

Dakota County Board of Commissioners
Monday, June 14, 2021
3:00 p.m. - Regular Business Meeting
County Board Meeting Room, First Floor
Dakota County Courthouse, Dakota City, Nebraska

Chair Gill called the meeting to order 3:00 p.m. with the Pledge of Allegiance. Present at Roll Call: Gill, Love, Giese, Albenesius, Launsby. Absent: None. Also present was Kim Watson, County Attorney, Joan Spencer, County Clerk, acting as Board Secretary. The location of the Open Meetings Act was noted.

The agenda for the meeting was as follows:

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. TABLED ITEMS

- a. Board to discuss, approve or not approve Resolution 20C-005 to declare a moratorium on wind energy farms in Dakota County.

- *Motion required to take from the Table*

2. 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.

3. 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 – June 1, 2021
- b. Approval of payroll claims for May 30 – June 12, 2021
- c. Approval of accounts payable claims
- d. Approval of Officials Reports—Clerk, Register of Deeds, Clerk of District Court
- e. Approval for Dawn Bousquet, Treasurer, for a stop pay issued on check #906 to PHH Mortgage for overpayment on real estate taxes when discovered PHH Mortgage issued a stop pay on their check that would affect the overpayment.
- f. Approval for Dawn Bousquet, Treasurer, for journal entry from General to Junk Fund to correct negative balance of \$42.34.

4. NEW BUSINESS & RESOLUTIONS

- a. **3:01 p.m. Public Hearing** for the purpose of giving citizens the opportunity to offer support, opposition or make neutral comment regarding the proposed revisions to the Zoning Regulations in Section 900.2 Wind Energy Installation.
- b. Approve or disapprove the proposed revisions to the Zoning Regulations in Section 900.2 Wind Energy Installation. The revised regulations come with the approval of the Dakota County Planning & Zoning Board.
- c. Aleisha Barclay, Operations Manager for Pony Express, requesting approval of a Special Designated Liquor License for July 10, 2021 from 9:00 a.m. to 5:00 p.m. for an event at Atokad Downs Race Track.
- d. Ed Mari - Petitions filed with County Clerk requesting vacation and/or abandonment of road as follows: Lynch Avenue minimum maintenance starting at north end and going south between parcels 220059462 and 220059713 (Davidson) approximately 1,042 feet. Section 26, Township 29N, Range 7E, Dakota County, Nebraska.
- e. Board to approve Resolution 21C-018 directing the Highway Superintendent to study the use being made of public road Lynch Avenue starting at north end and going south between parcels 220059462 and 220059713 (Davidson) approximately 1,042 feet. Section 26, Township 29N, Range 7E, Dakota County, Nebraska.
- f. Approve Resolution 21C-019 to appropriate transfer of funds for the over-expended budget of Data Processing.

5. MISCELLANEOUS & OLD BUSINESS

- a. Jolene Gubbels, Highway Superintendent, Bi-weekly Report for June 1 – 10
- b. Discuss Road Equipment inventory
- c. Sheriff Kleinberg – Jail Report for May

6. COMMISSIONER COMMITTEE REPORTS

7. MAIL AND/OR EMERGENCY BUSINESS

8. ADJOURNMENT

Commissioner Love moved, seconded by Commissioner Giese, to remove from the Tabled Items Resolution 20C-005 to declare a moratorium on wind energy farms in Dakota County. ROLL CALL VOTE: Love- yes, Giese- yes, Albenesius- yes, Launsby- yes, Gill- yes. UNANIMOUS MOTION CARRIED.

Chair Gill called for Public Comment about any item not on the agenda. Martin Hohenstein noted there is a large pile of dirt that needs to be removed from the Atokad Trail near Gateway Drive. Commissioner Love noted that the area of concern is within South Sioux City limits.

Chair Gill moved, seconded by Commissioner Giese, to approve consent agenda items (a) approval of the June 1, 2021, minutes; (d) approval of Officials Reports—Clerk, Register of Deeds and Clerk of District Court; (e) approval for Dawn Bousquet, Treasurer, to issue a stop pay on check #906 to PHH Mortgage and (f) approval for Dawn Bousquet, Treasurer, to correct by journal entry a negative balance in the Junk Fund of \$42.34. ROLL CALL VOTE: Giese- yes, Albenesius- yes, Launsby- yes, Gill- yes, Love- yes. UNANIMOUS MOTION CARRIED.

Chair Gill called for further discussion on consent agenda item #b Payroll Claims and the wage increase request for County Attorney employees Schmiedt and Wicks. Chair Gill noted that she was expecting a call at 4:00 p.m. on research and clarification regarding the action of the Board in regard to Statutes 23-1114 and 23-1204. County Attorney stated she was aware of outside counsel advising the Board per 23-1111 that they had no authority to approve or deny the wages and asked the Board to follow the law and approve the claims and if not, she would be filing an appeal in District Court. Commissioner Love asked why statutes 23-1114 and 23-1204 were not referenced in the past when he was told the board could set the budget but the official could spend their money how they wanted. Commissioner Love would like to avoid the issue being handled in court. It was the consensus to wait for the 4 p.m. phone call before taking action on payroll claims.

Chair Gill asked for discussion on consent agenda item #c accounts payable claim for clothing from the Treasurer's Office. Commissioner Giese felt the clothing could be considered a uniform. Kim Watson, County Attorney, did not feel the clothing (polos and sweaters) met the definition of a uniform. The state auditor's office cautioned us to be in compliance with the IRS fringe benefits as a taxable wage. The state auditor's office gave guidance on statute 13-2203 and the county does not have a Policy in place for expenditure of public funds for items of value awarded to employees—a policy and public hearing is required before the Board can approve such claim. Chair Gill moved, seconded by Commissioner Giese, to approve all accounts payable claims except the treasurer clothing claim (Absolute Screen Art \$646.00). ROLL CALL VOTE: Albenesius- yes, Launsby- yes, Gill- yes, Love- yes, Giese- yes. UNANIMOUS MOTION CARRIED.

Accounts Payable: General Fund: One Office Solutions, envelopes-\$12.15; Pender Times, publications-\$251.98; US Bank, NACO online training-\$85.00; Hampton Inn York, lodging-\$196.00; Leaf, copier lease-\$78.02; One Office Solutions, office supplies-\$34.39; US Bank, Adobe PDF subscription-\$89.99; Dawn Bousquet, computer web cam & mileage-\$475.43; DAS State Acct, state software-\$81.00; Curry Floor & Acoustics, carpet-Treasurer office-\$2,405.00; Dugan Printing & Promotions, office documents-\$579.08; Junk Fund 9700, correct conversion errors-\$42.34; Oscar Galarza, install carpet-\$600.00; Graffix Inc, name plate-\$94.50; H2O4U, water-\$26.00; MIPS, monthly software-\$919.91; One Office Solutions, office supplies & work station-\$1,596.87; Security Shredding, shredding-\$35.00; Barb Swanson, mileage-\$151.37; US Bank, meals & 2 anti-fatigue mats-\$440.36; Irene VanLent, prior years service-\$16.00; Margie Rahn, prior years service-\$12.00; Bralda, Inc., appraisal services-\$620.50; EWDS Inc, appraisal services-\$566.00; Leaf, copier lease-\$112.50; One Office Solutions, copies-\$53.38; Security Shredding, shredding-\$35.00; Stanard Appraisal Serv, appraisal services-\$13,424.50; Madelyn Thorsland, prior years service-\$10.00; US Bank, valuation services-\$119.40; Curry Floor & Acoustics, carpet-tiles County Clerk-\$3,289.97; Security Shredding, shredding-\$40.00; Pender Times, publications-\$9.20; RTI, monthly support & licenses-\$4,130.75; US Bank, domaine name & domaine fee-\$6.95; Leaf, copier lease-\$94.03; MIPS, scanning-\$131.00; One Office Solutions, copier lease-\$94.43; DAS State Acct, supplies-\$128.60; Marco, copier lease-\$727.79; Microfilm Imaging, scanning-\$177.00; Security Shredding, shredding-\$70.00; US Bank, office furniture & office remodel-\$2,927.76; Leaf, copier lease-\$65.00; One Office Solutions, copier lease & supplies-\$133.44; Jane Andersen, mental health hearing-\$140.50; Buffalo County Sheriff, service fees-\$18.50; Colfax County Sheriff, service fees-\$6.50; Maggie Cook, mental health hearing-\$112.50; Dakota County Court, court costs-\$1,096.60; Dakota County Sheriff, papers & warrants-\$941.44; Dakota County District Court, court costs-\$780.00; Galyen Boettcher Baier PC, crt appt atty fees-\$1,788.02; Randy Hisey, crt appt atty fees-\$5,625.00; Kenneth Jacobs, crt appt atty fees-\$3,650.25; Linda Kastning, mental health hearing-\$140.50; Douglas Roehrich, crt appt atty fees-\$2,862.80; Security Shredding, shredding-\$35.00; Richard Thrumer, crt appt atty fees-\$4,253.75; US Bank, stamp-\$32.86; Washington County Sheriff, sheriff fees-\$18.50; Robert Wichser, crt appt atty fees-\$8,841.20; A-Team Heating & Cooling, AC units-\$5,200.00; City of Dakota City, utilities-\$160.66; Curry Floor & Acoustics, hallway floors-\$6,634.31; Eakes Office Solutions, janitorial supp-\$364.68; G & R Controls, heating/ac controls-\$135.00; Gill Hauling Inc., dumpster-\$95.00; Johnston Supply, filters-\$175.20; MidAmerican Energy, utilities-\$1,024.43; Midwest Alarm Co, fire inspections 7-1-12 to 6-30-22-\$417.84; NPPD, utilities-\$1,333.28; Stephan Welding, bench brackets-\$78.00; Trembly, pest control-\$55.00; US Bank, fuel, keys-\$243.55; Verizon, cell phone-\$41.13; Wilmes Hardware, tools & supplies-\$196.45; Angela Abts, mileage-\$45.92; Carol Larvick, mileage-\$205.28; Leaf, copier lease-\$133.75; One Office Solutions, supplies-\$903.87; Papio-Missouri NRD, monthly rent-\$600.00; University of Nebraska, ipads and cases-\$1,114.76; US Bank, postage, furniture, memberships-\$555.84; WalMart, supplies-\$21.92; AT & T Mobility, cell phones-\$400.40; Autozone, parts, brakes & oil-\$36.92; Axon Enterprises Inc, law enforcement equipment-\$2,195.93; Billion GMC, new motor-\$6,738.76; Burke Engineering Sales, trine strike-\$120.00; Linda Carson, prior years service-\$11.00; City of SSC, fuel-\$5,247.56; F & M Bank, 2017 radio payment-\$16,514.95; First State Bank, 2020 vehicle payment-\$10,488.57; Jack's Uniforms, uniforms & equipment-\$598.55; Lynn Peavey Company, blood/alcohol kits-\$91.30; Nebraska Public Health lab, lab-\$105.00; TransUnion Risk & Alternative, searches-\$110.00; Tucker's Glass Shop, windshield-\$260.00; US Bank, lodging, training, supplies, fuel-\$764.27; Verizon, cell phone-\$200.05; Wilmes Hardware, batteries-\$74.97; AJ Phillips, letterhead-\$250.00; AT&T Mobility, cell phones-\$263.00; Chesterman Co, water-\$32.00; Marco, copier lease-\$562.32; Marco Technologies,

printer contract-\$62.06; Nebraska.gov, certified copy-\$7.00; Pathology Medical Services, autopsy-\$827.33; Quill, office supplies-\$647.86; US Bank, Adobe software, notary exp-\$535.21; Melinda Wicks, keyboard-\$64.99; City of SSC, LEC Share & Set-aside equipment-\$40,315.96; Jack's Uniforms, uniforms-\$1,709.45; Advanced Correctional Healthcare, doctor fees & Rx-\$10,282.80; AED Superstore, cpr manikins w/aed-\$1,299.55; AT&T Mobility, phones-\$94.04; Bob Barker, inmate supplies-\$1,568.81; Cash-Wa Distributing, kitchen supp-\$59.79; City of SSC, fuel-\$108.81; Eakes Office Solutions, supplies-\$2,488.30; Ecolab, cleaners-\$924.66; Foulk Brothers Plumbing & Heating, installed sink-\$195.46; Gill Hauling Inc., dumpster-\$205.00; GRP, disposal-\$52.00; GT Distributors Inc, fogger-\$4,201.85; Jack's Uniforms, uniforms-\$5,024.50; Jones Pest Control, spraying-\$321.00; Long Lines, phones-\$160.00; MidAmerican Energy Co, utilities-\$664.38; NPPD, utilities-\$3,139.02; Security Shredding, shredding-\$52.50; South Side Glass, glass replacement-\$208.70; Summit Food Service, food & beverage-Jail-\$15,747.97; Trembly, pest control-\$50.00; US Bank, training, medical, supp-\$885.39; Wells Fargo Financial Leasing, copier lease-\$375.03; City of SSC, fuel-\$34.06; US Bank, Sparklight & office supplies-\$576.33; Leaf, copier lease-\$103.00; One Office Solutions, copier lease-\$13.22; Verizon, phones-\$41.13; Bomgaars, spraying equipment-\$119.96; Dakota County Star, publications-\$198.00; Nebraska Weed Control Assoc, workshop-\$120.00; Jennifer Ankerstjerne, supplies-\$12.71; AT&T Mobility, phones-\$185.56; Availity/Realmed, medical billing-\$125.00; NALHD, Covid 19 resources-\$5,000.00; US Bank, meals, gifts, supplies-\$371.55; Verizon, cell phone-\$95.45; Dr Thomas Wentz, consulting physician fee-\$250.00; John Gunia, gravemarkers-\$600.00; Bill Johnston, mileage-\$377.44; One Office Solutions, copy fees-\$27.13; Tyler Technologies, data processing-\$449.00; US Bank, law library-\$329.60; Dakota County Treasurer, wire fee-\$20.00; Dakota City Postmaster, annual PO Box rental-\$1,142.00; DHHS Finance & Acctg, General Assist cases-\$73.63; DAS State Acct, payroll/acct payable-\$41.60; F & M Bank, service fees-\$36.42; Fibercomm, phone-\$630.12; JP Morgan Chase, C Ave & Veterans Drive paving payments & interest-\$194,651.25; Cindy Krusemark, Old Log Church Cemetery-\$1,000.00; MercyOne Siouxland, Monthly EAP-\$229.50; MIPS, HR software-\$613.98; Neb DHHS-Beatrice, housing inmates-\$276.00; Neb DHHS-Lincoln housing inmates-\$276.00; NIRMA, workmens comp & general liability-\$157,032.10; Norm Waitt Sr YMCA, monthly fees-\$143.50; Priority Communications, phone repairs-\$226.00; Region 4, mental health & substance abuse-\$10,474.75; US Bank, postage supplies-\$223.00; US Postal Service-Quadiant, postage-\$2,500.00; Woods & Aitken, legal counsel-unions-\$13,250.69; Chase Bank, Highway Allocation bund bonds-\$81,337.50; Road Improvement, budget transfer-\$226,034.92; **Road Fund:** Advance Auto, parts & oil-\$79.50; Agrivision, oil-\$89.02; Bosselman Pump & Pantry, fuel-\$4,814.02; Butler County Landfill, scrap tire cleanup-\$16,038.78; Dakota County Road Petty Cash, supplies-\$3.41; Elkhorn Valley Bank, grader payment-\$32,551.30; Emerson Heritage, fuel-\$112.31; First State Bank, Pickup payment-\$5,773.90; Fremont Tire, tires-\$4,329.30; gWorks, signage software-\$428.40; Gill Hauling Inc., dumpster-\$70.50; Hope Gubbels, 16 hours tire cleanup-\$176.00; Jolene Gubbels, 16 hours tire cleanup-\$176.00; H2O4U, water-\$8.50; J&J's Pronto, fuel-\$465.29; Bob Jacobsen, prior years service-\$17.00; K&K Hubbard Mini Mart, fuel-\$261.45; LG Everist Inc, gravel-\$95,972.75; Langenfeld Contracting, gravel-\$1,372.33; Mark Albenesius Inc, asphalt & road maintenance-\$19,335.71; Marx Truck/Trailer, parts-\$35.32; Matheson, oxy/acetylene-\$196.23; Medical Enterprises, drug testing-\$40.00; Arnie Mellick, prior years service-\$13.00; Midwest Svc & Sales, signs & culverts-\$17,688.05; Midwest Wheel, supplies-\$365.34; Marlan Millard, prior years service-\$15.00; NPPD, electric-\$48.40; NIRMA, workmens comp & general liability-\$27,848.90; NNTC, telephones-\$158.89; Northeast Power, electric-\$257.95; Northside Glass, parts-\$341.00; O'Reilly Auto Parts, parts-\$48.15; Pender Times, publications-\$316.44; Power Plan/Murphy, parts-\$643.19; RC Customs, parts & labor-\$109.80; Sapp Bros Petroleum, fuel-\$1,249.50; US Bank, parts-\$90.87; Verizon Connect, GPS trackers-\$274.78; Verizon, cell phone-\$100.64; Village of Emerson, utilities-\$45.63; Warren Oil, fuel-\$6,977.65; Wilmes Hardware, supplies-\$52.15; Ziegler's, parts, supplies, labor, blades-\$8,640.17; **Road Improvement:** Knife River, Fiddler Creek Overlay-\$115,207.40; Nelson & Rock Contracting, K Burcham Bridge-\$20,000.00; Norfolk Contracting, Willis Bridge-\$86,696.00; Veenstra & Kimm, N Bluff Rd Phase 2 engineering-\$3,166.36; **Visitor Promo:** SSC Chamber of Commerce, visitor promo-\$17,252.02; **P & M Fund:** MIPS, monthly software-\$584.70; MIS, computer lease-\$210.00; **Health Grant:** US Bank, Sparklight-\$362.40; **Juvenile Grant:** Language Line Services, interpretation services-\$56.32; Owens Educational Services, tracking-\$1,706.72; US Bank, lodging & meals-\$349.54; **Public Safety:** Fund 7850 RFD Sales Tax, Rural Fire Dept collection-\$31,216.04.

Chair Gill opened the public hearing at 3:25 p.m. for the purpose of giving citizens the opportunity to offer support, opposition or make neutral comment regarding the proposed revisions to the Zoning Regulations in Section 900.2 Wind Energy Installation. Chair Gill called for anyone speaking in support—there was none. Chair Gill called for anyone speaking in opposition—there was none. Chair Gill called for anyone making neutral comments—there was none. Chair Gill closed the hearing at 3:27 p.m.

Chair Gill moved, seconded by Commissioner Launsby, to approve the revisions to the Zoning Regulations in Section 900.2 Wind Energy Installation. ROLL CALL VOTE: Launsby- yes, Gill- yes, Love- no, Giese- yes, Albenesius- yes. MOTION CARRIED.

Section 900.2 WIND ENERGY INSTALLATIONS

This section is intended to regulate wind energy conversion systems, including such devices as wind charger, windmill, or wind turbines in the County in conformance with the American Wind Energy Association (AWEA) and the United States Department of Energy standards and requirements. Wind energy systems regulations in the County are adopted to protect residential areas and land uses from potential adverse impact of installation of wind energy systems through careful design, siting, and camouflaging and to avoid potential damage to property caused by wind energy systems by ensuring such structures are soundly and carefully designed, constructed, modified, maintained, repaired, and removed when no longer used or determined to be structurally unsound and to ensure that wind energy systems are compatible with surrounding land uses.

SMALL WIND ENERGY SYSTEMS

Section 900.2.100 Purpose. It is the purpose of this regulation to promote the safe, effective and efficient use of small wind energy systems installed to reduce the on-site consumption of utility supplied electricity.

Section 900.2.101 Definitions. The following are defined for the specific use of this section.

1. ROTOR DIAMETER: Shall mean the diameter of the circle described by the moving rotor blades.
2. SMALL WIND ENERGY SYSTEMS: Shall mean a wind energy conversion system consisting of a wind turbine, a tower, and associated control or conversion electronics, which has a rated capacity of not more than 100 kilowatt and which is intended to primarily reduce on-site consumption of utility power.
3. STRUCTURALLY MOUNTED SYSTEM: Shall mean a Small Wind Energy System that is designed to be mounted on a building including residential dwellings.
4. TOTAL HEIGHT: Shall mean the highest point, above ground level reached by a rotor tip or any other part of the Wind Energy Conversion System.
5. TOWER HEIGHT: Shall mean the height above grade of the first fixed portion of the tower, excluding the wind turbine itself.

Section 900.2.102. Requirements. Certain requirements as set forth below shall be met:

1. Tower Height
 - a. For property sizes between ½ acre and one acre the tower height shall be limited to 80 feet.
 - b. For property sizes of one acre or more, there is no limitation on tower height, except as imposed by Federal Aviation Administration regulations.
 - c. Property under 1/2 acre not eligible.
2. Setbacks
 - a. No part of the wind system structure, including guy-wire anchors, may extend closer than accessory building setbacks of the appropriate zoning district of the property lines of the installation site.
3. Noise
 - a. Small wind energy systems shall not exceed 50 dBA, as measured at the closest neighboring inhabited dwelling unit; however,
 - b. The noise level may be exceeded during short term events such as utility outages and/or severe wind storms.
4. Approved Wind Turbines
 - a. Small wind turbines must have been approved under the Emerging Technologies program of the California Energy Commission or any other small wind certification program recognized by the American Wind Energy Association.
5. Compliance with Building and Zoning Ordinances
 - a. Applications for small wind energy systems shall be accompanied by standard drawings of the wind turbine structure, including the tower base, and footings.
 - b. An engineering analysis of the tower showing compliance with official building code of the governing body and/or the State of Nebraska certified by a professional engineer licensed and certified in Nebraska shall also be submitted.
 - c. The manufacturer frequently supplies this analysis.
 - d. Wet stamps shall be required.
 - e. Review of applicable Airport Zoning Ordinances (AZO) and restrictions as set forth by the Federal Aviation Administration (FAA).
6. Compliance with Federal Aviation Administration (FAA) and Nebraska Department of Transportation, Aeronautics Division.
 - a. Small wind energy systems must comply with applicable Federal Aviation Administration and Nebraska Department of Aeronautics regulations, including any necessary approvals for installation close to an

airport. Airports that may impact the addition of Wind Turbines in Dakota County include but are not limited to:

- i. Sioux Gateway Airport, 2403 Aviation Blvd, Sioux City, IA
 - ii. Martin Field, South Sioux City NE
 - iii. Any private/public owned
 - b. Regardless of AZO adoption, presence of structures and certain wildlife attractants near airports are regulated by the FAA.
7. Compliance with National Electrical Code
- a. Permit applications for small wind energy systems shall be accompanied by a line drawing of the electrical components in sufficient detail to allow for a determination that the manner of installation conforms to the National Electrical Code.
 - b. The manufacturer frequently supplies this analysis.
8. Utility Information
- a. No small wind energy system shall be installed until evidence has been given that the utility company has been informed of the customer's intent to install an interconnected customer-owned generator,
 - b. Off-grid systems shall be exempt from this requirement.

	Wind Turbine - Non-Commercial	Meteorological Towers
Property Lines (other than right angle corners)	1.1 times the total height	One times the total height
Neighboring Dwelling Units	1.1 times the total height	One times the total height
Road Rights-of-Way	1.1 times the total height	One times the total height
Other Rights-of-Way	1.1 times the total height	One times the total height
Public Conservation Lands including Wildlife Management Areas and State Recreation Areas	not applicable	600 feet
Wetlands, US Fish & Wildlife Service Types III, IV, and V	not applicable	600 feet
Other Structures not on the applicant's site	not applicable	One times the total height

COMMERCIAL/UTILITY GRADE WIND ENERGY SYSTEMS

Section 900.2.200 Purpose. It is the purpose of this regulation to promote the safe, effective and efficient use of commercial/utility grade wind energy systems within Dakota County, Nebraska.

Section 900.2.201. Definitions. The following are defined for the specific use of this section.

1. ACCESS ROADS: Shall mean a public or private road providing vehicular access to the boundary of a parcel of real property being proposed for development.
2. AGGREGATE PROJECT: Shall mean projects that are developed and operated in a coordinated fashion, but which have multiple entities separately owning one or more of the individual wind energy conservation system within the larger project. Associated infrastructure such as power lines and transformers that service the facility may be owned by a separate entity but are also part of the aggregated project.
3. ANEMOMETER TOWER: Shall mean a structure, including all guy wires and accessory facilities, on which an anemometer is mounted, that is fifty (50) feet in height above the ground or higher, is not located within the boundaries of a municipality, and whose appearance is not otherwise regulated by state or federal law. An "Anemometer" means an instrument for measuring and recording wind speed.
4. CLUSTERING: The grouping of wind turbines positioned or occurring closely together around a non-participating inhabited dwelling.

5. **COMMERCIAL WIND ENERGY CONSERVATION SYSTEM:** Shall mean a wind energy conversion system of equal to or greater than 100 kilowatt in total name plate generating capacity.
6. **DBA:** Shall represent an A-weighted decibel measurement of sound in the air as perceived by the human ear. Noise is measured in units of sounds pressure levels called decibels.
7. **DEVELOPER:** Any individual, corporation, or other organized entity which is planning, proposing, collecting easement/contracts from property owners, or any other activity associated with a proposed wind energy conservation system project, wind energy conservation system project under construction, or operator of the completed wind energy conservation system including individual wind turbines, and/or their successors.
8. **DAYTIME HOURS:** Shall mean a time period from 8:00 a.m. local time to 8:00 p.m. local time.
9. **FALL ZONE:** Shall mean the area, defined as the furthest distance from the tower base, in which a guyed tower will collapse in the event of a structural failure. This area is less than the total height of the structure.
10. **FEEDER LINE:** Any power line that carries electrical power from one or more wind turbines or individual transformers associated with individual wind turbines to the point of interconnection with the electrical power grid, in the case of inter connection with the high voltage transmission systems the point of interconnection shall be the substation serving wind energy conservation system.
11. **HABITABLE STRUCTURE:** A building which provides protection from the weather. The structure shall also contain the necessary plumbing facilities found in livable spaces and the structure shall be connected to all utilities.
12. **HUB:** The mechanical area sitting atop of a wind turbine structure containing the generation equipment and the point where the blades are connected to the system.
13. **HUB HEIGHT:** The overall height measured from grade of a wind turbine to the center point of the hub of the turbine.
14. **ICE BRAKING:** A means built into individual wind turbines that will shut the turbine down if ice build-up is detected.
15. **LANDOWNER, NON-PARTICIPATING:** An individual or group of individuals not involved in the overall project via land leases, contracts, easements and other such means that may or may not be directly impacted by the wind energy conservation system project. This definition applies to specific parcels; therefore, an individual or group of individuals may be considered participating on one parcel but not another.
16. **LANDOWNER, PARTICIPATING:** An individual or group of individuals involved, directly or indirectly, in the overall project via land leases/contract and other such means.
17. **METEOROLOGICAL TOWER:** A tower which is erected primarily to measure wind speed and directions plus other data relevant to siting a Wind Energy Conversion System. Meteorological towers do not include towers and equipment used by Sioux Gateway and Martin Field Airport, the Nebraska Department of Roads, or other applications to monitor weather conditions.
18. **NON-PARTICIPATING LANDOWNER IMPACT EASEMENT:** Any easement given by a non-participating Landowner allowing a wind energy conservation system project to be constructed. Said easement shall be negotiated between the parties and a release signed by the landowner and then attached to the property deed in the Register of Deeds Office.
19. **PROJECT OWNER:** The individual, or corporate entity responsible for the development of a wind energy conservation system project and is typically the applicant for an overall project.
20. **PUBLIC CONSERVATION LANDS:** Land owned in fee title by State or Federal agencies and managed specifically for conservation purposes, including but not limited to State Wildlife Management Areas, State Parks, Federal Wildlife Refuges and Waterfowl Production Areas. For purposes of this regulation, public conservation lands will also include lands owned in fee title by non-profit conservation organizations. Public conservation lands will also include private lands upon which conservation easements have been sold to public agencies or non-profit conservation organizations.
21. **ROTOR DIAMETER:** Shall mean the diameter of the circle described by the moving rotor blades.
22. **SHADOW FLICKER:** The shadow cast from the rotating blades of a turbine which moves with the blades.
23. **SUBSTATIONS:** Any electrical facility to convert electricity produced by wind turbines to a voltage greater than 35,000 volts (35 kilovolt) for interconnection with high voltage transmission line.
24. **TOTAL HEIGHT:** Shall mean the highest point, above ground level, reached by a rotor tip or any other part of the Wind Energy Conversion System.
25. **TOWER:** Shall mean the vertical structures that support the electrical, rotor blades, or meteorological equipment.
26. **TRANSMISSION LINE:** The electrical power lines that carry voltages of at least 69,000 volts (69 kilovolt) and are primarily used to carry electric energy over medium to long distances rather than directly interconnecting and supplying electric energy to retail customers.
27. **WIND ENERGY CONSERVATION SYSTEM:** An electrical generating facility comprised of one or more wind turbines and accessory facilities, including but not limited to: power lines, transformers, substations and meteorological towers that operate by converting the kinetic energy of wind into electrical energy. The energy may be used on-site or distributed into the electrical grid.

29 WIND TURBINES: Any piece of electrical generating equipment that converts the kinetic energy of blowing wind into electrical energy using airfoils or similar devices to capture the wind.

Section 900.2.202. Requirements. Permanent Meteorological towers shall be considered part of the system. Temporary meteorological towers may be permitted in the Primary Agricultural and Secondary Agricultural Districts by a Zoning Permit and limited to two years or less. When requesting a conditional use permit for a commercial/utility grade wind energy conversion system and/or a zoning permit for a temporary meteorological tower; the following requirements and information shall be met and supplied at the time of the Conditional Use Permit application:

1. The name(s) of the project owner.
2. The name of the project.
3. The legal description and address of the project.
4. A description of the project including for all anticipated turbine models; Number, type, name plate generating capacity, tower height, rotor diameter, and total height of all wind turbines and means of interconnecting with the feeder lines.
5. Site layout, including the location of property lines, and the anticipated location of wind turbines, electrical grid, access roads and all related accessory structures. This site layout shall include distances and be drawn to scale. Included with this shall be an area or zone (within 300 feet of the initial location) that meets all setbacks: where actual wind energy conservation system will be considered.
6. Documentation of land ownership or legal control of the property.
7. A U.S. Geological Survey topographical map, or map with similar data, of the property and surrounding area, including any other wind energy conservation system not owned by the applicant, within 10 rotor diameters of the proposed wind energy conservation system.
8. Location of wetlands, scenic, and Public Conservation Lands including Wildlife Management Areas and State Recreation Areas natural areas within 1,320 feet of the proposed wind energy conservation system.
9. Location of all Sioux Gateway and Martin Field Airport's Communication Towers and all other known Communication Towers within two miles of the proposed wind energy conservation system.
10. Description of potential impacts on nearby wind energy conservation system and wind resources on adjacent properties not owned by the applicant.
11. The applicant shall supply the emergency management agency and/or fire departments with basic emergency response plan.
 - a. Applicants shall be required to establish a separate road repair and maintenance agreement with the County and the commercial wind energy conservation system developer which shall be created and made part of the Conditional Use Permit. The agreement shall detail road improvements, road reconstruction, additional right-of-way needs, location of transmission lines, easements, bond, and payment requirements. **The agreement shall require the owner to ascertain an irrevocable line of credit or an escrow bearing account equal to 1 million dollars per wind turbine not to exceed 10 million dollars to ensure sufficient funding is available for road repair. For every county bridge crossed an additional 1 million dollars per wind turbine not to exceed 10 million dollars to ensure sufficient funding is available for bridge repair. The wind energy conservation system developer to pay for inspection for bridges before and after by a county approved inspector. The escrow account for decommissioning to be held in a Dakota County Commissioner approved financial institution.**

Section 900.2.203. Zoning Permit Application and necessary Materials.

1. The latitude and longitude of individual wind turbines.
2. Engineer's certification. Certification by an Engineer competent in disciplines of wind energy conservation.
3. An Acoustical Analysis that certifies that the noise requirements within this regulation can be met.
4. Federal Aviation Administration and Nebraska Department of Transportation review and permit application.
5. Decommissioning Plan including the financial means to implement the plan.

Section 900.2.204. Aggregated Projects. The following concerns an aggregated project(s).

1. Aggregated projects may jointly submit a single application and be reviewed under joint proceedings, including notices, public hearings, reviews and as appropriate approvals.
2. Permits may be issued and recorded separately.
3. **Joint projects will be assessed fees as one project.**
4. Setbacks to property lines, not road rights-of way, may be less when adjoining property owners are within the same aggregate project.
5. Clustered wind turbines shall not:

- a. Have more than two turbines between the distances of 2700 feet and 4000 feet from a dwelling on a non-participating landowner property.
 - b. These standards shall apply unless the developer and non-participating landowner provide the county with an approved impact easement.
6. Approval of an aggregated project shall give the applicant the approval necessary to begin final site locations, if necessary, within any variations allowed by the Planning Commission and County Board.
7. Approval of an aggregated project shall provide authorization to the developer to commence on the project unless specific conditions are applied during the review and approval process.

Section 900.2.205.

Setbacks. All towers shall adhere to the setbacks as measured from the base established in the following table:

	Wind Energy Conservation System Wind Turbine -- Commercial/Utility Wind Energy Conservation System	Meteorological Towers
Property Lines	1.1 times the total height	1.1 times the total height
Neighboring Dwelling Units - Participating	1,500 feet	1.1 times the total height
Neighboring Dwelling Units - Non-Participating	2,700 feet. 2 miles. These requirements may be lessened when an impact easement has been signed with said non-participating landowner.	1.1 times the total height
Road* Rights-of-Way	1.1 times the total height, if ice-braking procedures are put in place during the conditional use process; otherwise 1.5 times the hub height + the rotor diameter.	1.1 times the total height
Other Rights-of-Way	1.1 times the total height, if ice-braking procedures are put in place during the conditional use process; otherwise 1.5 times the hub height + the rotor diameter.	1.1 times the total height
Public Conservation Lands including Wildlife Management Areas, NRD and State Recreation Areas	Greater of 600 feet 2 miles or a distance required by any state or Federal Agency	Greater of 600 feet or a distance required by any state or Federal Agency
Wetlands, US Fish & Wildlife Service Types III, IV, and V	Greater of 600 feet 2 miles or a distance required by any state or Federal Agency	Greater of 600 feet or a distance required by any state or Federal Agency
* The setback shall be measured from any future Rights-of-Way if a planned change or expanded right-of-way is known, as identified in the County's 1 and 6-year Road Program at the time of the application.		

* The setback shall be measured from any future Rights-of-Way if a planned change or expanded right-of-way is known, as identified in the County's 1 and 6-year Road Program at the time of application.

Section 900.2.206 Special Safety and Design Standards and Additional Requirements. Special safety and design standards for all towers and additional listed requirements are stated below, which shall be adhered to and are specifically written for this section:

1. Clearance of rotor blades or airfoils must maintain a minimum of 24 feet of clearance between their lowest point and the ground.
2. All Commercial/Utility wind energy conservation system shall have a sign or signs posted on the tower, transformer and substation, warning of high voltage. Other signs shall be posted at the entrance to the site with the 911 address and emergency contact information.
3. All wind turbines, which are a part of a commercial/utility wind energy conservation system, shall be installed with a tubular, monopole type tower.
4. Consideration shall be given to painted aviation warnings on all towers less than 200 feet.
5. Color and finish
 - a. All wind turbines and towers that are part of a commercial/utility wind energy conservation system shall be white, grey, or another non-obtrusive color. Blades may be black in order to facilitate deicing; Finishes shall be matte or non-reflective.
6. Lighting
 - a. Lighting, including lighting intensity and frequency of strobe, shall adhere to but not exceed requirements established by Sioux Gateway and Martin Field Airport, Federal Aviation Administration, and Nebraska Department of Aeronautics permits and regulations. Red strobe lights shall be used during nighttime illumination to reduce impacts on neighboring uses and migratory birds. Red pulsating incandescent lights should be avoided.
7. Other signage
 - a. All other signage shall comply with the sign regulations found in these regulations.
8. Feeder Lines

- a. All communications and feeder lines installed as part of a wind energy conservation system shall be buried, where feasible. Feeder lines installed as part of a wind energy conservation system shall not be considered an essential service.
9. Waste Disposal
 - a. Solid and Hazardous wastes, including but not limited to crates, packaging materials, damaged or worn parts, as well as used oils and lubricants, shall be removed from the site promptly and disposed of in accordance with all applicable local, state and federal rules and regulations.

10. Removal of Abandoned Wind Turbine Generators or Anemometer Towers

- a. Applicants shall submit a decommissioning plan, prior to commencing construction of any approved project to the Dakota County Zoning Administrator, and the developer and/or owner of the wind energy conservation system shall be solely responsible for decommissioning and removal of the tower and all equipment. At such time that an on-site wind turbine is scheduled to be abandoned or discontinued, the owner of said wind turbine shall notify the Dakota County Zoning Administrator of the proposed date of abandonment or discontinuance of said operation.

A biannual energy production report shall be sent to the Dakota County Zoning Administrator and the Dakota County Assessor. A wind turbine and/or wind energy conservation system shall be considered a discontinued use after ~~one year~~ 3 months without energy production, unless a plan is developed and submitted to the Zoning Administrator outlining the steps and schedule for returning the wind turbine and/or wind energy conservation system to service.

- b. Upon abandonment or discontinuation of use, the developer/owner of the on-site wind turbine and/or wind energy conservation system shall physically dismantle all above ground components of said wind turbine or system within 12 months from the date of abandonment or discontinuation of use.
- c. If a project owner of said wind turbine or system fails to give Notice of abandonment or discontinuation of use, the wind energy conservation system shall be considered abandoned and discontinued if the system is out-of-service for a period of ~~three years~~ 3 months. The Dakota County Zoning Administrator shall issue a written Notice of Abandonment by certified mail to the owner of said wind turbine and/or system at the address indicated for the site in the County Assessor's Office. The owner shall have 30 days to reply to such notice. The owner will then have twelve months to remove the wind turbine and/or system or anemometer tower. The owner shall restore the site to its original condition and will be required to remove the foundation to a depth of ~~four~~ eight feet below the existing grade. Any of the transmission equipment, buildings or fences shall also be removed. If the owner does not comply with such order: the owner will be in violation of this regulation and the removal of the wind turbine and/or system or anemometer tower will be paid for as stated in #11 and #12 of this section.
- d. All wind turbines and accessory facilities shall be removed to ~~four~~ eight feet below ground level within 180 days of the dismantling of all above ground components. This period may be extended by the Zoning Administrator following a written request by an agent of the owner of the system.

11. Damages

- a. If such structures are not removed within the required time limits, Dakota County may have them removed at the owners of the wind turbine and/or system expense and Dakota County may sell any salvageable material subject to the requirements of #10 and #12.

12. Irrevocable Line of Credit or Escrow Account

- a. Dakota County shall require the owner to ascertain an irrevocable line of credit or an escrow bearing account equal to at least ~~40%~~ 60% of the original cost of the wind turbine and/or system to ensure sufficient funding is available for removal of same as described in #10 and #11 of this section prior to commencing construction. If a surety bond is to be substituted for a cash bond, it shall be prepaid for a period of five years, with the insurance carrier instructed to notify Dakota County Board of Commissioners of any delinquency in payment within 30 days of the occurrence of such delinquency, and to be renewed in five year increments until the project is decommissioned. Such delinquency shall be considered abandonment and full and sufficient grounds for Dakota County to dispose of the equipment as stated above. The escrow account for decommissioning to be held in a Dakota County Commissioner approved financial institution.

If the applicant or any subsequent owner of the wind turbine and/or system intends to transfer ownership of the wind turbine and/or system, the proposed new owner shall provide Dakota County Board of Commissioners with adequate evidence demonstrating that substitute decommissioning security has been made as provided above prior to the transfer of ownership.

Each wind energy conservation project under this section shall have a Decommissioning Plan outlining the anticipated means and cost for removing wind energy conservation system at the end of their serviceable life or upon being discontinued use. The cost estimates shall be made by a competent party: such as a Professional certified Wind Engineer of decommissioning or a person with suitable expertise or experience with decommissioning. The plan shall also identify the financial resources that will be available to pay for decommissioning and removal of the wind energy conservation system and accessory facilities.

13. Noise

- a. No Commercial/Utility wind energy conservation system shall exceed 50 dBA as measured per American National Standards Institute or subsequent standards and at the distances prescribed from a habitable dwelling unit. Exception: a Commercial /Utility wind energy conservation system may exceed 50 dBA during periods of severe weather as defined by the US Weather Service.
14. Shadow Flicker
 - a. Shadow flicker on any dwelling of a non-participating landowner shall not exceed 30 hours per year. The applicant shall provide the appropriate modeling as part of the application; unless an approved easement is presented to the county by the Developer and non-participating landowner.
 15. Interference
 - a. The applicant shall minimize or mitigate interference with electromagnetic communications, such as radio, telephone, microwaves, or television signals caused by any wind energy conservation system. The applicant shall notify all communication tower operators within five miles of the proposed wind energy conservation system location upon application to the county for permits.
 16. Drainage system
 - a. The project owner shall be responsible for immediate repair of damage to public/private drainage systems stemming from construction, operation or maintenance of the wind energy conservation system.
 17. Control Dust
 - a. The permittees shall utilize all reasonable measures and practices of construction to control dust **during the installation and removal process of any and all wind turbines.**
 18. Soil and Sediment Control Plan
 - a. The permittees shall develop a Soil Erosion and Sediment Control Plan prior to construction and submit the plan to the County. The Soil Erosion and Sediment Control Plan shall address the erosion control measures for each project phase and shall at a minimum identify plans for grading, construction and drainage of roads and turbine pads: necessary soil informational detailed design features to maintain downstream water quality; a comprehensive revegetation plan to maintain and ensure adequate erosion control and slope stability and to restore the site after temporary project activities; and measures to minimize the area of surface disturbance. Other practices shall include continuing excavated material protecting exposed soil, stabilizing restored material and removal of silt fences or barriers when the area is stabilized. The plan shall identify methods for disposal or storage of excavated material.
 19. Permit Fees
 - a. Applicant shall remit an application fee set by the County Board of commissioners.

Aleisha Barclay, Operations Manager for Pony Express, requested approval of a Special Designated Liquor License for July 10, 2021, from 9:00 a.m. to 5:00 p.m. She stated the horse race starts at 10:00 a.m. and other family events are planned. Commissioner Giese moved, seconded by Commissioner Albenesius to approve a Special Designated Liquor License for Atokad Downs Racetrack events on July 10th from 9:00 a.m. to 5:00 p.m. ROLL CALL VOTE: Gill- yes, Love- yes, Giese- yes, Albenesius- yes, Launsby- yes. UNANIMOUS MOTION CARRIED.

A Petition to Close or Vacate a Road was received for the north end of Lynch Avenue, Jackson, from Ed Mari. Commissioner Love moved, seconded by Chair Gill, to approve Resolution 21C-018 Directing the Highway Superintendent to Study the Use being made of Public Road. ROLL CALL VOTE: Love- yes, Giese- yes, Albenesius- yes, Launsby- yes, Gill- yes. UNANIMOUS MOTION CARRIED.

RESOLUTION 21C-018
A RESOLUTION DIRECTING THE HIGHWAY SUPERINTENDENT
TO STUDY THE USE BEING MADE OF PUBLIC ROAD

WHEREAS, Sec. 39-1722 Nebr. R.R.S., 1943, makes provisions for a county board of commissioners to commence the process of 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:

Starting at north end of Lynch Avenue going south between parcels 220059462 and 220059713 (Davidson) approximately 1,042 feet. Section 26, Township 29N, Range 7E. Dakota County, Nebraska.

Aerial map showing said County Road to be vacated or abandoned in Dakota County, Nebraska is hereto attached, marked Exhibit "A",

WHEREAS, the vacation or abandonment of said roads is for one or more of the following reasons:

1. Said public road is not used by the public and is of no value to the public, and it therefore serves no purpose for it to remain open to the public.
2. The board cannot foresee any reason that the said road would have to be reopened in the future if it were vacated or abandoned.
3. The board believes that this roadway being left open constitutes a nuisance to the adjoining property owners.

NOW THEREFORE, BE IT RESOLVED, that the Dakota County, Nebraska Board of Commissioners deems that the public interest may require the vacation and/or abandonment of said public roads described above.

AND BE IT FURTHER RESOLVED, that the Dakota County Highway Superintendent be directed to study the use being made of such public road and that said County Highway Superintendent be directed to submit in writing to the Board, within 30 days from this date, a report upon the study made of her recommendation as to the vacation and/or abandonment thereof.

AND BE IT FURTHER RESOLVED, that this Resolution and the written report of the Dakota County Highway Superintendent be retained in the office of the County Clerk of Dakota County, Nebraska, as a part of the permanent public records of the Dakota County, Nebraska, Board of Commissioners.

PASSED AND APPROVED this 14th day of June, 2021.

Commissioner Love moved, seconded by Commissioner Giese, to appropriate transfer of funds for over-expended budget of the Data Processing function in the General Fund (\$5,000). ROLL CALL VOTE: Giese- yes, Albenesius- yes, Launsby- yes, Gill- yes, Love- yes. UNANIMOUS MOTION CARRIED.

RESOLUTION 21C-019
RESOLUTION TO APPROPRIATE TRANSFER OF FUNDS
FOR OVER-EXPENDED BUDGET

WHEREAS, the Data Processing Department in the General Fund will exceed its budget with the May payment of accounts payable claims; and,

WHEREAS, an emergency exists; and,

WHEREAS, the General Fund Miscellaneous budget will have un-appropriated monies left.

BE IT THEREFORE RESOLVED that the Dakota County Board of Commissioners hereby authorize the un-appropriated moneys of the Miscellaneous budget of the General Fund to be utilized for the payment of the over expended budget of the Data Processing Department of the General Fund and that said budget be increased by \$5000.00 to \$133,000 for fiscal year 2020-2021.

BE IT FURTHER RESOLVED, that the Miscellaneous budget be reduced by \$5,000.00 to \$1,184,272.50 for fiscal year 2020-2021.

Passed and adopted this 14th day of June, 2021.

Jolene Gubbels, Highway Superintendent, presented the Road Report for May 30 – June 12, 2021. Total road maintenance- 298.5 hrs; tree/debris removal- 9.5 hrs; garbage pickup- 2 hrs.; blacktopping/millings- 42 hrs; gravel hauling – 117 hours; tons of gravel hauled – 1623.95, weed spraying/inspections- 6 hrs; sign repair – 1 hr. Requests for gravel on Elgin Ave and fix potholes on Dixon Path.

Discussion was had regarding a road department trailer that needs a title so it can possibly be sold for surplus. (2004 Utility Trailer)

Sheriff Kleinberg presented the Jail Report for the month of May, 2021.

May (Average per day):

County Inmates	Federal Inmates	Juveniles	Total-In-House
75	20	0.14	99

2021 Calendar (Average per day):

County Inmates	Federal Inmates	Juveniles	Total-In-House
71	29	0.08	100

2020-2021 Fiscal (Average per day):

County Inmates	Federal Inmates	Juveniles	Total-In-House
70	31	0.1	101

Federal Income

May Marshal	\$41,751.54	Fiscal Marshals:	\$645,903.25
May ICE:	.00	Fiscal ICE:	8,261.83
May OMMS/SDMS:	.00	Fiscal BIA/OMMS:	585.00
May Federal:	\$ 41,751.54	Fiscal Federal:	\$654,750.08

2021 Calendar Federal: \$229,797.42

May County Contracts: \$.00 2020-21 Fiscal County Contracts: \$4,038.00

May Phone/Commissary Commission: \$12,168.74

Cost Per Inmate Per Day 2020:

<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>
61.18	65.80	56.93	64.46	63.34							

The jail spent \$187,932.35 for the month of May—85% of yearly budget or 7% under fiscal year budget. In May 2020, the jail had spent 91% of yearly budget. The Jail spent \$29,366.15 less than was allotted for May 2021 budget or 13.5% under budget for the month.

May Bookings:

DCSO:	44	DAKOTA COUNTY:	34
SSCPD:	24	OTHER NE:	17
NSP:	3	SIOUX CITY:	24

COURT/SELF:	12
FED:	2
OTHER:	<u>0</u>
TOTAL:	85

OTHER IA:	4
OTHER STATES:	6
HOMELESS:	<u>0</u>
TOTAL:	85

It was noted that coronavirus has curtailed Work Release and the Jail is following the CDC guidelines.

Commissioner Committee Reports: Love- LEC; Giese- Board Workshop; Launsby- Equalization Workshop. Mail: South Sioux City Planning Commission Notice of Public Hearing was received regarding the Amendment to the General Redevelopment Plan for the Northeast Redevelopment Area. No emergency business.

Chair Gill recessed the Board of Commissioner meeting of June 14, 2021, at 4:05 p.m. Chair Gill reconvened the Board of Commissioner meeting at 4:17 p.m. The expected phone call was not received regarding clarification of wage statutes. Commissioner Love moved to approve payroll which died for lack of a second. Commissioner Giese moved, seconded by Commissioner Albenesius, to approve the payroll claims except deny the wage increase request for the County Attorney Office employees. ROLL CALL VOTE: Albenesius- yes, Launsby- yes, Gill- yes, Love- no, Giese- yes. MOTION CARRIED.

General Fund Employer: Gross Salaries-\$164,530.42; Net Pay-\$116,029.28; Total Retirement-\$11,512.60; Total FICA-\$12,170.49; Health Plan-\$34,866.00; Dental Plan-\$1,150.50; Life Insurance-\$201.21; Larry Albenesius-\$1,133.71; Robert Giese-\$1,133.71; Janet Gill-\$1,179.87; Troy Launsby-\$933.71; Scott Love-\$1,133.71; Cherie Conley-\$1,553.31; Leticia Vargas-\$1,321.60; Joan Spencer-\$2,321.49; Kathy Abbe-\$1,186.40; Dawn Bousquet-\$2,321.49; Maria Garcia-\$984.38; Stephanie Gatzemeyer-\$1,540.13; Jalissa Hattig-\$1,186.40; Brenda Landaverde-\$946.48; Samantha Mitchell-\$1,052.91; Debera Benton-\$1,160.00; Christy Abts-\$2,321.49; Melissa Collins-\$1,100.80; Courtney Lane-\$1,100.80; Joseph O'Neil-\$265.30; Karen Jimenez-\$1,508.97; Katherine Wiltgen-\$2,321.49; Louvontree Hunter-\$2,850.36; Debra Jensen-\$1,654.95; Casandra Pedroza-\$960.00; Kevin Hansen-\$1,879.12; Tammy Dunn Peterson-\$1,184.00; Shaun Bird-\$2,070.12; Russell Briggs-\$0.00; Sergio Castillo-\$3,011.06; Timothy Decker-\$2,387.41; Brian Ellinger-\$2,688.50; Penny Epting-\$2,210.40; Brian Fernau-\$3,057.38; Tyler Fulkerth-\$2,880.23; Brent Gilster-\$2,851.06; Martin Guerrero-\$2,951.50; Richard Hansen-\$2,049.74; Melvin Harrison III-\$3,176.14; Jason James-\$2,908.24; Douglas Johnson-\$2,319.42; Kimberly Johnson-\$677.73; Jared Junge-\$2,784.95; Christopher Kleinberg-\$2,532.44; Kevin Rohde-\$3,257.32; Mardi Schnee-\$1,088.80; Ryne Sell-\$206.30; Shantel Krull-\$937.50; Katie Lehmann-\$1,332.00; Debra Schmiedt-\$3,295.38; Kimberly Watson-\$3,624.77; Melinda Wicks-\$2,500.00; Emma Wiebelhaus-\$1,080.00; Jacob Acero-\$1,683.30; Angelica Antonio-\$2,142.29; Zachery Bickett-\$2,063.22; Rebecca Broer-\$1,687.20; Kacie Brown-\$2,015.78; Ricardo Chavez-\$1,624.94; Lacey Clark-\$387.08; Alexander DeLeon-\$1,840.80; Elisabet DeRoin-\$2,080.11; Jesse Doelle-\$1,584.80; Jon Enstrom-\$2,136.42; Jonathan Gray-\$2,095.68; Kimberly Greco-\$1,402.06; Sara Gritten-\$1,468.72; Kara Groetken-\$1,955.52; Todd Hammer-\$2,208.51; Adam Hough-\$1,759.87; Brenda Irwin-\$1,671.99; Hunter Jones-\$697.59; Skyler Miner-\$1,865.20; Mark Nelson-\$1,763.59; Gregory Nyhof-\$2,123.78; Kimberly Peterson-\$2,020.68; Michele Rohde-\$1,417.75; Jonathan Romo-Rodriguez-\$1,337.28; Rebecca Schoep-\$1,883.52; Jennifer Svendsen-\$3,057.23; Taylor Tadlock-\$1,887.36; Danielle Thibodeau-\$1,985.66; Estrella Vazquez-\$1,358.28; Randall Walsh-\$2,319.48; Deanna Hagberg-\$1,938.00; Jolene Gubbels-\$1,388.00; Matthew Roost-\$265.30; Jana Adam-\$1,248.50; Yvette Aldana-\$1,244.50; Theresa Grove-\$1,948.80; Yesica Saldana Cisneros-\$1,400.00; Jacqueline Traum-\$1,440.00; Willard Johnston-\$2,016.66; **General Fund Employee:** Federal Tax-\$13,318.78; State Tax-\$6,148.63; Soc Sec-\$9,863.62; Medicare-\$2,306.87; Extra Fit-\$846.00; Extra Sit-\$140.00; Retirement-\$7,834.63; Health Plan-\$2,800.00; Dental Plan-\$546.00; Colonial Health-\$264.48; Sheriff Union Dues-\$435.00; Colonial Life/Disability-\$54.00; Deferred Comp-\$1,225.00; Garnishments-\$791.07; Flex Plan Medical-\$997.50; Flex Plan Dependent Care-\$208.33; VSP Vision Prem-\$475.78; Legal Shield-\$86.24; Liberty Nat'l Pretax-\$0.00; Liberty Nat'l-\$71.06; VSP Vision Base-\$88.15; **Road Fund Employer:** Gross Salaries-\$15,784.00; Net Pay-\$11,159.98; Retirement-\$1,065.46; Total FICA-\$1,181.97; Health Plan-\$4,470.00; Dental Plan-\$147.50; Life Insurance-\$24.61; Brent Byroad-\$1,671.20; Kevin Chambers-\$1,567.20; Ryan Chambers-\$1,567.21; Robert Hacker-\$1,579.20; Lance Jacobsen-\$1,555.20; David Kneiff-\$1,567.20; Kimon Litras-\$1,615.20; Dean Pallas-\$1,579.20; Tyler Pallas-\$1,515.20; Matthew Roost-\$1,567.20; **Road Fund Employee:** Federal Tax-\$1,250.28; State Tax-\$556.33; FICA-\$957.93; Medicare-\$224.04; Extra Fit-\$150.00; Retirement-\$710.24; Health Plan-\$200.00; Dental Plan-\$63.00; Colonial Health-\$38.23; Garnishments-\$208.62; Road Union Dues-\$175.00; Legal Shield-\$36.88; Liberty National PreTax-\$6.50; VSP Vision Base-\$46.97; **Health Planning Grant Employer:** Gross Salaries-\$1,406.00; Net Pay-\$1,079.42; Retirement-\$94.91; Total FICA-\$104.79; Health Plan-\$447.00; Dental Plan-\$14.75; Life Insurance-\$2.55; Jennifer Ankerstjerne-\$1,406.00; **Health Planning Grant Employee:** Federal Tax-\$67.19; State Tax-\$33.19; FICA-\$84.93; Medicare-\$19.86; Extra Sit-\$5.00; Retirement-\$63.27; Dental Plan-\$21.00; VSP Vision-\$15.19; Legal Shield-\$16.95; **Juvenile Services Aid Employer:** Gross Salaries-\$1,207.80; Net Pay-\$672.01; Retirement-\$81.53; Total FICA-\$64.01; Health Plan-\$447.00; Dental Plan-\$14.75; Life Insurance-\$2.55; Sarah Anderson Deck-\$1,207.80; **Juvenile Services Aid Employee:** Federal Tax-\$31.32; State Tax-\$15.11; FICA-\$51.88; Medicare-\$12.13; Retirement-\$54.35; Health Plan-\$350.00; Dental Plan-\$21.00.

Chair Gill adjourned the Board of Commissioners meeting of June 14, 2021, at 4:23 p.m.

Dakota County Board of Commissioners

Janet Gill, Chair

Date signed

Joan Spencer, County Clerk/Secretary

Date