.05; Electronic Engineering, law enforcement equip-\$169.56; F & M Bank, radio equip-\$16,514.95; Fremont Tire, tires & repairs-\$22.00; Frontier Precision, LE equip-\$1,223.00; Jack's Uniforms Equip, uniforms-\$800.75; MercyOne, physical-\$90.00; N.L.E.T.C, training-\$120.00; Riverstone Bank, autos-capital outlay-\$10,470.69; Shane's Towing, commercial transport-\$65.00; Siouxland Federal Credit Union, dues,sub,reg,ect-\$6.16; TransUnion Risk & Alternative, search services-\$120.00; US Bank, training,law enforce supp,LE equip,misc-\$1,806.81; Woodhouse, equipment grease & oil-\$106.53; AT&T Mobility, cell phones-\$72.69; Marco, copier contract-\$433.82; Nebraska.gov, certified driver's histories-\$66.00; Pathology Medical Serv., service fee-\$2,120.85; US Bank, traffic law manual, indeed-\$597.48; Woodbury County Sheriff, service fee-\$38.00; City of S Sioux City, county LEC cost share-\$46,622.31; Advanced Correctional Healthcare, doctor fee & prescriptions-\$10,591.28; AT & T Mobility, phones-\$93.74; Bob Baker, supp for prisoners-\$1,552.15; Bekins Fire & Safety Serv, extinguisher annual maint-\$285.67; City of Dakota City, water-\$2,728.68; City of So Sioux City, fuel-\$61.29; Dept. of Correctional Serv, inmate boarding contr-\$12,447.60; Dakota County Jail, notary fees-\$150.00; Easkes Office Solutions, janitorial supp, prisoner supp-\$2,020.37; Arthur J Gallagher Risk Mgt, notary bond-\$50.00; Gill Hauling Inc., dumpster service-\$375.11; GRP, prisoner medical-\$52.00; Hobart Sales & Serv, equip repair-\$249.50; Impersial Fasteber Co, bldg repair-\$975.00; Jack's Uniforms Equip, uniforms-\$624.95; Justice Data Solutions, annual supp-\$2,800.00; MidAmerican Energy Co, utilites- gas-\$2,330.90; Northeast NE Juvenile Serv, juvenile contract-\$7,950.00; NPPD, utilites-\$2,473.36; Plumbing & Heating Wholesale, bldg repair, parts-\$81.41; R Rohan Electric, bldg repair-\$710.30; Streicher's, training munitions-\$137.40; Summit Foods Serv, food & bev-\$33,172.17; Thurston County Sheriff, board of prisoners-\$100.00; US Bank, uniforms,medical,bldg & office supp-\$1,448.19; United Tactical System, training school-\$215.00; Veterans Memorial Fund, 2 flags-\$170.74; Wells Fargo, copier lease-\$500.44; US Bank, Training meal-; Crown Plaza- Kearney, lodging-\$389.85; Leaf, rental-\$103.00; One Office Solutions, copier contract-\$6.80; Verizon, phone bill-\$42.79; Availity, medical billing software-\$125.00; US Bank, phone, supp, misc-\$1,162.81; Dr Thomas Wentz, consulting physician fee-\$250.00; Bill Johnston, mileage-\$247.50; One Office Solutions, supp-\$21.98; Quill, link & toner supp-\$87.36; US Bank, online legal research-\$339.49; Beatrice State Develop. Center, services-\$273.00; Dakota County Treasurer, Hwy Alloc-\$13,740.00; DAS State Accounting, county clerk-\$41.60; MercyOne, monthly EAP-\$229.50; MIPS, payroll/claims/budget support-\$722.10; NACO, member dues-\$1,955.20; Lincoln Regional Center, services-\$458.50; Norm Waitt- YMCA, usage-\$205.00; Regional 4 Behavior Health, Qtr 3 FY 23-\$10,815.25; US Bank, frames, cableone-\$299.76; US Postal Service, monthly postage-\$4,000.00; Zelle, HR consulting-\$4,153.75; DC Treasurer, Chase Bank payment-\$10,138.75; Road Improvement Fund, budget transfer-\$1,322.50; **Road Fund:** B&B Rogers Excavating, gravel-\$6,885.72; Bomgaars, shop supp-\$268.64; Bosselman Pump & Pantry, fuel-\$2,304.36; Central Valley AG, scale for gravel loads-\$80.00; City of So Sioux City, chemical- salt-\$2,013.12; Paul Conley, reimbursement-\$100.00; Cornhusker International, oil-\$15.15; Elkhorn Valley Bank, payment-Jun-Dec A7-\$32,551.31; Emerson Heritage, fuel-\$71.76; Engel's Heating & Cooling, building repair-\$510.00; First State Bank, payment dec/jun-\$5,773.90; Gill Hauling Inc., dumpster service-\$119.76; H204U, water serv-\$49.00; Hydraulic sales & serv, parts-\$44.88; Industrial Tools & Mach, supp-\$110.26; I State Truck Center, supp, parts-\$375.00; J&J's Pronto, fuel-\$252.87; K&K Hubbard Mini Mart, fuel-\$243.00; Dave Kneifl, reimbursement-\$100.00; Lawson Production, shop supp-\$166.13; Kimon Litras, reimbursement-\$100.00; L.G Everist Inc., gravel-\$752.61; LINDBLUM, bathroom serv-\$117.50; Marx Trailer, shop supp-\$89.58; Matherson, oxy/acetylene-\$122.45; Vernon McFarland II, reimbursement-\$100.00; Medical Enterprises, drug test-\$120.00; MEI, bridge inspection 22-\$5,600.00; Arnie Mellick, Prior Yr Serv-\$13.00; Menards, shop supp, repair,misc-\$783.15; Midwest SVC & Sales, traffic signs-\$1,009.50; Midwest Wheel, parts, supp-\$235.06; NPPD, homer service-\$48.40; Northeast NE Telephone, phone-\$187.65; Northeast Power, Hubb shop, Jackson & Hubbard turnoff-\$299.10; Northside Glass, parts-\$952.22; O'reilly Auto Parts, parts, supp-\$266.98; Dean Pallars, reimbursement-\$100.00; Pomp's Tire Service, tires-\$985.72; Power Plan/ Murphy, parts, labor, shop supp-\$583.91; Robertson Implement, tools-\$710.09; Sapp Bros Petroleum, shop supp-\$54.12; Sioux City Ford, parts-\$26.67; Siouxland Hydraulics, labor, parts-\$1,372.55; Stan Houston Equip, equip rental-\$185.00; Gunner Stanwick, reimbursement-\$100.00; Jeff Stanwick, reimbursement-\$100.00; Stephen Welding, steel products-\$156.00; US Bank, shop supp, misc-\$262.66; Verizon Connect, GPS-\$376.95; Verizon Wireless, phones,mini hotspot-\$82.80; Village of Emerson, utilities-\$42.91; Warren Oil, diesel-\$10,633.35; Wilmes Hardware, shop supp-\$125.27; Ziegler's, parts-\$4,426.81; **Road Improvement Fund:** Mainelli Wagner & Assoc Inc, 190th St culvert-\$1,322.50; **Visitor Promo:** SSC Chamber of Commerce, visitor promo-\$25,227.81; **P & M Fund:** Microfilm Imaging System, Data processing equipment-\$210.00; MIPS INC., Data processing/ MIPS software-\$604.04; **Health Dept Program Grants 2504:** US Bank, firespring-\$169.17; Verizon, phone-\$82.80; **Juvenile Grant:** Owens Educational Service Inc, electronic monitoring-\$1,032.00; **DCHD Covid fund 2508:** Ford Motor Credit Co,Truck lease-\$912.16; US Bank, Language Line-\$612.85; **ARPA Fund:** The Pender Times, Moody Road-\$104.50; US Bank, Diamond Vogel paint-\$79.03; **Fund 7850 RFD Sales Tax:** Rural Fire Dept collection-\$33,067.11.

Candace Meredith, Deputy Director, Nebraska Association of County Officials (NACO) updated the Board on things happening at NACO. Ms. Meredith stated there are still cookbooks available for the fundraiser for Furnace County Fire Department who lost several lives during recent forest fires. She gave dates for the following educational opportunities: (1) January 12-13 for new County Clerks /Register of Deeds/Election Commissioner and Treasurers; (2) January 14 for new County Board Member orientation which includes the Board Handbook; (3) COOL Network is a 9-week online learning course (\$200) which meets once a week; (4) certification program in 2023 for board members; (5) County Board

Chair workshop on February 17. She highly recommends to sign up for the NACO Newsletter and Legislative Newsletter. The website NACO domain has changed to nebraskacounties.org and they are also on Facebook and Twitter social media platforms. MIPS is getting ready to roll out a budget update for 2023-24 and also accounts payable and payroll programs will be cloud-based versus AS400. Local Assistance and Tribal Consistency Funds (LATCF) are available—the deadline to apply is January 31 and Dakota County is eligible for \$100,000. Chair Giese asked about funding options for 501.3(c) programs—Ms. Meredith stated to check if it is a government service—any government service and set up a sub-recipient agreement. Bi-partisan infrastructure law was passed last year which includes thousands of programs of which is the cyber-security services; broadband services (Patrick Redmond, State Broadband Coordinator) focusing on rural services and requested action for wireless speed test survey. Also a lot of dollars from Federal Government coming for transportation infrastructure projects in the form of competitive grants for bridges and budding bridge projects. NACO has sent out an RFP for vendors who will help counties write these grants. The legislative priorities NACO will be focusing on are (1) Inheritance Tax and (2) caps on property taxes. Ms. Meredith also stated that NACO will be breaking ground for a new facility for office space and events in Ogallala to better serve the western counties.

Jolene Gubbels, Highway Superintendent, presented and submitted her written road study for the abandonment of the road right-of-way in Millis Beach known as “the east half of West First Street west of Lot 9, platted as a road in Block 3, Crystal Beach Addition, aka Millis Beach area, adjacent to 1610 Erie Drive parcel 220073724, Dakota City, NE, S6, T28N, R9E.” Ms. Gubbels recommendation was to relinquish the right-of-way back to the adjacent landowner east of said road as long as all landowners are in agreement.

Commissioner Love moved, seconded by Commissioner Albenesius, to approve Resolution 22C-032 to set the date and time for a public hearing to vacate the East Half of Platted West First Street—Right-of-Way portion approximately 20 feet west and approximately 110 feet north and south of adjacent Lot 9, Block 3, Crystal Beach, (parcel 220073724) Dakota City, Nebraska. ROLL CALL VOTE: Gill- yes, Albenesius- yes, Launsby- yes, Giese-yes, Love- yes. UNANIMOUS MOTION CARRIED.

RESOLUTION 22C-032
A RESOLUTION TO SET DATE AND TIME FOR PUBLIC HEARING
TO VACATE OR ABANDON A PUBLIC ROAD

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

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

The East Half of Platted West First Street—Right-of-Way portion approximately 20 feet west and approximately 110 feet north and south of adjacent Lot 9, Block 3, Crystal Beach, (parcel 220073724) Dakota City, Nebraska, Section 6, Township 28N, Range 9E

WHEREAS, by action of the Dakota County Board of Commissioners on December 12, 2022, Dakota County Highway Superintendent Jolene Gubbels was directed to perform a study and report to the Board as provided by the laws of the State of Nebraska; and,

WHEREAS on December 27, 2022, Ms. Gubbels submitted a written report to the Board with the following findings and recommends to vacate the described road and relinquish the right-of-way back to the adjacent landowner.

1. The portion of road that the County is not in use and never maintained by the road department.
2. Said public road right-of-way is not used by the public and is of no value to the public, and it therefore serves no purpose to remain open to the public.
3. By vacating the aforementioned road liability can and will be reduced for the county.
4. It does not appear that vacating said road will land lock any landowners in the section.

NOW THEREFORE, BE IT RESOLVED, by the Dakota County Board of Commissioners, that the matter of vacation or abandonment of said road shall be advertised for three consecutive weeks (January 5, 12, 19) and set for public hearing on January 23, 2023, at 3:01 p.m. in the Dakota County Commissioners Board meeting room, Dakota City, Nebraska.

Commissioner Love moved, seconded by Commissioner Gill, to approve Resolution 22C-033 to fix salaries for elected officers' deputies for the 2023 calendar year. ROLL CALL VOTE: Albenesius- yes, Launsby- yes. Giese-yes. Love- yes, Gill- yes. UNANIMOUS MOTION CARRIED.

RESOLUTION 22C-033
RESOLUTION TO FIX SALARIES FOR ELECTED OFFICERS'
DEPUTIES FOR THE 2023 CALENDAR YEAR

WHEREAS, Neb. Rev. Stat. §23-1114 provides that the salaries of all deputies in the offices of the elected officers of the county shall be fixed by the county board at such times as necessity may require; and

WHEREAS, Neb. Rev. Stat. §23-1114.09 provides that the salary of one full-time deputy of the various county offices shall not be less than sixty-five percent of the county officer's salary; and

WHEREAS, Neb. Rev. Stat. §23-1204 provides that the County Attorney may appoint one or more deputy county attorneys, who shall receive such compensation as shall be fixed by the county board; and

WHEREAS, the Board of County Commissioners of Dakota County, Nebraska, desires to fix the salaries for elected officers' chief deputies and County Attorney deputies for the 2023 calendar year at the amounts set forth in Attachment "A" to this Resolution, which Attachment is attached hereto and incorporated herein by this reference.

NOW, BE IT RESOLVED by the Board of Commissioners for Dakota County, Nebraska, as follows:

1. The salaries for elected official's deputies for the 2023 calendar year shall be fixed at the amounts provided in Attachment "A."
2. The salaries are effective for the pay period beginning December 25, 2022.

ATTACHMENT "A"

	2022 Annual Salary	2023 Annual Salary	% of Elected Official Salary	% of Change 2022 to 2023
COUNTY ATTORNEY	96,128.93	98,532.16	100%	2.50%
Debra J. Schmiedt	90,393.00	93,104.79	94.49%	3.00%
Sarah Hammond	56,650.00	58,349.50	59.22%	3.00%
Melinda Sandvick (PT 20 hrs/wk)		40,000.00		
open atty / TBD (experience)	55,000.00	55,000.00	55.82%	0.00%
PUBLIC DEFENDER	75,591.50	89,481.29	100%	18.37%
New Hire or TBD(experience)	55,000.00	58,162.84	65.00%	5.75%
COUNTY SHERIFF	67,160.21	78,839.22	100%	17.39%
Tim Decker	65,199.00	67,154.97	85.18%	3.00%
COUNTY AESSOR	61,565.95	63,105.09	100%	2.50%
Mellissa Collins *	41,017.60	42,518.31	67.38%	3.66%
COUNTY TREASURER	61,565.95	63,105.09	100%	2.50%
Stephanie Gatzemeyer	42,284.00	43,552.52	69.02%	3.00%
COUNTY CLERK	61,565.95	63,105.09	100%	2.50%
Paola Ledesma		41,018.31	65.00%	
CLERK OF DISTRICT COURT	61,565.95	63,105.09	100%	2.50%
Karen Jimenez	40,810.00	42,034.30	66.61%	3.00%

*Note: Certified Assessor license + \$1500

Jolene Gubbels, Highway Superintendent, presented the Road Report for December 11-24, 2022. Total road maintenance- 8 hours; overtime- .5 hours; M Ave culvert project- 21 hours; garbage pickup- 4 hours; snow removal – 133 hours; no gravel hauling; no sign repair/ barricading. Snow Removal concerns- S Bluff Road, Quincy Avenue. Commissioner Albenesius asked if the 190th Street Hydraulic Study was done—yes. Ms. Gubbels hopes to have North Bluff Road concrete replacement panel project bid in January or February and also have gravel and crushed concrete bids ready for approval by March. One & Six Year projects will be bid out in a timely manner to coordinate with the 2023-24 budget.

Commissioner Love moved, seconded by Commissioner Giese, to approve chair to sign the agreement between Dakota County and Gill Construction Inc for the Moody Road cemetery entrance improvement project (ARPA Funds). ROLL CALL VOTE: Launsby- yes, Giese- yes, Love- yes, Gill- yes, Albenesius- yes. UNANIMOUS MOTION CARRIED.

Commissioner Love moved, seconded by Commissioner Albenesius, to approve chair to sign the Notice of Award for Gill Construction on the Moody Road cemetery entrance project for the approved cost of \$132,644.49. ROLL CALL VOTE: Giese- yes, Love- yes, Gill- yes, Albenesius- yes, Launsby- yes. UNANIMOUS MOTION CARRIED.

Commissioner Love read the Jail Report for November, 2022.

November (Average per day):

County Inmates	Federal Inmates	Juveniles	Total-In-House
74	27	1.57	121

2022 Calendar (Average per day):

County Inmates	Federal Inmates	Juveniles	Total-In-House
91	20	0.41	112

2021-2022 Fiscal (Average per day):

County Inmates	Federal Inmates	Juvenil7s	Total-In-House
102	17	0.7	117

Federal Income

November Marshal	\$40,018.75	Fiscal Marshals:	\$208,553.11
November ICE:	560.00	Fiscal ICE:	720.00
November OMMS/SDMS:	<u>1,362.50</u>	Fiscal BIA/OMMS:	<u>2,482.50</u>
November Federal:	\$41,941.25	Fiscal Federal:	\$211,755.61

2022 Calendar Federal: \$552,811.29

November County Contracts: \$385.00 2022-23 Fiscal County Contracts: \$1,870.00
July Phone/Commissary Commission: \$10,289.93

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>
69.78	81.52	66.26	66.74	62.07	77.40	70.65	56.81	62.41	62.87	71.57	

The jail spent \$259,439.06 for the month of November—40% of yearly budget or 14% under fiscal year budget. In November 2021, the jail had spent 32% of yearly budget. The Jail spent \$7,888.51 more than was allotted for November 2022 budget or 3% over budget for the month.

November Bookings:

DCSO:	34	DAKOTA COUNTY:	34
S SCPD:	37	OTHER NE:	20
NSP:	8	SIOUX CITY:	30
COURT/SELF:	5	OTHER IA:	0
FED:	5	OTHER STATES:	5
OTHER:	<u>4</u>	HOMELESS:	<u>4</u>
TOTAL:	93	TOTAL:	93

Discussion was had regarding the 50% county-paid YMCA membership fee being a benefit for 30+ hour employees only or all employees including part time. The County will benefit from healthy employees whether full time or part time and the board motion in 2010 stated approving membership for any employee. Chair Giese moved, seconded by Commissioner Love, to approve including part time employees benefiting from membership at the YMCA and county paying 50% of their membership. ROLL CALL VOTE: Love- yes, Gill- yes, Albenesius- yes, Launsby- yes, Giese- yes. UNANIMOUS MOTION CARRIED.

ARPA Projects were discussed. (1) Commissioner Love moved, seconded by Commissioner Launsby, to approve the County Court flooring project Curry bid for \$9,977.00. ROLL CALL VOTE: Gill- yes, Albenesius- yes, Launsby- yes, Giese- yes, Love- yes. UNANIMOUS MOTION CARRIED.

Commissioner Committee Reports: Commissioner Love- LEC/insurance cost increased 13%. Commissioner Launsby- NACO Annual meeting/TIF session and Zelle session where he would like to see the County consider offering access to board meetings electronically/interactive with a software product like Zoom or Zoho. Chair Giese- met with Northeast Community College (NECC) regarding their expansion plan. He also acknowledged out-going Commissioners Janet Gill and Larry Albenesius thanking them for their service and contributions. He also thanked Joan Spencer, County Clerk, for years of public service—always helpful, busy and staying above the fray of politics.

Chair Giese adjourned the Board of Commissioners meeting of December 27, 2022, at 4:03 p.m.

Dakota County Board of Commissioners

Robert J. Giese, Chair

Joan Spencer, County Clerk/Board Secretary