

Dakota County Board of Commissioners
Monday, October 16, 2023 - 3:00 p.m.
County Board Meeting Room, First Floor
Dakota County Courthouse, Dakota City, Nebraska

Chair Giese called the meeting to order at 3:11 p.m. Present at Roll Call: Giese, Van Berkum, Hohenstein, Launsby. Absent: Love. Also present was Kim Watson, County Attorney and Cherie Conley, 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 2, 2023
 - b. Approval of payroll claims for October 1 to October 14, 2023
 - c. Approval of payroll accounts payable claims
 - d. Approval of accounts payable claims
 - e. Approval of Officials Reports- Register of Deeds, County Clerk & Clerk of District Court
 - f. Sheriff/Jail Quarterly Reports for July – September, 2023.
3. NEW BUSINESS AND RESOLUTION
 - a. **3:00 p.m. Public Hearing** for the purpose of giving citizens the opportunity to offer support, opposition or make neutral comment regarding the proposed revisions of the Zoning Regulations relating to: Revising zoning regulation Section 511 to include farm buildings that are constructed or altered to require a zoning compliance permit and be subject to building codes adopted by the County Commissioners.
 - b. Approve or not approve Resolution 23C-035 Planning and Zoning Amendment to Section 511. Application for Zoning Permit.
4. OLD BUSINESS AND MISCELLANEOUS
 - a. Senior Citizens Center requesting Board to approve or not approve making a donation to repair concrete before winter arrives.
 - b. Board to review updated proposals to repair the Johnston Bridge and make a decision on how to proceed.
 - c. Jolene Gubbels, Highway Superintendent – Road Report
 - d. Approve Chair to sign the Road Surplus Big Iron Board Report(if funds have been received)
 - e. Jail Quarterly Report
 - f. Board to appoint voting delegate and alternate for election of officers at the NACO Annual meeting on December 15, 2023.
 - g. Discuss and approve or deny project/s with monies from the American Rescue Plan Act (ARPA) relief funding.
 - Clarification on Likuwanta Drive Project - CEC topographic mapping and survey project approved at the 10-2-2023 meeting. Will this project be paid for by ARPA funds or other funds?
 - Discuss purchasing replacement trees in front of courthouse.
 - h. County Board shall make quarterly visit to county jail. §47-109
5. COMMISSIONER COMMITTEE REPORTS
6. MAIL AND/OR EMERGENCY BUSINESS
7. ADJOURNMENT

Commissioner Giese moved, seconded by Commissioner Van Berkum to excuse Commissioner Love from the meeting of October 16, 2023. ROLL CALL VOTE: Van Berkum-yes, Hohenstein-yes, Launsby- yes, Giese- yes. UNANIMOUS MOTION CARRIED.

Chair Giese called for public comment. There was none.

Chair Giese called for approval of the consent agenda items. Commissioner Van Berkum moved, seconded by Commissioner Launsby, to approve the consent agenda items: a) Approval of the previous meeting minutes – October 2, 2023; b) Approval of payroll claims for October 1 to October 14, 2023; c) Approval of payroll accounts payable claims; d) Approval of accounts payable claims; e) Approval of Officials Reports- Register of Deeds, County Clerk & Clerk of District Court; f) Sheriff/Jail Quarterly Reports for July – September, 2023. ROLL CALL VOTE: Hohenstein-yes, Launsby- yes, Giese- yes; Van Berkum-yes, Love- absent. UNANIMOUS MOTION CARRIED.

Payroll: General Fund Employer: Gross Salaries-\$183,612.48; Net Pay-\$132,792.66; Total Retirement-\$13,205.43; Total FICA-\$13,605.99; Health Plan-\$43,120.00; Dental Plan-\$1,540.00; Life Insurance-\$201.46; Robert Giese-\$1,222.35; Martin Hohenstein-\$1,176.20; Troy Launsby-\$976.20; Scott Love-\$1,176.20; Brian Van Berkum-\$1,176.20; Cherie Conley-\$2,427.12; Robin Hansen-\$2,015.20; Paola Ledesma-\$1,533.23; Kathy Abbe-\$2,043.77; Dawn Bousquet-\$2,427.12;

Maria Garcia-\$2,090.85; Stephanie Gatzemeyer-\$1,675.21; Jalissa Hattig-\$2,101.49; Brenda Landaverde-\$1,809.79; Emily McNaughton-\$1,274.40; Debera Benton-\$2,145.20; Christy Abts-\$2,427.12; Melissa Collins-\$1,788.50; Joseph O'Neil-\$801.95; Karen Becerra-\$1,616.80; Katherine Wiltgen-\$2,427.12; Louvontree Hunter-\$3,441.59; Debra Jensen-\$1,985.60; Samantha Mitchell-\$1,325.60; Rodney Soole-\$1,848.00; Tammy Dunn Peterson-\$2,755.04; Shaun Bird-\$2,293.92; Timothy Decker-\$2,582.88; Brian Ellinger-\$2,518.40; Penny Epting-\$3,521.12; Brian Fernau-\$2,457.54; Tyler Fulkerth-\$2,397.60; Jeremy Gilpin-\$2,329.56; Martin Guerrero-\$2,368.39; Melvin Harrison III-\$2,920.32; Jason James-\$2,731.16; Douglas Johnson-\$2,967.22; Kimberly Johnson-\$955.47; Jared Junge-\$2,483.81; Christopher Kleinberg-\$3,032.28; Jose Magana-\$1,969.80; Gregory Nyhof-\$2,171.61; Jonathan Romo-Rodriguez-\$1,987.39; Mardi Schnee-\$2,300.85; Joshua Townsend-\$2,173.82; Sarah Hammond-\$2,244.21; Shantel Krull-\$1,639.75; Melinda Sandvick (Wicks)-\$1,538.46; Debra Schmiedt-\$3,580.95; Kimberly Watson-\$3,789.70; Emma Wiebelhaus-\$2,060.00; Angelica Antonio Flores-\$1,679.16; Shaelee Barreras-\$6.52; Rebecca Broer-\$2,236.87; Ismael Castro-\$1,731.76; Timathey Chamberlain-\$1,796.21; Ruby De La Torre-\$1,749.75; Elisabet DeRoin-\$1,942.12; Jesse Doelle-\$1,770.04; Cody Epting-\$1,162.80; Rebekah Epting-\$1,162.80; Jennifer Fuentes-\$1,839.26; Jonathan Gray-\$1,903.23; Sara Gritten-\$1,919.04; Kara Groetken-\$1,899.15; Todd Hammer-\$2,342.34; Adam Hough-\$1,859.44; Dustin Johnson-\$1,627.92; Terry Johnson-\$1,781.98; Nathan Jones-\$755.64; Brandon Long-\$1,666.38; Jennifer Marquez-\$707.76; Skyler Miner-\$1,924.84; Donata Moniz-\$1,568.91; Keaton Mueller-\$1,672.44; Kelsey O'Neill-\$1,823.35; Jaime Perez-Rojas-\$681.62; Kimberly Peterson-\$1,880.15; Adrian Ramos-\$1,750.74; Adolfo Raya-\$1,621.92; Michele Rohde-\$1,830.77; Angel Ruelas Hernandez-\$775.77; Jerry Santos-\$1,254.02; Jennifer Svendsen-\$6,887.54; Randall Walsh-\$2,972.34; Deanna Hagberg-\$2,486.40; Jolene Gubbels-\$2,563.17; Jennifer Ankerstjerne-\$1,814.84; Theresa Grove-\$2,795.20; Johanna Marquez-\$1,248.00; Courtney Swick-\$1,816.01; Nicholas Nieman-\$2,000.22; **General Fund Employee:** Federal Tax-\$11,234.99; State Tax-\$6,401.99; Soc Sec-\$11,027.07; Medicare-\$2,578.92; Extra Fit-\$1,191.00; Extra Sit-\$275.00; Retirement-\$9,125.17; Health Plan-\$3,250.00; Dental Plan-\$483.00; Colonial Health-\$219.59; Sheriff Union Dues-\$345.00; Colonial Life/Disability-\$54.00; Deferred Comp-\$1,315.38; Garnishments-\$1,331.06; Flex Plan Medical-\$957.31; Flex Dependent Care-\$208.33; VSP Vision Prem-\$385.79; Legal Shield-\$142.04; Liberty Nat'l Pretax-\$152.66; Liberty Nat'l Post tax-\$41.97; VSP Vision Base-\$99.55; **Road Fund Employer:** Gross Salaries-\$16,400.86; Net Pay-\$11,355.76; Retirement-\$1,107.06; Total FICA-\$1,209.33; Health Plan-\$5,040.00; Dental Plan-\$180.00; Life Insurance-\$22.06; Brent Byroad-\$2,644.82; Chad Cockburn-\$726.40; Robert Hacker-\$1,852.00; Lance Jacobsen-\$1,816.00; David Kneifl-\$1,840.00; Kimon Litras-\$1,956.00; Vernon McFarland II-\$1,816.00; Dean Pallas-\$1,840.00; Gunner Stanwick-\$1,909.64; **Road Fund Employee:** Federal Tax-\$1,144.90; State Tax-\$567.52; FICA-\$980.12; Medicare-\$229.21; Retirement-\$738.04; Health Plan-\$450.00; Dental Plan-\$63.00; Colonial Health-PreTax-\$38.23; Colonial Health L/D-\$35.10; Garnishments-\$530.77; Road Union Dues-\$165.00; VSP Vision Prem-\$15.34; Legal Shield-\$61.81; Liberty National PreTax-\$6.50; VSP Vision Base-\$19.56; **Health Planning Grant Employer 2502:** Gross Salaries-\$1,907.13; Net Pay-\$1,389.91; Retirement-\$128.73; Total FICA-\$145.16; Health Plan-\$560.00; Dental Plan-\$20.00; Life Insurance-\$2.55; Yvette Aldana-\$1,907.13; Health Planning Grant Employee 2502.; Federal Tax-\$145.02; State Tax-\$81.63; FICA-\$117.65; Medicare-\$27.51; Extra Fit-\$50.00; Retirement-\$85.82; Dental Plan-\$0.00; Flex Plan Medical-\$0.00; VSP Vision Prem-\$9.59; **Health Program Grant Employer 2504:** Gross Salaries-\$1,930.23; Net Pay-\$1,477.42; Retirement-\$130.29; Total FICA-\$145.45; Health Plan-\$560.00; Dental Plan-\$20.00; Life Insurance-\$2.55; Yesica Saldana Cisneros-\$1,930.23; Health Program Grant Employee 2504.; Federal Tax-\$125.50; State Tax-\$66.02; FICA-\$117.88; Medicare-\$27.57; Retirement-\$86.86; Dental Plan-\$21.00; VSP Vision Base-\$7.98; **Juvenile Services Aid Employer 2507:** Gross Salaries-\$1,943.50; Net Pay-\$1,543.10; Retirement-\$131.19; Total FICA-\$145.14; Kristin Robinette-\$1,943.50; **Juvenile Services Aid Employee 2507:** Federal Tax-\$74.44; State Tax-\$47.11; FICA-\$117.63; Medicare-\$27.51; Retirement-\$87.46; Dental Plan-\$21.00; VSP Vision Prem-\$25.25;

Payroll Accounts Payable: General Fund: Collection Service Center, garnishment-\$564.45; Colonial Life & Accident, life insurance premium-\$273.59; Dakota County Dental Account, premium-\$2023.00; Dakota County Health Plan, premium-\$46,370.00; Fraternal Order of Police #49, union dues-\$345.00; Federal Withholding, federal taxes-\$12,425.99; Globe Life Liberty, premium-\$194.63; Legalshield, premium-\$142.04; Dakota County Life Insurance, premium-\$201.46; Mid-American Benefits, flex & dependent care-\$1,239.14; Nationwide Retirement Solutions, contributions-\$1,315.38; Nebraska Child Support, garnishments-\$766.61; Neb Dept of Revenue, state taxes-\$6,676.99; Ameritas Retirement, contributions-\$22,330.60; Social Security, FICA & MEDI-\$27,211.98; VSP, premium-\$485.34. **Road Fund:** Colonial Life & Accident, life insurance premium-\$73.33; Dakota County Dental Account, premium-\$243.00; Dakota County Health Plan, premium-\$5,490.00; Federal Withholding, federal taxes-\$1,144.90; Globe Life Liberty, premium-\$6.50; Legalshield, premium-\$61.81; Dakota County Life Insurance, premium-\$22.06; Nebraska Child Support, garnishments-\$530.77; Neb Dept of Revenue, state taxes-\$637.52; Nebraska Public Empl Local 251, union dues-\$165.00; Ameritas Retirement, contributions-\$1,845.10; Social Security, FICA & MEDI-\$2,418.66; VSP, premium-\$39.90. **Insurance Fund 1275:** Mid-American Benefits-claims \$22,462.42. **Health 2502 Fund:** Dakota County Dental Account, premium-\$20.00; Dakota County Health Plan, premium-\$560.00; Federal Withholding, federal taxes-\$195.02; Dakota County Life Insurance, premium-\$2.55; Neb Dept of Revenue, state taxes-\$81.63; Ameritas Retirement, contributions-\$214.55; Social Security, FICA & MEDI-\$290.32; VSP, premium-\$9.59. **Health 2504 Fund:** Dakota County Dental Account, premium-\$41.00; Dakota County Health Plan, premium-\$560.00; Federal Withholding, federal taxes-\$125.50; Dakota County Life Insurance, premium-\$2.55; Neb Dept of Revenue, state taxes-\$66.02; Ameritas Retirement, contributions-\$217.15; Social Security, FICA & MEDI-\$290.90; VSP, premium-\$7.98. **Juvenile Services Fund:** Dakota County Dental Account, premium-\$41.00; Federal Withholding, federal taxes-\$74.44; Dakota County Life Insurance, premium-\$2.55; Neb Dept of Revenue, state taxes-\$47.11; Ameritas Retirement, contributions-\$218.65; Social Security, FICA & MEDI-\$290.28; VSP, premium-\$25.25.

Accounts Payable: General Fund: NACO, pre-registration-\$150.00; Pender Times, publications-\$676.71; Cherie Conley, mileage-\$79.38; Leaf, copier lease-\$78.02; One Office Solutions, supplies-\$1.92; Security Shredding, shredding-\$35.00; Dawn Bousquet, mileage-\$112.66; DAS State Acct, state printers-\$201.75; Graffix Inc, name tag,tag holder-\$18.00; MIPS, monthly software-\$1,016.13; One Office Solution, office supplies-\$744.55; Security Shredding, shredding-\$35.00; US Bank, workshop, office supplies-\$356.33; Irene Van Lent, prior year service-\$16.00; Loffler, lanier contrat, misc-\$589.24; Margie Rahn, prior year service-\$12.00; Dakota County Star, subscription-\$42.00; Innovative Appraisal Serv, re-assmnt fld hrs-\$1,993.00; Leaf, copier contract-\$112.50; MIPS, MIPS Cama pkg-\$1,902.59; One Office Solutions, copies-\$441.86; Security Shredding, shredding-\$35.00; Stanard Appraisal Serv, residential reval-\$22,936.00; Cherie Conley, mileage-\$291.48; Secretary of State, election workshop-\$40.00; Scott Bousquet, mileage, meeting-\$16.97; Ron Collins, mileage, meeting-\$17.29; Tim Decker, mileage, meeting-\$55.15; Ron Gill, mileage, meeting-\$41.00; Jolene Gubbels, setup meeting-\$100.00; Gordon Hegge, mileage, meeting-\$47.03; Steven Lieber, mileage, meeting-\$53.58; Dick McCabe, mileage, meeting-\$64.85; Harold Moes, mileage, meeting-\$24.17; Pender Times, publications-\$13.50; Martin Rohde, mileage, meeting-\$25.48; US Bank, postage, workshop-\$155.40; Marco Technologies, HP onsite notebook-\$129.00; RTI, IT support-\$11,110.40; Leaf, copier contract-\$89.51; MIPS, services-\$128.90; One Office Solutions, copier lease, copies-\$89.58; Security Shredding, shredding-\$35.00; A.J. Phillips Publishing, tinted window envelopes-\$1,100.00; DAS State Acct, office depot-\$756.20; Dakota County Court, check orders-\$120.00; Marco, copier lease-\$349.60; Microfilm Imaging System, scanning-\$177.00; Security Shredding, shredding-\$35.00; US Bank, CEU submissions, misc-\$458.07; Leaf, copier lease-\$65.00; One Office Solutions, copier lease-\$113.49; US Bank, seminar sessions-\$500.00; Dakota County Court, court fees-\$1,616.41; Dakota County Sheriff, papers, warrants-\$2,080.31; District Court, court costs-\$1,233.00; Randy S. Hisey, atty fees-\$598.50; Linda Kastning, mileage, hearing-\$100.76; Stuart B Mills, atty fees-\$830.00; Steven J Twohing, atty fees-\$4,876.21; Robyn Watchorn Newbrey, mileage, hearing-\$100.76; Robert Wichser, atty fees-\$10,455.80; Maximus, child support recovery fee-\$1,250.00; US Bank, workshop-\$150.00; A-Team, air leak, pump repairs-\$7,239.52; City of Dakota City, utilites-\$195.75; Easkes Office Solutions, cleanning supplies-\$345.54; Bob Giese, reimbursement-\$25.68; Gill Hauling, dumpster service-\$194.99; MidAmerican Energy, utilities-\$423.74; Menards, building supplies, shop tools, misc-\$180.79; NPPD, utilites-\$2,110.13; One Office Solutions, batteries-\$39.29; R Rohan Electric, replacing lights, breaker, fixtures-\$1,074.70; Robertson, tractor repairs-\$1,053.17; Trembly, pest control-\$55.00; US Bank, fuel, daylilys-\$64.06; Wilmes Hardware, building supplies-\$35.97; Angela Abts, reimbursement-\$442.45; Julie Boyle, reimbursement-\$452.08; Leaf, copier lease-\$103.00; Leadership Dakota County, membership-\$250.00; One Office Solution, copier maintenance-\$162.82; PMRNRD, monthly rent-\$750.00; US Bank, event-\$111.00; UNL- Haskell AG Lab, registration-\$100.00; All Traffic Solutions, sign-\$2,017.00; AT&T, phones-\$720.72; AutoZone, misc, supplies, materials-\$60.60; Ben Fish Tire, tires-\$998.50; Billion, vehicle repair-\$263.11; Linda Carson, prior year service-\$11.00; City of So Sioux City, fuel-\$8,297.57; Consolidated Management Co, sheriff training-\$938.25; Crystal Oil, fuel-\$37.03; Dakota County Jail, supplies-\$705.62; Fremont Tire, tire repairs-\$1,217.10; Groves Emergency Lighting Installation, vehicle repair-\$1,876.14; HNH Auto Repair, vehicle repair-\$106.81; Jack's Uniforms, uniforms-\$2,634.93; Keaton Mueller, reimbursement-\$20.00; NLETC, training-\$400.00; Siouxland Federal Credit Union, fuel, lodging, tires, repairs-\$793.46; Team Trouble Chaser Graphics, vehicle repair-\$200.00; TransUnion Risk & Alternative, search services-\$139.80; Tri-State Communications, law enforcement equipment-\$83.00; Tucker's Glass, vehicle repair-\$35.00; US Bank, traning, law enforcement equip, fuel, misc-\$3,958.39; Wilmes Hardware, supplies-\$47.64; Woodhouse, vehicle equipment-\$77.58; Marco, copier lease-\$58.10; Nebraska.gov, records-\$42.50; Security Shredding, shredding-\$52.50; US Bank, phones, office supplies-\$335.71; Jack's Uniforms, saftey equipment-\$779.73; Advanced Correctional Healthcare, doc fee & prescriptions-\$10,583.25; Associated Fire Protection, qrty inspection, smoke detectors, misc-\$330.36; AT&T, phones-\$93.74; Bob Barker, supplies-\$2,381.98; Charm-Tex, supplies-\$658.00; City of Dakota City, utilities-\$2,811.58; City of So Sioux City, fuel-\$363.15; Dept of Correctional Serv, inmate boarding-\$6,216.36; Easkes Office Solutions, prisoner & janitorial supplies, misc-\$3,600.10; Gill Hauling, dumpster service-\$395.31; GRP, disposal-\$93.00; Hobart Sales & Serv, janitorial supplies-\$184.00; Jack's Uniforms, uniforms-\$898.85; Johnstone Supply, filters-\$386.64; MidAmerican Energy, utilities-\$293.07; NPPD, utilities-\$2,956.16; Northeast NE Juvenile Serv, juvenile contract cst-\$1,753.75; Security Shredding, shredding-\$70.00; Siouxland Federal Credit Union, medial supplies-\$178.09; Summit Food, food & beverages-\$29,434.99; Trembly, pest control-\$100.00; US Bank, medical& janitorial supplies, bldg repair, office supplies-\$602.00; Wells Fargo, office equipment-\$456.10; Dodge County Clerk, qrty county billing-\$14,019.51; City of So Sioux City, pickup fuel-\$49.51; US Bank, Hasty command training-\$58.43; Leaf, copier contract-\$103.00; One Office Solutions, copier contract-\$10.95; US Bank, meals-\$16.50; Verizon, phones-\$42.87; Availity, medical billing-\$125.00; Marco Technologies, copier lease-\$238.92; US Bank, supplies, colorpalooza ads, misc-\$106.16; Dr Thomas Wentte, consulting physician fee-\$250.00; Country Inn & Suites, lodging-\$249.00; John Guina, grave markers-\$1,245.00; Nike Nieman, mileage, meals-\$477.49; One Office Solutions, copier lease-\$29.04; Tyler Technologies, TVB/VSPEC-\$204.66; US Bank, office supplies-\$72.47; US Bank, online legal research-\$374.00; Becker-hunt Funeral Home, burial assistance-\$3,600.00; DAS State Acct, payroll/acct payable-\$150.00; Electronic Engineering, monthly monitoring-\$29.95; Fibercomm, phones system-\$744.01; Groves Emergency Lighting Installation, vehicle equipment-\$4,302.10; Justice Benefits, scaap collection fee-\$2,058.76; MercyOne, monthly EAP-\$210.90; MIPS, payroll/acct payable-\$668.75; NACO, LB644 postcard printing & mailing-\$5,110.40; Norm Waitt Sr. YMCA, membership-\$184.50; Region IV Inc, 2nd quarter services-\$5,320.25; Joan Spencer, budget consulting-\$450.00; Stanard Appraisal Serv, terc review-\$1,000.00; US Bank, labels, scrap pickup-\$70.00; US Postal Service, monthly postage-\$6,000.00; **Road Fund:** Bosselman Pump & Pantry, fuel-\$3,365.16; DC Petty Cash, title-\$62.00; Emerson Heritage, fuel-\$507.21; Gill Hauling, dumpster service-\$130.89; H204U, water service-\$49.00; J&J's Pronto, fuel-\$227.08; Jim Hawk Truck Trailers, parts-\$84.42; L.G. Everist, gravel-\$51,492.62; LINDBLOM,

bathroom services-\$110.00; Marx Trailer, shop supplies-\$196.16; Matheson, oxy/acetylene-\$131.45; Medical Enterprises, drug testing-\$125.00; Arnie Mellick, prior year service-\$13.00; MidAmerican Energy, utilities-\$13.48; Midwest Svc & Sales, traffic signs, blades-bits-\$29,981.98; Midwest Wheel, supplies-\$1,339.64; NPPD, utilities-\$88.76; North American Truck & Trailer, parts-\$1,960.76; Northeast NE Telephone, phones-\$145.41; Northeast Power, energy usage-\$319.05; Northside Glass, parts-\$230.00; O'Reilly Auto Parts, parts, supplies, oil/grease-\$154.88; Pender Times, publications-\$13.03; Pomp's Tire Service, tires-\$850.35; SAPP BROS, fuel-\$1,698.86; Team Trouble Chaser Graphics, misc-\$180.00; US Bank, oarts, drug testing-\$300.00; Veenstra & Kimm, old hwy 20 traffic study-\$744.00; Verizon Connect, GPS-\$376.95; Verizon Wireless, phones-\$82.88; Village of Emerson, electricity-\$45.32; Warren Oil, diesel-\$10,456.50; Wilmes Hardware, shop supplies-\$164.54; Ziegler's, parts, labor-\$884.22; **Visitor Promo:** SSC Chamber of Commerce, visitor promo-\$24,707.76; **P&M Fund:** Microfilm Imaging System, Data processing equipment-\$210.00; MIPS, MIPS software-\$611.86; **2504 Health Disparity:** US Bank, medical bags, supplies, workshop-\$3,539.90; Verizon, phones-\$82.88; **2507 Juvenile Grant:** Community Monitoring Service, family support-\$2,257.00; Owens Educational Serv, electronic monitoring-\$625.00; **DCHD Covid fund 2508:** Ford Motor Credit Company, lease payment-\$912.16; US Bank, fuel, network-\$210.41; **ARPA Fund:** A-Team, move AC unit-\$755.00; E.D.M. Assoc, moody road cementary entrance-\$7,400.00; Easkes Office Solutions, County Attorney's furniture-\$10,079.00; Foulk Brothers Plumbing, basement sewer repair-\$6,500.00; Gill Construction, moody road cementary entrance payment #2-\$62,003.56; Mullin Awning & Siding, 10 additional window shades-\$2,160.00; One Office Solutions, treasurer office desk supplies-\$577.00; Phoenix Plumbing, jail sewer reapi-\$1,572.68; R Rohan Electric, remodel- relocate desk, add power to tv, replace grinder pump-\$2,586.59; RTI, Building & Grounds printer, monitor-\$513.99; Siouxland Federal Credit Union, jail-training mats-\$2,756.10; **E911:** City of So Sioux City, E911 1st qrt-\$8,247.01; **Public Safety 2960:** Fund 7850 RFD Sales Tax, Rural Fire Dept collection-\$41,719.79; **3300 Jail Bond Fund:** Dakota County Treasurer, transfer to general fund-\$452.50

Chair Giese opened a Public Hearing at 3:14 p.m. for the purpose of giving citizens the opportunity to offer support, opposition or make neutral comment regarding an amendment to the Dakota County Planning & Regulations relating to: Revising zoning regulation Section 511 to include farm buildings that are constructed or altered to require a zoning compliance permit and be subject to building codes adopted by the County Commissioners. Chair Giese called for neutral comments. Jolene Gubbels stated this being done to clean-up some language. Chair Giese closed the Public Hearing at 3:15 p.m.

Commissioner Van Berkum moved, seconded by Commissioner Hohenstein, to approve Resolution 23C-035 Planning and Zoning Amendment to Section 511. Application for Zoning Permit. ROLL CALL VOTE: Launsby- yes, Giese- yes; Van Berkum-yes, Hohenstein-yes, Love- absent. UNANIMOUS MOTION CARRIED.

BOARD OF COMMISSIONERS
DAKOTA COUNTY
RESOLUTION 23C-035

RESOLUTION ADOPTING AMENDED DAKOTA COUNTY ZONING REGULATIONS

WHEREAS, the County Board of Commissioners has the authority to amend zoning resolutions which shall have the force and effect of law pursuant to Section 508 of the Zoning Ordinances of Dakota County, Nebraska; and

WHEREAS, the County Board of Commissioners established the Dakota County Planning Commission pursuant to Regulation as set for by Neb. Rev. Stat. §23-114 to 23-114.05, 23-168.04, 23-172 to 23-174, 23-174.02, 23-373 and 23-376; and,

WHEREAS, the Commission has determined it reasonable and necessary to amend Section 511. Application for Zoning Permit; and

WHEREAS, it is the intent of the County Board to enact the proposed text amendments to Section 511. Application for Zoning Permit.

NOW, THEREFORE, BE IT RESOLVED BY THE DAKOTA COUNTY BOARD OF COMMISSIONERS that this Board makes the following findings of fact:

- I. A public hearing regarding the adoption of proposed amendment and revisions to the Dakota County Zoning Regulations for Section 511 was held on September 19, 2023 before the Dakota County Planning Commission as required by the State of Nebraska. The Planning Commission provided its recommendation of approval as noted in the Planning Department Report.
- II. A public hearing regarding the adoption of the proposed amendment and revisions to the Dakota County Zoning Regulations, was held by this Board as required by §23-114.01(2).
- III. Notice of each of the Public Hearings described above was published at least ten (10) days prior to each respective public hearing and the proof of publication has been filed in the Office of the Dakota County Clerk.
- VI. Notice of the time and place of each hearing was also given in writing to the clerks of the local governments which have jurisdiction over land within three (3) miles of the property affected by such action as required by Neb. Rev. Stat. §23-164.
- V. The proposed amendment and revisions to be approved by this Resolution are within Section 511 of the Dakota County Zoning Regulations. Further the Planning Department report is attached hereto and includes a red-line version in legislative format showing the proposed changes for Section 511, along with all attachments to said Planning Department Report, all as attached hereto and known as Exhibit "A".
- VI. The proposed amendment and revisions to the Dakota County Zoning Regulations are consistent with the Dakota County Comprehensive Development Plan and are designed to promote the health, safety, and welfare of the present and future inhabitants of Dakota County.

FURTHER, BE IT RESOLVED THAT this Board, in light of the above, after due deliberation and consideration, upon the recommendation of the Planning Commission, adopts the proposed amendments to the Dakota County Zoning Regulations, specifically approval of the text amendments as shown in Exhibit "A", and directs the Planning Department to amend the Dakota County Zoning Regulations, which amended the Zoning Regulations are attached hereto as Exhibit "B" and that the same have full force and effect of law, the effective date of the aforementioned Zoning Regulations shall be October 16, 2023 for Section 511.

BE IT ALSO RESOLVED THAT, pursuant to Neb. Rev. Stat. §23-114.03, the County Clerk is directed and instructed to, within fifteen (15) days of the date of this Resolution, publish these Regulations in book or pamphlet form or once in a legal newspaper published in and of general circulation in the county, and the County Clerk is further directed to spread these regulations in the minutes of the proceedings of the county board.

FINALLY, BE IT RESOLVED THAT the regulations enacted by this Resolution are intended to be a complete revision of the existing Zoning Regulations, and all previous Resolutions or parts of Resolutions of the Dakota County Board of Commissioners on said subjects or in conflict with the provisions of this Resolution are hereby repealed. The above Resolution was approved by a vote of the Dakota County Board of Commissioners at a public meeting duly held in accordance with applicable law on the 16th day of October, 2023.

PASSED and APPROVED this 16th day of October, 2023

Exhibit B

Amended Zoning Ordinances & Regulations

Section 511. Application for Zoning Permit. The construction and alteration of farm buildings will require a zoning compliance permit and will be subject to building codes adopted by the County Commissioners. The following are classified as farm buildings: buildings utilized for agricultural purposes on a farmstead of twenty (20) acres or more which produces one thousand (\$1,000) dollars or more of farm products each year; dwelling units or other structures intended for human occupation shall be considered non-farm buildings for the purpose of these regulations.

All applications for zoning permits shall be accompanied by plans to scale, showing the actual dimensions and shape of the lot to be built upon; the sizes and locations on the lot of buildings already existing, if any; and the location, dimensions, and use of the proposed building or alteration.

The application shall include such other information as lawfully may be required by the Building Inspector, including existing or proposed uses of the building and land; the number of families or rental units the building is designed to accommodate; conditions existing on the lot; and such other matters as may be necessary to determine conformance with, and provide for the enforcement of, these regulations.

One copy of the plans shall be returned to the applicant by the Building Inspector. This copy shall indicate that it was approved or disapproved and signed by the Building Inspector. If a zoning permit is disapproved, the Building Inspector shall state the reasons for such refusal in writing. The original and one copy of the plans, similarly marked, shall be retained by the Building Inspector. The issuance of a zoning permit shall in no case be construed as waiving any provisions of these regulations.

Senior Citizen Center, Terry Barnett, came before the Board with concrete bids to repair the grease reclaimer cover area mandatory for operation: EV Contracting - \$4992.00 and Oviedo Concrete - \$7606, and a bid to replace the outdoor lights from Foxx & Hounds Electric - \$3400. Commissioner Hohenstein commented on how vital the Senior Center is to our communities. Commissioner Hohenstein moved, seconded by Commissioner Van Berkum to approve helping the So Sioux City Senior Center by approving to pay for the concrete work with the bid from EV Contracting for \$4992.00 and approving updating and replacing the outdoor lights with the electrical bid from Foxx & Hounds Electric for \$3400.00 using ARPA funds. ROLL CALL VOTE: Giese- yes, Van Berkum-yes, Hohenstein-yes, Launsby- yes, Love- absent. UNANIMOUS MOTION CARRIED.

Jolene Gubbels, Highway Superintendent, presented more information regarding repairs to the Johnston Bridge. Midwest Infrastructure Inc. recommends both sides of the bridge be repaired. To repair both sides will cost around \$113,558.54 give or take 20%. There is a tree that needs to be removed and it would cost around \$10,000. The road department is checking into having the tree removed at a lesser price. Commissioner Hohenstein moved, seconded by Commissioner Van Berkum, to move forward with the emergency repairs to the Johnston Bridge with an approximate price of \$113,558.54 give or take 20% to be paid from the ARPA funds. ROLL CALL VOTE: Van Berkum-yes, Hohenstein-yes, Launsby- yes, Giese- yes, Love- absent. UNANIMOUS MOTION CARRIED.

Jolene Gubbels, Highway Superintendent, presented the Road Report for October 1 - 14, 2023. Total road maintenance- 154 hours; overtime hours- 2.75; tree/debris removal- 2 hours; culverts – 53.5 hours Dove Trail and 240th St; gravel hauling- 32 hours; total tons hauled- 96.5; sign repair/ barricading- 12.5 hours. Gravel concerns- 265th St, 200th St, M Ave, and Grading on 197th St, 240th St, 250th St, Oakdale, Millis Beach, 265th St. Jolene has set up a meeting with Envirotech to discuss road stabilization products. Signs are ordered for Hwy 20 based on the study.

Commissioner Launsby moved, seconded by Commissioner Van Berkum, to approve the Chair to sign the Road Surplus Big Iron Board Report as the funds of \$74,777.05 have been received by the Treasurer’s office. ROLL CALL VOTE: Hohenstein-yes, Launsby- yes, Giese- yes, Van Berkum-yes, Love- absent. UNANIMOUS MOTION CARRIED.

Captain Randy Walsh, Sheriff’s Department, gave the Jail Quarterly report for July, August, September 2023.

2023-2024 Fiscal (Average per day):

County Inmates	Federal Inmates	Juveniles	Total-In-House
102	17	0.12	119

Federal Income

Fiscal Marshals:	\$130,812.82
Fiscal ICE:	7,928.66
Fiscal BIA/OMMS:	<u>1,520.00</u>
Fiscal Federal:	\$140,261.48

2023 Calendar Federal: \$466,211.92

Cost Per Inmate Per Day 2023:

<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>
73.55	81.86	81.61	79.87	81.37	107.16	77.77	85.47	69.05			

Commissioner Hohenstein moved, seconded by Commissioner Van Berkum, to approve Troy Launsby as delegate and Cherie Conley as alternate delegate for election of officers at the NACO annual meeting on December 15, 2023, in Kearney. ROLL CALL VOTE: Launsby- yes, Giese- yes, Van Berkum-yes, Hohenstein-yes, Love- absent. UNANIMOUS MOTION CARRIED.

ARPA projects discussed.

Commissioner Hohenstein moved, seconded by Commissioner Giese, to approve the Civil Engineers & Constructors LLC proposal for topographic mapping and survey fees for Likuwanta paving project being paid for using the ARPA funds. ROLL CALL VOTE: Giese- yes, Van Berkum-yes, Hohenstein-yes, Launsby- yes, Love- absent. UNANIMOUS MOTION CARRIED.

Chair Giese and Commissioner Launsby received quotes to replace trees in front of the courthouse: Earl May- 5 trees, planting and 1 yr. warranty - \$3999.99 and Nielsen Tree Farms – 10 trees - \$2100. If the Board goes with Nielsen Tree Farms, Commissioner Launsby volunteered to pick up the trees. Commissioner Giese, Launsby and Rodney Soole, B &G, will plant the trees. Commissioner Launsby moved, seconded by Commissioner Giese, to approve purchasing 10 trees from Nielsen Tree Farms using ARPA funds. ROLL CALL VOTE: Van Berkum-yes, Hohenstein-yes, Launsby- yes, Giese- yes, Love- absent. UNANIMOUS MOTION CARRIED.

Commissioner Committee Reports: None

All the Commissioners went on the quarterly jail tour pursuant to 47-109.

Commissioner Van Berkum moved, seconded by Commissioner Giese, to adjourn the meeting. All in favor. Chair Giese adjourned the Board of Commissioners meeting of October 16, 2023, at 3:57 p.m.

Dakota County Board of Commissioners

Robert J. Giese, Chair

Cherie Conley, County Clerk/Board Secretary