

Board directed the County Clerk to ask Maurice Redmond who would be the individual that would be responsible for filing liens if back taxes were owed.

Servine moved, DeGraaff seconded to approve the application for building permit requested by Arnold Mellick to erect a 36 x 42 building in Section 29 & 30 Township 29, Range 7 to be used as a home.

Yea: Servine, Morgan, Hirschbach and DeGraaff.  
Motion Carried

Hirschbach moved DeGraaff seconded that the Commissioners salary remain at \$6500. for 1981 and 1982.

Yea: DeGraaff, Morgan, Servine and Hirschbach.

Morgan moved, DeGraaff seconded to approve the bonds of Jeanette Ramirez, Shirley Ann Bentz, Madelyn Thorsland, Dorothy Lundberg, Lillian Rager, Paul Foreshoe, George Saunders, and that Robert Giese's Bond be increased from \$50,000 to 100,000.

Yea: Morgan, Servine, DeGraaff, and Hirschbach

The Board of Commissioners signed the inventories of the following officies: County Clerk County Commissioners, Clerk of District Court, Jury Commissioners, Law Library, Veterans Service Officer, Chief Probation Officer, County Superintendent of Education, County Health Nurse, and Welfare Director.

Morgan moved Hirschbach seconded to go into closed session to discuss personnel policies.

Yea: Hirschbach, DeGraaff, Morgan, Servine.  
Motion Carried 10:14A.M.


Morgan moved DeGraaff seconded to convene in regular session.

Yea: DeGraaff, Morgan, Servine and Hirschbach.  
Motion Carried 12:03.

Motion by Servine Seconded by Hirschbach to adjourn.

Yea: Servine, Hirschbach, DeGraaff and Morgan.  
Motion Carried 12:20 P.M.

ATTEST:

  
THEODORE A. PIEPHO, COUNTY CLERK

  
DANIEL J. ROHDE, CHAIRMAN

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COMMISSIONERS MEETING  
JANUARY 8, 1980 Proceedings  
BASEMENT MEETING ROOM

Chairman Rohde called the reorganizational meeting to order at 9:05 A.M.  
Silent Prayer Pledge of Alligiance.

Present: Gretchen Hirschbach, Henry DeGraaff, John Servine, Larry Morgan, Dan Rohde and Ted Piepho, Secretary.

Morgan moved, Seconded by Servine to approve the minutes of December 24, 1979 as typed.

Yea: Hirschbach, DeGraaff, Servine, and Morgan.  
Nay: None  
Motion Carried.

Bruce Smith appeared before the Board and asked why the real estate taxes have gone up so much over 1978. Discussion then after followed.

Chairman Rohde opened nominations for Chairman. John Servine nominated Larry Morgan for Chairman.

Hirschbach moved, seconded by Servine for nominations to cease.  
Yea: Hirschbach, Servine and DeGraaff.  
Nay: None  
Abstained: Morgan  
Motion Carried.

Chairman Morgan opened nominations for Vice Chairman. Henry DeGraaff nominated Rohde. Daniel Rohde nominated Hirschbach.

Servine moved, Seconded by Rohde for nominations to cease.  
Yea: Rohde, DeGraaff, Servine, Hirschbach.  
Nay: None  
Motion Carried.

The Board voted by secret ballot to elect Vice Chairman  
Vote: Three (3) for Hirschbach, Two (2) for Rohde.

Rohde moved, Seconded by Servine the County Commissioners continue meeting on the first four(4) Monday's of each month.

Yea: Hirschbach, Servine, DeGraaff, Rohde.  
Nay: None  
Motion Carried.

Servine moved, Seconded by Rohde to approve the following depositories for Dakota County with the limit as follows:  
Nebraska State Bank -- No limit  
Dakota County Bank----529,000 Limit  
American State Bank---No limit

Yea: Servine, Hirschbach, Rohde, DeGraaff.  
Nay: None.  
Motion Carried

Rohde moved, Seconded by Servine the maximum on opening and closing of graves be \$550. Mortician \$350.00, Lot \$150.00, opening and closing the grave \$50.00.

Yea: Servine, Hirschbach, Rohde and DeGraaff.

Nay: None

Motion Carried.

Rohde moved, Seconded by DeGraaff that the court house hours remain the same 8:30 A.M. to 4:30 P.M.

Yea: Rohde, DeGraaff, Hirschbach and Servine.

Nay: None

Motion Carried.

Rohde moved, Seconded by Servine that the court house close at 2:00 P.M., December 31st, 1980 for treasurer to close books.

Yea: DeGraaff, Rohde, Hirschbach and Servine.

Nay: None

Motion Carried.

Hirschbach moved, Seconded by Servine that the 1st Wednesday of October be observed as County Government Day.

Yea: DeGraaff, Rohde, Hirschbach and Servine.

Nay: None

Motion Carried.

Hirschbach moved, Seconded by Servine the holidays listed by statute be observed by County Employees. Those holidays being:

Presidents Day--February 18

Arbor Day--April 22

Memorial Day--May 26

Independence Day--July 4

Labor Day--September 1

Columbus Day--October 13

Veterans Day--November 11

Thanksgiving Day--November 27

Day following Thanksgiving Day November 28

Christmas Day--December 25

New Years Day--January 1, 1981

Yea: Rohde, Servine, Hirschbach and DeGraaff

Nay: None.

Motion Carried.

Servine moved Seconded by Rohde the South Sioux City Star be the legal County newspaper.

Yea: Servine, Rohde, and DeGraaff

Nay: None

Motion Carried.

Servine moved, Seconded by DeGraaff to reappoint Maurice Roady as Dakota County Veterans Service Officer.

Yea: DeGraaff, Servine, Hirschbach and Rohde.

Nay: None

Motion Carried.

Hirschbach moved, seconded by Servine to reappoint Mildred Jorgensen as Welfare Director.

Yea: Servine, DeGraaff, Hirschbach and Rohde.

Nay: None

Motion Carried.

Hirschbach moved, seconded by Rohde to table the appointment of Dakota County Highway Superintendent

Yea: Hirschbach, Rohde, DeGraaff and Servine.

Nay: None

Motion Carried.

Chairman Morgan asked for volunteers to serve as advisors to the rest of the board for the following organizations.

Joint Planning & Zoning -- DeGraaff nominated.

Volunteering were:

Hirschbach, Servine--Dakota County Planning & Zoning Commission

Rohde--County Health, Advisory Board of Retardation and the Governing Board of Region.

DeGraaff--Weed Board.

Servine moved, Seconded by Rohde that Henry DeGraaff be reappointed to serve with Iowa Health Systems.

Yea: Hirschbach, Servine and Rohde.

Nay: DeGraaff

Motion Carried.

Rohde moved Seconded by Hirschbach to appoint Hirschbach to SIMPCO, Morgan to Mental Health Servine to Golden Rod, DeGraaff to Area for the Aged, and Morgan to NRD.

Yea: Rohde, Hirschbach, Servine and DeGraaff.

Nay: None

Motion Carried.

Joy Nixon appeared before the Board and ask them to sign a directive for the Dakota County Board of Equalization authorizing the Dakota County Treasurer to issue refunds on mobile homes and cabin trailers as decided in the Supreme Court decision (Gates vs Howell). The Board discussed this and they want to consider what procedures would be the best.

Hirschbach moved, Seconded by Servine to go into closed session to discuss personnel.

Yea: Hirschbach, Servine, Rohde and DeGraaff

Nay: None

Motion Carried 11:30 A.M.

Rohde moved, Seconded by Servine to convene in regular session at 12:25 P.M.

Yea; Rohde, Servine, DeGraaff and Hirschbach

Nay: None

Motion Carried.

Virginia Piper appeared before the Board and ask that the Board would approve Betty Garwood as Deputy Clerk of District Court and to approve her Bond.

Hirschbach moved, Seconded by DeGraaff to appoint Betty Garwood as Deputy Clerk of District Court and to approve her \$5000 bond.

Yea: Hirschbach, DeGraaff, Servine & Rohde.

Nay: None

Motion Carried.

Certification  
to

Board of Public Roads Classifications and Standards

In compliance with the provisions of the State of Nebraska Statutes Requiring Annual reporting to the Board of Public Roads Classifications and Standards the County of Dakota hereby certifies that the minimum standards of design, construction, and maintenance of roads, streets, and highways under their authority have been met; and all tax revenues, including State, County and Municipal tax revenues as well as highway-user revenue allocations for roads, streets, and highways, has been expended in accordance with approved plans and standards and the rules and regulations of the Board of Public Roads Classifications and Standards for the period beginning July 1, 1978, and ending June 30, 1979.

Documentation in support of this certificate is on file in the office of the appropriate official and this information is available to the Board upon written request and is located at the Dakota County Courthouse, Dakota City, Nebraska.

On this 8th day of January, 1980

ATTEST:

s/ Theodore A. Piepho

County of Dakota  
s/ George Saunders  
County Highway Superintendent

On this 8th day of January, 1980

ATTEST:

s/ Theodore A. Piepho

s/ Larry Morgan  
Chairman of County Board

Chairman Morgan opened the bids submitted to purchase the 145 sheets of used corrugated metal from the County.

John D. Demiers bid \$150.00

Duane Rohde bid \$165.00

Clare Galvin bid \$125.00

Gerald Bousquet bid \$62.50

DeGraaff moved, Seconded by Servine that the highest bidder, Duane Rohde, be awarded the sale of the 145 sheets of used corrugated metal ranging 7' to 12' in length for his bid of \$165.00

Yea: DeGraaff, Servine, Hirschbach and Rohde.

Nay: None

Motion Carried.

Chairman Morgan opened bids submitted to the County Clerk on a county building at Homer.

The bids were as follows:

Corporation	Type of building	Base Bid
Hollis Stabler & Co.	Steel	\$17,309.00
Lieber Steel & Erection	Agri. Bldg	12,679.00
Lieber Steel & Erection	Dura Pole	13,678.00
Lieber Steel & Erection	Metal	21,247.20
Koopman Enterprises	Steel	20,989.20
Gem Enterprises	Steel	22,457.00
Gem Enterprises	Steel	24,837.00
Gem Enterprises	Steel	22,851.00
Dennis E. Otte	Steel	22,516.00
Ray's Builder	Agri. Steel	15,701.57
Ray's Builder	Agri. Steel	20,222.00
Great Plains Supply	Pole	9,450.00
Dunn Construction	Pole	10,172.35
Mountain Span Steel Builders	Steel	15,773.00
Mountain Span Steel Builders	Steel	16,210.00
ABLE Builders	Steel	18,934.00
Strain Steel & Automation	Steel	16,380.00
Abbott Construction	Pole	13,793.00
Dunn Construction	Steel	17,449.00
Dan Moos Construction	Pole	12,348.67
Dan Moos Construction	Steel	18,644.00
River City Builders	Steel	23,989.00

Rohde moved, seconded by DeGraaff to appoint Stan Cople, Bonnie Wilke, Charlene Jensen, James Bliven, Doug Garwood, Chuck Beermann, Francis Lussier and Raymond Messerschmidt to the County Joint Planning Commission.

Yea: Rohde, DeGraaff, Servine and Hirschbach

Nay: None Motion Carried

Rohde moved, seconded by DeGraaff that the County Clerk purchase a Sony 277 with four (4) microphones and a headset for \$250.00.

Yea: Rohde, DeGraaff, Hirschbach and Servine


Nay: None Motion Carried

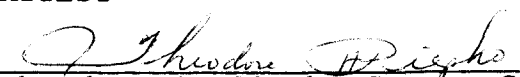
DeGraaff moved, seconded by Hirschbach to adjourn.

Yea: DeGraaff, Hirschbach, Servine and Rohde

Nay: None Motion Carried 1:22 P.M.

ATTEST

  
Larry L. Morgan Chairman Board of Commissioners

  
Theodore A. Piepho County Clerk

COMMISSIONERS MEETING  
 JANUARY 14, 1980  
 PROCEEDINGS  
 BASEMENT MEETING ROOM

The Board of Commissioners met at the Knights Inn in Homer. They visually inspected a 150' (front) X 200' (depth) located across the road from the Homer Landfill and just north. Hans Jessen owns this property. Then the Board proceeded to a building south west of Homer which is owned by Barclay's.

The Board met in the basement meeting room at Dakota City at 10:05 A.M.

Ada Westover appeared before the Board. She mentioned that rural water needs about a 20' x 20' area for storage of supplies and thought if the county had this area available that NRD would not have to build a building. NRD is to have a meeting February 13 at 2:00 P.M. She will advise the County Clerk of where the meeting will be held and she requested that the Board advise them whether the county had the space available for the NRD's supplies.

Ada Frum appeared before the Board on her real estate taxes. She said that everyone received police, fire protection and that nobody should be 100% exempt of taxes. She said she was a senior citizen and her taxes are \$971.07.

Vernie Larson, Mayor of South Sioux City appeared before the Board. He briefly explained a preliminary fact sheet that he had developed. He asked the Commissioners to support his letter to Honorable Charles Thone requesting that the State not abolish Homestead Exemption.

Bill Whear, Bob Corner, and Marvin Kohout appeared before the Board. Bob Corner and Marvin Kohout explained the Nebraska Highway Safety program. They said that this program was intended to reduce traffic deaths and injuries which are very costly to the County. In this program Dakota County could get a grant that would pay for a police car equipped as the Sheriff's car now. They would also fund a deputy's salary for 2 years. The deputy's third year salary would be funded 50%. The program is set up that the individual is to spend 40 hours a week traffic related. Mr. Corner and Mr. Kohout said that the County could delete this program anytime they would desire if they didn't think it was worth it. If the County would abandon such program the first year we would have to give up the police cruiser but if we kept it for two years then we would get to keep the cruiser. The County's obligation would be to furnish the maintenance on the vehicle such as gas, oil, tires and anything not under warranty on the vehicle plus side arms, shotguns would not come under the grant.

Rhode moved, Seconded by DeGraaff that the County apply and enter into the Nebraska Highway Safety Program.

Yea: Rohde, DeGraaff, Servine and Hirschbach.  
 Nay: None.

Rohde moved, Seconded by Servine to convene into Board of Equalization.

Yea: Rohde, Servine, Hirschbach and DeGraaff  
 Nay: None

Motion Carried 12:45 P.M.

12:55 P.M.

DeGraaff moved, Seconded by Servine to Adjourn.

Yea: DeGraaff, Servine, Hirschbach and Rohde.  
 Nay: None

Motion Carried. 1:07 P.M.

ATTEST:

  
 THEODORE A. PIEPHO, COUNTY CLERK

  
 LARRY L. MORGAN, CHAIRMAN

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COMMISSIONERS MEETING  
 JANUARY 21, 1980  
 PROCEEDINGS  
 BASEMENT MEETING ROOM

Chairman Morgan called the Meeting to order at 9:02 A.M.  
 Present were: Hirschbach, Servine, DeGraaff, Morgan & Ted Piepho, Sec.  
 Absent: Rohde.  
 Prayer Pledge Allegiance.

Mildred Jorgensen appeared before the Board. Mildred reported that the Federal Government has sent \$222.00 checks to all SSI recipients and that they did this in such a hurry that one family received five checks. She noted a few families received two checks. The \$222 were to help the poor toward their energy expenses. She also reported that the energy program through Golden Rod at Walthill went broke and that now it will be handled through her office. Mildred presented to the board last months activities of the Welfare Dept.

Norma Frye (Sioux Lakes EMS) appeared before the Board. She briefly explained the program and asked for a commitment from the county for next years membership. Larry Morgan then explained to the board that last year the board at that time felt that they didn't need membership in this program because they could get the training through the N.E. Nebr. Tech. College. He continued that the rescue units wanted some equipment that could be received through Sioux Lakes so at that time it was agreed to continue the program for one year. Chairman Morgan suggested that the board meet with the rescue units and discuss the need to continue the program.

The Board directed the County Clerk to send R. Skougarrd a letter advising him that the county will pay for the location of corner section that fall on County property including road right of way and that the County Surveyor has been authorized to work with Burr, Roepke and Swanson.

George Saunders presented the Road Claims and the Claims for the Highway Supt's office. Mr. Saunders explained that there were claims turned in concerning the purchase of right of way from certain individuals on road project C-22 (33) known as the Walt Pedersen Road.

Hirschbach moved, Seconded by DeGraaff to Convene into Closed Session to discuss personnel,  
 Yea: Hirschbach, DeGraaff and Servine  
 Absent: Rohde  
 Nay: None  
 Motion Carried, 10:57 A.M.

DeGraaff moved, Seconded by Hirschbach to Convene in open, Regular Session.  
 Yea: DeGraaff, Hirschbach and Servine  
 Nay: None  
 Absent: Rohde  
 Motion Carried, 11:20 A.M.

Hirschbach moved, Seconded by Servine that the County Board contact all taxing bodies and to have a meeting to probe the setting of Mill Levies, distribution of taxes and possible formation of a Legislative Study Committee and that all taxing bodies be invited to attend.

Yea: Hirschbach, Servine and DeGraaff  
 Nay: None.  
 Absent: Rohde.  
 Motion Carried.

Servine moved, Seconded by DeGraaff to approve the Application for Building Permit applied for by Marian Wood to enlarge a 10 x 24 structure to his dwelling in N½ of Sec. 13, Twn 29, R.7.

Yea: Servine, DeGraaff and Hirschbach  
 Nay: None  
 Absent: Rohde  
 Motion Carried.

The Board of Commissioners directed the Joint Planning and Zoning administrator to apply for a building permit to the Village of Homer to erect a 50 x 80 building and that the set back be waived.

Servine moved, Seconded by DeGraaff to include in the Minutes of January 14, 1980 that the Board directed the County Attorney to write a letter to Nebraska Dept. of Labor, Division of Employment concerning their letter to Robert E. Oethen stating that he would be entitled to \$1908.00. The Board did not think he should be entitled to unemployment because he quit to go to school.

Yea: Servine, DeGraaff & Hirschbach  
 Nay: None  
 Absent: Rohde  
 Motion Carried.

Servine moved, Seconded by DeGraaff to approve the minutes of January 14, as ammended.

Yea: Servine, DeGraaff and Hirschbach  
 Nay: None  
 Absent: Rohde  
 Motion Carried

DeGraaff Moved, Seconded by Servine to reappoint Paul Foreshoe as Weed Supt. for Dakota County with a salary or \$800.00 a month.

Yea: DeGraaff, Servine and Hirschbach  
 Nay: None  
 Absent: Rohde  
 Motion Carried.

Hirschbach moved, Seconded by DeGraaff to approve the following Claims,

COUNTY ROAD:

Social Security \$658.74; Blue Cross Insurance 516.50; Blue Cross Ins.56.15; Lone Star Ins. 3.75; George W. Anderson 791.00; Donald Belt 854.00; Caleb Chapman 791.00; Walter Heinemann 854.00; James Bruce Henderson 791.00; Robert Jacobsen 823.00; Lawrence Jepsen 791.00; Kurt Johnson 791.00; Walter Johnson 918.00; Arnold Mellick 885.00; Marlan Millard 791.00; Sidney Saunders 875.00; Earl Stading 791.00;

Northwestern Bell \$18.95; Northwestern Bell 31.64; Drive in Radio 40.80; Village of Emerson 14.25; Dakota City 42.40; City of South Sioux City 146.17; IPS 153.44; Hansen Machine Shop 136.33; Missouri Valley Machinery Co. 5,239.74; Haakinson & Beaty Co. 134.75; Herman M. Brown 314.88; Standard Bearings 18.64; Missouri Valley Steel Co. 285.43; Hydraulic Sales & Service 52.34; Kidder Knoepfler 140.60; Nebraska Tractor & Equipment Co. 50.06; Midcon Equipment Co. 243.82; Wise Mack, Inc. 13.10; Sioux City Foundry Co. 163.60; Carlson Machine Co. 11.80; Walensky 5.91; Trcker's Glass Shop 96.40; Stafford Motor Parts 53.64; Dohrman Mfg. Co. 12.53; Stephan's Welding Shop 34.06; Dakota Auto Parts 8.95; Anderson Co. 102.90; Means 39.06; Zee medical Service Co. 32.40; Warren Electric Co. 68.92; Sioux City Iron Co. 95.90; Monroe Welding Supply Co. 220.89; Curtis Industries 232.29; Tri-County Hardware 19.38; Auto Parts & Exchange 42.12; Safway Steel Scaffolds Co. 21.63; Smap on Tools 23.92; C & T Blasting Sand Co. 980.00; Adams Service 452.67; Homer Service Station 132.56; Torticill Service Center 59.50; Warren Oil Co. 959.34; Farmers Co-op Assn. 250.06; Flaugh's Service 127.50; So Soo Oil Co. 431.54; Diamond Horseshoe 1,291.23; Crystal Oil Co. 30.36; Joe's Surpluss 71.02; Firestone Stores 1,592.17; Newman Signs 87.96; Anderson Equipment Co. 175.05; Walter R Pedersen 3,155.00; Goldie D. Voss 700.00; Orville F. Stewart 1,160.00; Bessie J. Woods 920.00; Bryan Krusemark 177.00; Dwane Hollman 650.00.

## REVENUE SHARING

Stalp Gravel Co. 1,857.12; Higman Sand & Gravel, Inc. 2,915.97; Nebraska State Bank 1,072.75.

## ASSISTANCE

Blue Cross Blue Shield \$233.50; Social Security 422.40; Mildred Jorgensen 1,396.66; Jeanine Bliven 723.31; Margaret Boeshart 1,080.29; Pauline Jensen 1,095.72; Patricia Lane 967.68; Mary O'Dell 659.12; Charlen Weber 967.86;

Mildred Jorgensen \$27.36; Margaret Boeshart 25.67; Pauline Jensen 8.67; Patricia Lane 25.16; Charlene Weber 36.55; South Sioux City Star 374.50; Credit Bureau 1.50; A B Dick Products 285.60; Northwestern Bell 222.48; Sioux City Stationery 49.70; Jack Becker Funeral Home 550.00.

## POOR RELIEF

State Department of Public Welfare \$11,574.85;

## DAKOTA COUNTY AGRICULTURAL SOCIETY

Dakota County Agri. Society \$2,659.47.

## DAKOTA COUNTY HISTORICAL SOCIETY

Dakota County Historical Society \$614.79; Dakota County Historical Society 353.62.

## WEED

Social Security \$58.22; Blue Cross 33.26; Paul M. Foreshoe 800.00; Ruth B. Foreshoe 25.00; Maurice Crofoot 25.00; Raul R. Culbertson 25.00; Elmer E. Nelson 25.00; John Ryan 25.00; George W. Shrader 25.00.

George Sharader \$1.70; Paul R. Culbertson 1.36; John Ryan 4.25; Maurice Crofoot 1.53; Elmer E. Nelson 21.38; Crystal Oil Co. 16.94; Joe Morten & Son Inc. 20.00; Diamond Horseshoe Truck Stop 13.00; Torticill Service 85.90; C. A. Anderson Co. 46.85; Paul Foreshoe 11.64.

## GENERAL

Social Security \$2,404.50; Blue Cross Ins. 1,577.96; Daniel Rohde 541.74; Henry DeGraaff 541.74; Gretchen Hirschbach 541.74; Larry Morgan 541.74; John Servine 541.74; Theodore Piepho 1,208.37; Mary Hinkle 785.49; Margaret Rahn 575.00; Myra Smith 545.00; Eloise Gormally 575.00; Robert H. Giese 1,208.37; Irene M. VanLent 785.49; Judi Belt 575.00; Charlotte J. Doenhoefer 575.00; Ruth M. Jensen 575.00; Nadine Johanson 575.00; Mardell Sorensen 444.72; Virginia A. Piper 1,208.37; Betty J. Garwood 785.49; William F. Whear 1,208.37; Harvey Bates 1,016.67; Gene Persinger 950.00; Jarold Gilson 1000.00; Linda Wilson 740.00; Linda L. Lensink 874.13; Cheryl Lundberg 351.23; Earlean McClain 504.00; Neva Neal 321.00; Pat Parkins 359.10; Randy Walsh 79.54; John Swanson 900.00; Maurice S. Redmond 1,208.37; Martel J. Bundy 1,250.00; Gloria Engelbrecht 800.00; Sharon Maslonka 540.00; Joy K. Nixon 1,208.37; Thelma E. Baugous 785.49; Dorothy J. Lundberg 575.00; Nellie June Beardshear 575.00; Nondas Vitols 575.00; Lillian Rager 575.00; Madelyn Thorsland 575.00; Shirley Ann Bentz 545.00; Jeanett Ramirez 545.00; Klemett Dean 1,177.00; Jon Norris 108.50; Craig Dean 195.30; Patricia A. Stingley 625.00; George Saunders 1,291.66; Jon C. Norris 583.34; Maurice A. Roady 666.67; Lorraine Tillman 1,050.00; Bonibel Chapman 575.00; Dr. J. H. Walston 215.00; Maxine Titler 666.67; Kenard Eriksen 879.16.

Redfield & Company \$32.33; Norfolk Printing Co. 400.42; Hollar Stamp Co. 47.75; Northwestern Bell 181.42; Sooland Business Forms, Inc. 16.50; Sioux City Stationery 47.87; Sooland Business Forms, Inc. 45.57; Robert H. Giese 36.04; A-1 Check Protection 110.00; Burroughs Corp. 96.84; Precision Typewriter Works 22.57; Sooland Business Forms, Inc. 73.44; Northwestern Bell 53.41; Burroughs Corp. 22.80; Burroughs Corp. 168.90; Joe Morten & Son Inc. 20.00; Sooland Business Forms, Inc. 12.03; South Sioux City Star 35.49; Northwestern Bell 137.13; Nebraska State Bank Insurance Agy 20.00; Sioux City Stationery Co. 27.29; Redfield & Co. 39.96; HZ Printing 138.63; Northwestern Bell 94.17; Redfield & Co. 552.90; Sioux City Stationery 249.37; Willaim F. Whear 343.60; Harvey Bates 562.00; Gene Persinger 664.20; Jarold Gilson 665.80; John Swanson 101.40; Sooland Business Forms Inc. 2.81; Sioux City Stationery 1.27; Gene's Guns & Supplies 35.55; Coast to Coast 33.08; Sioux Valley Radio 48.00; Law Enforcement Equipment 122.00; Jack's Men's Wear 11.50; Sheriffs Department 113.20; Bobier Portrait Studio 16.50; Molstad Dist. Co. 10.40; James Rexall Drug 7.16; Rinder Printing Co. 113.57; Sevurity National Bank 135.52; Western Union 248.27; American Data Products 58.72; Northwestern Bell 239.42; Maurice S. Redmond 9.52; Maurice S. Redmond 56.61; Sioux City Stationery Co. 28.04; South Sioux City Star 59.90; Lawpress Corp. 44.50; Executive Copy Systems 40.00; Executive Leasing, Inc. 145.44; West Publishing Co. 21.50; Warren, Gorham & Lamont, Inc. 28.70; Northwestern Bell 129.31; Matthew Bender & Co. 87.50; Nebraska Correctional Ind. 755.00; Joy K. Nixon 562.93; Lillian Rager 12.07; Jeanette Ramirez 36.21; Nondas Vitols 10.20; Northwestern Bell 215.19; South Sioux City Star 178.95; Norfolk Printing Co. 387.20; Sioux City Stationery 30.44; Commerce Clearing House, Inc. 125.00; Precision Typewriter Works 18.50; International Business Machines Corp. 8.82; Joe Morten & Son, Inc. 160.00; Redfield & Co. 450.86; William F. Whear Sheriff 93.00; Sheriffs Dept. Prisoners Board Bill 1,081.50; Jerry Gilson 37.70; Gene Persinger 5.38; Bouglas R. Garwood 40.00; Rector Produce 192.00; City of Dakota City 729.73; T and D. Service 20.00; Means 40.50; Tagatz Hardware 17.04; Klemett Dean 25.00; Minear Lock & Key Service 1.60; Clausen Electirc 17.66; Northwestern Bell 40.79; Culligan 41.25; Polly Elevator Company, Inc. 273.65; South Sioux City Star 30.03; Wester Paper & Supply Co. 290.28; Bahr Plumbing and Heating 151.90; Dakota County Extension Service 1200.00; Northwestern Bell \$60.57; Joe Morten & Son Inc. 20.00; Sioux City Stationery Co. 3.87; Northwestern Bell 117.20; Maurice A. Roady 15.00; Northwestern Bell 99.53; Redfield & Company 189.08; Rinder Printing Co. 5.46; District Judge's Office 505.07; Lorraine Tillman 69.19; Northwestern Bell 48.99; Sioux City Stationery Co. 13.95; Northwestern Bell 95.21; Sooland Business Forms 124.25; Division of Communications 14.26; General Business Equipment 38.20; Northwestern Bell 20.45; South Sioux City Star 14.07; Northwestern Bell 48.38; Mid West Business Products 10.95; Kennard Eriksen 59.52; Star Printing 82.70; United States Leasing Corp. 43.56; Region IV Office of Sevelopmental Disabilities 1,545.00; South Sioux Star 18.20; Ken Harris A-1 Check Protection 126.75; A B Dick Products 10.42; Northwestern Bell 18.90; Executive Copy System 7,427.00; County Treasurer 281.25; County Treasurer 1,185.00; County Treasurer 1000.00; Pitney Bowes 81.00; Nebraska Association of County Officials 413.00; State of Nebraska 8.00; City of South Sioux 16.81; Sioux Lakes EMS 1,154.36; Hugo Heyn Co. 250.00; County Treasurer 600.00; William L. Binkard 345.00; Dakota County Judge 30.00; Dakota County Ct. 25.00; Dakota County Court 24.00; Dakota County Judge 63.75; Joy K. Nixon 40.75; Executive Copy Systems 687.95; Xerox 310.30; Golby C. Uhlir 168.75; Western Paper 20.90;

Northwestern National Bank 200.25; Clerk of District Court 73.00.

Yea: Hirschbach, DeGraaff & Servine  
 Nay: None  
 Absent: Rohde


Motion Carried.


DeGraaff moved, Seconded by Hirschbach to adjourn the meeting of Jan. 21, 1980.

Yea: DeGraaff, Hirschbach and Servine  
 Nay: None  
 Absent: Rohde

Motion Carried.

ATTEST

  
 Theodore A. Piepho Clerk

  
 Larry Morgan Chairman

\*\*\*\*\*  
 COMMISSIONERS MEETING  
 JANUARY 28, 1980 Proceedings  
 BASEMENT MEETING ROOM

Chairman Morgan called the meeting to order at 9:15 A.M.

Present were: Gretchen Hirschbach, Henry DeGraaff, Larry Morgan, Daniel Rohde, John Servine and Ted Piepho, Secretary.

Prayer and Pledge of Allegiance by County Clerk.

Lorraine Tillman appeared before the Board to explain the agreement between the Marian Health Center and Dakota County. She said the Marian Health Center provide the nurse aid and she provides the skilled nursing for these over 65. Last year Dakota County received \$842 for her visits. We receive \$8.00 a visit and is a service provided for people 65 and over.

Servine moved, Seconded by DeGraaff to enter into an agreement with the Marian Health Center.

Yea: Servine, DeGraaff, Servine and Rohde.  
 Nay: None Motion Carried

Daniel Rohde moved, Seconded by John Servine to convene as Board of Equalization to review exemption applications.

Yea: Rohde, Servine, Hirschbach and DeGraaff.  
 Nay: None Motion Carried 9:25 A.M.

Joy Nixon (County Assessor) presented the Board with many exemption applications submitted by the various churches, clubs, etc.

Rev. Penner for Tri-Baptist Church who recently changed their name to Anchor Baptist Church appeared before the Board and was sworn in by the County Clerk at 9:45 A.M. The application in question is a 3 acre tract in SW $\frac{1}{4}$  27-29-9, Covington unplatted. Rev. Penner testified that they plan to build on this tract as soon as funds permit. He said its empty and waiting to build on it. Instead of letting it go to weeds they were checking into leasing it to be farmed. He said it could sit for a year or two before construction on this piece. Being that the land could possible be farmed and until the use can be clearly established Servine moved, seconded by Hirschbach to deny . the exemption application of Church Extension Investors Fund, Inc.. Contract to Tri-State Baptist Church (changing to Anchor Baptist) P. O. Box 515, South Sioux City, Nebraska on a 3 acre tract in SW $\frac{1}{4}$  27-29-9, Covington unplatted.

Yea: Servine, Hirschbach, DeGraaff, Rohde.  
 Nay: None Motion Carried.

Orville Hankins appeared before the Board in behalf of Homer Legion and was sworn in by the County Clerk. He completed the information needed to complete the exemption application.

No one from St. Michael's Church, 1405 1st Avenue, South Sioux City, Nebraska appeared for the hearing set at 9:30 A.M. The exemption application in question was Lot 8 and W. 40' of Lots 9, 10, 11 & 12, Block 37, Joy Place, which was vacant and part rented to the Carosel. Being this property is rented and income is apparent DeGraaff moved, Seconded by Rohde to deny . the Exemption Application of St. Michaels Church, 1405 1st Avenue on Lot 8 and W. 40' of Lots 9, 10, 11 & 12, Block 37, Joy Place.

Yea: DeGraaff, Rohde, Servine and Hirschbach.  
 Nay: None Motion Carried.

The Board discussed the application of the South Sioux American Legion. The County Assessor (Joy Nixon)ask if the Board wanted her to contact them again unless they wanted to accept the letter and application received by her January 11, 1980. Gretchen Hirschbach ask what legal bind would that put us in. Larry Morgan said that he doesn't think it would put the Board in any legal bind being that they were always tax exempt. Rohde moved, Seconded by Servine to approve the exemption application of the American Legion in South Sioux on Lots 19 & 20 Block 6, First Addition, City of South Sioux.

Yea: Rohde, Servine, Hirschbach, and DeGraaff  
 Nay: None Motion Carried.

The Board discussed the exemption application from Hale Cemetery Association. A tract in W $\frac{1}{2}$  NE $\frac{1}{4}$  Section 14, Township 27, Range 7 which is used as a cemetery. Servine moved, seconded by Rohde to approve the exemption application of Hale Cemetery.

Yea: Servine, Rohde, Hirschbach & DeGraaff.  
 Nay: None. Motion Carried.

Tim Couglin appeared before the Board in behalf of the South Sioux Community Center and was sworn in by the County Clerk. The County Assessor needed a statement of the use of the 1975 Dodge van. Tim said, "the van is used for transport children to and from day care center and for senior citizens that needs transportation for essential needs. It is never used for private use. The van is also used to transport kids to and from Walker Island School and they receive \$275 a month from the school for those services. The van is kept at his house here in Dakota City.

Lawrence L. Steiner and Clark Youngblood appeared before the Board on behalf of the South Sioux City Baptist Church on a tract of land in SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 22-29-9, commencing at the W $\frac{1}{2}$  line for a distance of 340.01, thence with a deflection angle to the left of 89° 54' 48" a distance of 33' to pt. of beg., etc. Unplatted 22-29-9 to the City of South Sioux City used for church parking. The question is the actual use of this property. Lawrence said they are buying this from Sam McMaster and is presently being farmed. They had planned on building on this but it looks like it will be a year or more. They are permitting it to be farmed to keep the weeds down. Being that it was revenue producing land and Sam McMaster is renting it out Servine moved, Seconded by Hirschbach to deny the exemption application of South Sioux Baptist Church.  
 Yea: Servine, Hirschbach, Rohde and DeGraaff  
 Nay: None Motion Carried.

Alvin Hayes appeared before the Board on behalf of First Baptist Church and was sworn in by the County Clerk. He completed the necessary information needed on the Exemption Application.

Ted Mayberry appeared before the Board and was sworn in by the County Clerk. Ted appeared on behalf of the Fraternal Order of Eagles #2492. Ted Mayberry said the clubs rules were you could be a guest 3 times and then had to become a member. They presently have 900 members. Ted said the Eagles in Omaha, Grand Island and Hastings are exempt on the building and all furnishings. They have the same rules as the one in South Sioux. The restraint is for members and its guests. It is only open on our dance nights. The dinners about break even after expenses are taken out and the dances. The only revenue is on drinks and the profit is donated to organizations. Ted said every member requires three votes for approval for anyone who applies for membership. All applicants are investigated before membership is voted on.

DeGraaff moved, Seconded by Hirschbach to table any action on the Fraternal Order of Eagles #2492 until they furnish this Board a financial statement.

Servine moved, Seconded by Rohde to approve the following exemption applications.

First Baptist Church %Alvin Hayes, 923-5th Avenue, South Sioux City, Nebraska  
 Lots 1 and 2 Block 2, Bliss Place, City of South Sioux City  
 Worship services and related activities.  
 Personal Property: Piano, pews related church furnishings  
 Church worship.

South Sioux Community Center, 3201 Dakota Avenue, South Sioux City, Nebraska  
 Motor Vehicles: Dodge, 1975, Van (B22BF5X 120 737) 70-S845  
 Van is used to transport low income children, adults for essentials, such as shopping medical reasons, recreation, and children for the school system, Walker Island.

Tri-State Baptist Church, RR1 Box 152F, So. Sioux City, Nebraska  
 (changing to Anchor Bapt. Church)  
 Organ, Piano, 80 + folding chairs, variety of folding tables, Room Divider Panels, Files,  
 Vacuum sweeper, 2 cribs, etc.  
 All items are used in the worship and religious instruction program of the Tri State Baptist Church.

Salem Lutheran Church, RR, Dakota City, Nebraska  
 Personal property: pews, organ, piano, etc.  
 Worship & religious services.

Tract of land in NE $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 11-28-8, West Highway #35 Taxing Dist. #31R-DCF Parsonage) & Church Home for minister. & Worship and religious services.

Tract of land in NE $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 33-28-8 Taylor Cemetary  
 Burial of the Dead.

Hope Community Church, 4201 West Street, Sioux City, Ia.  
 Lot 1, Block 69, Covington Addition, 501 Second Avenue, South Sioux City, Ne. (Church)  
 Religious Services.

Personal Property: piano, pews, pulpit, Sunday school tables & Chairs, davenport, occasional chairs, hymn books.  
 Religious Services.

Hansen-Greenleaf Legion Post \$376, 21st and Broadway Streets, Dakota City, Ne.  
 Legion Building- Lots 17-18 Block 179 Dakota City  
 A sense of individual obligation to community, state and nation.

Personal property located on leased land.  
 To inculcate a sense of individual obligation to Community, State and nation.

United Methodist Church, 16th and Locust Streets, Dakota City, Ne.  
 SW $\frac{1}{4}$  of Block 90 Dakota City, Ne. Church  
 Sanctuary and connected fellowship hall for church program functions.

Personal property inside the church  
 Used for worship and education and fellowship through Church programing.



United Methodist Church  
 Lot 7 Block 90 Dakota City, Parsonage  
 Housing for resident minister and family.

Personal Porperty: stove & refridgerator  
 Use of resident minister and family.

St. Michael's Catholic Church, 1405 First Avenue, South Sioux City, Nebraska  
 Blocks 5-6-7-8 including vacated streets and alleys--Jeeps Addition Church  
 For Parish Worship.

Personal Property: pews, organ boiler, altar, etc.  
 For parish worship

Blocks 5-6-7-8 including vacated streets and alleys -- School  
 Educational pruposes.

Personal Property: School desks, educational equipment, boiler and kitchen equipment.  
 Educational Purposes

Blocks 5-6-7-8 including vacated streets and alleys--Jeeps Addidtion -- Rectory  
 Residence for Priests and Parish office.

Personal Property: Household furnishings plus office furnishings and equipment.  
 Residence for Priests and Parish office.

Blocks 5-6-7-8 including vacated streets and alleys--Convent  
 Residence for Sisters who teach in St. Michael's.

Personal Property: Home Furnishings- Offices- Chapel  
 Residence for Sisters.

Motor Vehicle: Ford Maverick 1971 - 4 door- Motor No. 1K92T204654, License No 70E933.  
 Used by Sisters of St. Michael's School.

Approximately 4 acres in the NE $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 12-88-48--Cemetery- West Hwy. #20  
 Cemetery for burial.

Spanish Apostolate Center % St. Michael's Catholic Church, 1405 First Avenue, So. Sioux City, Ne.  
 Motor Vehcile: Plymouth Duster 1975-Serial No. V12935B 394473- License No. 70-J161  
 Used by Sister for religious work.

St. Mary's Cahtolic Church, Hubbard, Nebraska  
 Lots 9 and 10 Block 14 Village of Hubbard--Church  
 Vestiments & amphlifier, organ, and chalice

Personal Property: Organ, vestiments, chalice and amphlifier.  
 For Sunday and weekday worship and instruction.

Tract of land in SW $\frac{1}{4}$ NE $\frac{1}{4}$  Sec. 27-28-7 3.15 acres more or less.--Cemetery  
 To bury the dead.

Personal Property: church organ & Vestiments, furniture for rectory, and one small lawn mower.  
 For Sunday, weekday worship, Religious instruction, parish meetings and functions.

Lots 7-8-9-10-11-12, Block 14 Village of Hubbard, --Rectory and Garage  
 One rider lawnmower, furinture for rectory and meetings.

Omadi Cemetery Association, % Harold Nelsen, Homer, Nebraska  
 4.49 acre tract in NW $\frac{1}{4}$ NW $\frac{1}{4}$  Section 25 Township 27 Range 8--Rural Cemetery

I.O.O.F. LODGE #182, 2012 $\frac{1}{2}$  Dakota Avenue % J.W. Suter, Trustee, South Sioux City, Ne.  
 South 44' Lots 1-2-3 Block 12 First Addition, City of South Sioux City--Meeting Hall  
 Meetings of I.O.O.F. Lodge.

Personal Property: Furniture, fixtures and regalia.  
 Meeting of I.O.O.F. Lodge.

United Methodist Church, Homer, Ne.  
 Commencing at a Pt. on north line of John Str. in Homer, 616' W. of E. line of SW $\frac{1}{4}$  Sec. 11-27-8  
 Church and any parking  
 Used for worship and church programing.

Personal Property: Piano, organ, pews & chancel furniture--tables & chairs.  
 Used for church programing.

St. Patrick's Catholic Church, Jackson, Ne.  
 Lots 4-5-6-7-8-9 Block 2, Original Addition--Church and Providence Hall  
 For Sunday worship and religious education.

Personal Property: organ, vestiments, chalices and altar;  
 For sunday and weekday worship.

Tract of land in SE $\frac{1}{4}$  Sec. 23-29-7--St. Johns's Cemetery  
 Land for burial of the dead.

Motor Vehicle: 1971 Ford Maverick, 6 cyclinder, 1K92T111578  
 Sister drives this car and is the sole driver in traveling within and between parishes in  
 ministry and especially religious education of children and adults.

Tract of land in NW $\frac{1}{4}$ NE $\frac{1}{4}$  Sec. 36-29-7--Rectory

Religious Education office, personal counseling office, meeting room, business office and living quarters for the Pastor.

Personal Property: Chairs, tables media materials, organ, vestiments, furniture and garage. Sunday Worship and Religious Education.

South Sioux City Baptist Church 624 East 18th, South Sioux City, Ne.  
Lot 40 Oak's Addition, Second Filing City of South Sioux City--Church Building

Personal Property: Pews, pulpit, communion table, Stove, refrigerator, dishwasher, ditto-spirit machine, 5/tables, chairs, piano, organ and hymn books.  
Property is used for church services and activities.

South Sioux City Baptist Church-First Baptist Church of Bellevue- 1513 B. Street, So.Sioux City.  
Lot 23 Block 35, Joy Place Addition, South Sioux City,--Parsonage  
Church use.

Personal Property:  
Church use.

First Presbyterian Church, 21st and A. Streets Box 295, South Sioux City, Nebraska  
Lots 9-10-11-12 Except the W. 10' of the N. 66' thereof the S. 66' of E. 2' of Lot 13, Block 12  
First Addition, South Sioux City.--Church  
To promote the gospel of Jesus Christ.

Personal Property: Books, hymnals, pews, tables, chairs, office equipment, kitchen equipment  
religious articles.  
To promote the gospel of Jesus Christ.

Lot 5 Block 3 Eastview Addition--Parsonage.  
Pastor's Residence

Personal Property: Refrigerator and stove provided for the use of the minister.  
These items are provided for use by the minister and his family.

Hope Evangelical Lutheran Church, 216 West 18th, South Sioux City, Ne.  
Lots 21 and 22 Block 4, Original Addition, South Sioux City--Parsonage  
The Pastor of the Congregation resides here.

Lot 11 Block 4 Original Addition South Sioux City--Vacant Lot with paved Drive.  
North, South Alley

Lot 19 Block 4, Original Addition, South Sioux City--Vacant lot with paved drive.  
This is used mostly as an alley.

Lots 1-2-3-4-5-6-7-8 and part vacated alley, Block 4, South Sioux City-Original Addition  
Parking Lot for church and contiguous with church and parsonage descriptions  
These lots are used as a parking lot. (asphalt)

Motor Vehicle: 1979 3/4 ton light green Dodge Van. 8 cylinder Model B-300, I.D.#B36JF9X156 620.  
Church Transportation of authorized groups.

Personal Property-Parsonage Soft Water Conditioner  
The Parsonage and the soft water conditioner are used by the Pastor of our Congregation.

Lot 20 Block 4 Original Addition South Sioux City.(IPS Bldg.) all contents  
Used for meetings of voters. Ladies Aid, Mary Martha Guild and others.

Lots 9 and 10 Block 4, Original Addition South Sioux City--Little House used for Vicor  
Vicor of the congregation resides here.

Personal Property: Stove refrigerator, kitchen table and 2 chairs, double bed, mirror and vanity and highboy a large and small table lamp, coffee table, love seat, one rocker and one washing machine.  
This small house and its contents are used by our Vicar. Our Vicar program entitles us to a different vicar every year. This is a must that furnish this house.

Lots 23 and 24 Block 4 Original Addition, South Sioux City, --Church, Gym and all contents  
Worship Services.

Personal Property: Church & Gym. Pews, Organ, Chancel furnishings, folding chairs, folding table, kitchen acc. Bible Library, Office desks and chairs, cabinets, janitor equipment and all other contents.  
The Church is used for weekly worship, The Gym is used for Bible Study and recreation it is also used serving at church suppers.

St. Paul's Methodist Church, 126 East 20th, South Sioux City, Ne.  
Lots 6-7-8 Block 12, First Addition South Sioux City--Church  
This building and premises are used by the St. Paul United Methodist Congregation for the worship of God, the education of people in the Christian faith, preparing of members for outreach ministries and for fellowship.

Personal Property: organ, piano, chancel furnishings, pews, tables, chairs, kitchen items, class room equipment, office equipment. Items used by the congregation to fulfill its ministry of worship, education, outreach and fellowship.  
The above items are used by the congregation to fulfill its ministry of worship, education outreach and fellowship.

Lot 10 Town and Country Addition, South Sioux City, Ne. -- Parsonage  
Residence of minister officially appointed to serve St. Paul United Methodist Church.

Personal Property: washer-dryer-refrigerator-stove  
For use of minister officially appointed to serve St. Paul United Methodist Church.

Trinity Lutheran Church, Box 235, Hubbard, Nebraska

Lots 3-4-5-6 Block 9 Hubbard, Ne. Church

Non profit organization meeting for the purpose of worship instruction and fellowship in the Christian faith according to the practice of the Lutheran Church in America, Nebraska Synod.

Personal Property: Organ, chairs, tables, kitchen supplies, pews, hymnal, teaching materials.

Non profit organization for the purpose of worship instruction and fellowship in the christian faith according to the practice of the lutheran Church in American, Nebraska Synod.

Prairie Gold Area Council of the Boy Scouts of America Inc.- 108 Pearl St, Sioux City, Iowa  
Land in Section 27 Township 27 Range 9, Land in Section 21 Township 27 Range 9 -- 200 acres  
A camp is used for both short and long term camping by youth members of the Boy Scouts of America and the character building program of Scouting. There is no commercial use of the property and the cost of operation is subsidized by the operating fund of the council. The property is used totally in support of the Boy Scouts of America program.

South Sioux City Area Chamber of Commerce--2700 Dakota Avenue, South Sioux City  
Building(located on leased land at 2700 Dakota Avenue) Lots 20-21, Block 8, First Railway Addition  
A Frame office building used to promote employment, information and educational purposes. It is not owned or used for financial gain or profit to either owner or user.

Personal Property: Desks, chairs, table, counter, typewriter, files, mimeograph machine, adding machine, copy machine.

Personal property is not owned or used for financial gain or profit.

Atokad Racing Association--Box 518--South Sioux City, Nebraska

NE $\frac{1}{4}$ SE $\frac{1}{4}$  and West 400' of NE $\frac{1}{4}$ SE $\frac{1}{4}$  West 400' of outlot A-Gribble's Park Addition Sec. 32-29-9

Horse Barns, Concrete Building black-topped parking lot, grandstand and etc.

Atokad Agriculture & Racing ass'n is an agricultural and horticultural society and is not owned or used for financial gain or profit to either owner or user. Facilities are used about 2 months for racing. Other uses include county fair and 4-H projects, horse shows, dairy shows, etc. Any profits from the property is used for facilities improvements and benevolent programs.

Personal Property: tables chairs office equipment some cafe equipment, tractors, tools etc.

Atokad Agriculture and Racing Ass'n is an agriculture and horticultural society and is not owned or used for financial gain or profit to either owner or user. Facilities are used about 2 months for racing. Other uses include county fair and 4-H projects, horse shows, dairy shows, etc. Any profits from the property is used for facilities improvements and benevolent programs.

Sacred Heart Catholic Church-- Emerson, Nebraska

Lots 3-4-5-6-7-8-9-10-11-12 Block 21 North Addition Emerson -- Rectory

Also used as playground for school children

Personal property: maintenance equipment, lawn mower, tools etc.

Wall Street Mission Box 1438--Sioux City, Iowa

Part of Gov't Lot 8 part of Gov't Lot 7 lying south of hwy. 20 Section 35 Twn. 29 Range 7

Camp Buildings

Free camping activities for a 6-8 week period during the summer. Periodic and occasional use by various church groups.

Personal Property: 70 Clothing racks 18 bins and tables misc. shelving one counter one cash register merchandise in building located at 2321 Dakota Avenue.

Used by Goodwill Industries of Sioux City for sale of used merchandise.

Inventory for resale in leased building.

Used by Goodwill Industries of Sioux City for the sale of used merchandise with an average annual sales of approx. \$140,000.00.

Nebraska Conference Association of the Seventh-Day Adventists, Box 6037, Lincoln, Ne.

Lots 7-8 Block 2, Second Addition to South Sioux City--Church Building

Church.

Personal Property: Chairs, pews, etc.

Church use.

First Lutheran Church, 3601 Dakota Avenue South Sioux City, Nebraska

Parcel of land in Sec. 28-29-9, in the SE $\frac{1}{4}$ SW $\frac{1}{4}$  Unplatted parcel of land in section 28-29-9

West 610' of E. 650' Gov't Lot 3 in NE $\frac{1}{4}$ SW $\frac{1}{4}$  28-29-9-- Church and all properties located therein.

Non profit use. Religious and educational use of the property.

Personal Property: None

St. Paul's Evangelical Lutheran Church, Homer, Nebraska

Personal Property: dishwasher

All but the dishwasher is the property of the minister.

North 50' of South 150' of Block 1 and North 50' of South 200' of Block 1 O'Connor's Addition  
Parsonage.

Residence of the minister of the St. Paul's Ev. Lutheran Church, Homer,

Personal Property: organ, pews, tables, chairs, kitchen equipment, educational supplies.

For use in work, instruction and fellowship in the christian faith Lutheran Church in America  
Nebraska Synod.

Lots 7 and 8 and South  $\frac{1}{2}$  of Lot 9 Block 1, Fairview Addition--Church and any parking.

For worship and instruction and fellowship in the christian faith by members of the Lutheran Church.

Civil Air Patrol, Nebraska Wing, Omaha/Douglas County Civic Center, 1918 Farnam St., Omaha, Ne.  
1953 Trailor

Emergency Services, Search and rescue missions and training.

Gospel Lighthouse, East 10th and C. Streets, % Terry Graham, South Sioux City, Ne.  
 N½ ex. So. 8' Lot 10 Blk 52, N½ Lot 11 Blk. 52, S½ Lot 11 Blk. 52 Joy Place Addition Ex. 8'  
 West 43' of Lots 12 ex. So. 66' South Sioux Acres Addition. W. 60' Lot 2 and so forth  
 South Sioux Acres Addition----Church and parking lot.

Personal Property: Chairs, musical instruments, office furniture, radio and sound equipment,  
 audio-visual equipment, platform furnishings, tables, etc.  
 For church, Sunday School, youth, and community use.

Small Homemade trailer.  
 Church maintenance purposes.

Motor Vehicles: 1964 Ford E14TH501531, License 70 Bus 20, 1964 Ford B60CE502045, License 70 Bus 6  
 1961 Ford B60CE162065, License 70 Bus 10

Transportation to and from church services, Sunday School, and other youth and church activities.

Motor Vehicles: 1966 Chevrolet, License 70 Bus 6  
 Transportation to and from church services, Sunday School and other youth and church activities.

St. Cornelius Catholic Church, 1405 First Avenue, South Sioux City, Ne.  
 Lots 9-10-11 Block 2, Price's Addition Homer,--Church  
 For Religious Worship.

Personal Property: Church pews, furnace altar  
 For Religious worship.

A tract in SE Corner of NW¼ Sec. 11-27-8 1.92acres Cemetery-Homer  
 A tract in SE¼ NW¼ Sec. 11-27-8 2.23 acres  
 Cemetery only.

Alpha Lodge #316, Box 936, (East 19th St) South Sioux City, Ne.

Personal Property: All equipment, furniture, fixtures.

The entire lodge hall is used by the fraternal organization of the Masonic Lodge and Auxiliary  
 Organizations (Eastern Star and Rainbow Girls) For their meetings during the year. No income is  
 derived from this property.

Lots 12-13-14-15-16, Block 7 First Addition, So. Sioux City -- Meeting Hall

The entire lodge hall is used by the fraternal organization of the Masonic Lodge and Auxiliary  
 organizations for their meetings during the year. No income is derived from this property.

Victory Chapel, Inc., 822 East 20th St., So. Sioux City, Ne.

Motor Vehicle: Ford 1970 54 Passenger School Bus. Ser. #B61CCJ30130 70-9

Transportion Sunday School

Lots 10-11 Block 4, Palmer Place Addition, South Sioux City, Ne.

Church.

Personal Property: Piano, Organ and Miscellaneous

Property: 14 x 62 Mobile Home 1972 Great Lakes #27BA6514FBR 2N

Used as a parsonage for pastor located at #46 Stanton Place.

Assembly of God Church, Inc., 1219 F. Street, P. O. Box 186, South Sioux City, Nebraska

Motor Vehicles: Chevrolet, 48 passenger Serial # 45622N130970, License No. 70-7

Used to transport people to church services.

Lots 2-3-4-5-6-7 Block 1, Jeep's Addition

Religious Services and all activities pertinent to Christian worship.

Personal Property: Pews-desk- 1 pianos, organ, speakers and small items.

Lot 45 Oak's addition to the City of So. Sioux City, - Parsonage

Used by Pastor as residence.

Personal property. 1724 F. St., The parsonage is unfurnished and all personal property therein  
 is provided by the occupant.

Green Valley Cemetery Association Homer, Ne.

Tract in N½NW¼, Section 28 Township 27 Range 8

Rural Cemetery 1.5 acres.

Buckland Legion Post #97, Homer, Nebraska

Personal Property: Chairs, tables, kitchen, stoves, dishes silverware.

Community Hall, weddings, and anniverserys.

West 35' Lots 1-2 Block 3, Original Addition to the City of Homer,

Legion Hall-Used for meetings, weddings. etc.

Dewey Lodge #233 L.O.O.F. Hall Emerson, Nebraska

We have no personal property, the furniture belongs to the Lodge

Lots 17-18, Block 2, Dakota Addition to the City of Emerson

The second story is a Odd Fellow Lodge Hall and used only for that purpose. The first floor is rented  
 out and we get \$110.00 a month rent for it at present time. We are not sure how long the tenants  
 will be there.

Region IV Services, 710 Dakota Avenue South Sioux City, Nebraska

Motor Vehicles: Chevrolet Van-Serial #CGL3697157684, 1979 Licenses No. 26074 Government

Internation Travellall 4H1HODHB30243 1974 20940 Government

Chevrolet Wagon , Kingswood, 1N45R2J272468-1972, 25245 Government

# FILE COPY

## HIGHWAY SUPERINTENDENT'S REPORT

On January 15, 1980, Bert G. Harris and others petitioned the Dakota County Board of Commissioners to vacate the following described road, to wit:

Beginning at the Center of Section 15, Township 27 North, Range 8 East of the 6th P.M., Dakota County, Nebraska, and running thence one-half mile east to the East Quarter Corner of said Section 15.

On January 21, 1980, the Dakota County Board of Commissioners directed me to study the use being made of this road and to submit to them in writing a report on the study and a recommendation as to the vacation of this road.

I have studied the use being made of this road, which is also called the old Clayton road, and I report to the Board that it carries agricultural traffic to and from Robert Skougaard's property in the Southeast Quarter of said Section 15 and in the Northeast Quarter of adjoining Section 22. The road is not used for any other purpose. No one lives along it, it is neither a school bus route nor a mail route, it is not gravelled, and it is graded only on request.

I recommend to the Board that this road not be vacated but remain open, since there is no other practical route for agricultural traffic to and from the Skougaard property. According to the strict letter of the law, the vacation of the old Clayton road would not isolate this property, since the south edge of the property joins another county road, namely the Wigle Creek road. However, Wigle Creek, which runs just inside the property line, that is, just north of the Wigle Creek road, for all practical purposes isolates the Skougaard


BOARD OF COMMISSIONERS 1-28-80

BOOK L PAGE 109 ATTACH 1

property from the Wigle Creek road. There is no bridge.

If the old Clayton road is vacated, the Board can expect to receive petitions asking that a new road be built to the east or even that a bridge be built over Fiddlers Creek or Wigle Creek. Compared to the expense involved in such projects, the expense of maintaining the present road, which would not exceed \$100 a year, is extremely slight. I therefore recommend that the road remain open.

January 28, 1980

  
George Saunders, Dakota County  
Highway Superintendent

BOARD OF COMMISSIONERS  
BOOK L PAGE 109 ATTACH 2

# AFFIDAVIT OF PRINTER

State of Nebraska, County of Dakota—ss.

I, Henry Trysla, Editor and Manager of The South Sioux City Star, a legal newspaper, printed and published weekly at South Sioux City, Dakota County, Nebraska, do solemnly swear that a copy of the notice, as per clipping attached, was published weekly in the regular and entire issue of said newspaper and not in any supplement thereof, for 3 consecutive weeks commencing with the issue dated February 7, 1980 and ending with the issue dated February 21, 1980 and that said newspaper is a legal newspaper under the Statutes of the State of Nebraska.

Henry Trysla  
Editor and Manager

Printer's Fees \$ 2560

Affidavit - - - \$ 1.00

Total - - - - \$ 2660

Subscribed and sworn to before me

this 21 day of February, 1980.

(SEAL) Marcella E. Lindquist  
Notary Public

## PUBLIC HEARING

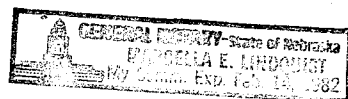
Whereas on Jan. 15, 1980 Bert Harris and others petitioned the Dakota County Board of Commissioners to vacate the following described road to wit: beginning at the center of Section 15, Township 27 North, Range 8 E. of the 6th p.m. Dakota County, Nebr. and running thence one half mile east to the east quarter corner of said section 15, whereas the county highway superintendent George Saunders has recommended to said board that said road not be vacated. Now, therefore, be it resolved by the Dakota County Board of Commissioners, that a public hearing regarding the vacation of said road be held at 10:30 a.m. Monday, March 3, 1980 in the basement meeting room of the Dakota County Courthouse in Dakota City, Nebr. Adopted, this fourth day of February, 1980.

Dakota County Board of Commissioners, Board Member John Servine moved the adoption of said resolution. Gretchen Hirschbach, vice chairman, Roll call three "yes," zero "no," Larry Morgan absent.

ATTESTED in my office  
Theodore A. Piepho  
County Clerk

(SEAL)  
(Pub. Feb. 7, 14, 21, 1980)

BOARD OF COMMISSIONERS  
BOOK L PAGE 109 ATTACH 3





FILE COPY

PETITION TO VACATE A ROAD

1-28-80

We the undersigned electors, residing within ten miles of the road to be vacated, which is described as follows, to wit:

Beginning at the Center of Section 15, Township 27 North, Range 8 East of the 6th P.M., Dakota County, Nebraska, and running thence one-half mile east to the East Quarter Corner of said Section 15,

do hereby petition the Board of County Commissioners of Dakota County to vacate said road; and we do hereby represent that it is an uneconomical use of public funds to keep said road open; and we do hereby request that a time and date be set for a public hearing before said Board regarding the vacation of said road.

NAME

ADDRESS

Bert H. Harris

Box 81 Homer, Nebr.

Kertude M. Harris

Box 81 Homer, Nebr.

Hans Jessen

Box 335 Homer Nebr.

MARIAN JESSEN

BOX 335 HOMER NEBR.

Marian Jessen

Box 335 Homer, Nebr.

Allen Jessen

Box 339 Homer, Nebr.

Wassie Howard

Box 203 Homer, Nebr.

J. E. Howard

Box 203 Homer, Nebr.

Carl R. Swanson

Box 52 Homer Nebr.

Sharon Swanson

Box 52 Homer Nebr.

Elmer Krumwiede

Box 129 Homer Nebr.

Cora Krumwiede

Box 129 Homer Nebr.

Marvin Howard

Homer, Nebr.

BOARD OF COMMISSIONERS

BOOK L PAGE 109 ATTACH 4



Personal Property: Appliances-Furniture and training Equipment.  
Training for children whom are mentally and physically handicaped. or retarded.

Personal Property: Appliances, Furniture Office Equipment Training Equipment.  
Vocational Training for mentally and Physically handicapped or retarded.

Personal Property at 216 West 23rd, Applicances, Household Furniture

Lot 7 All Lot 8 Block 25 Moan's Addition, So.Sioux City, Ne.--Hostel  
Training residents for mentally and physically handicapped or retarded.

S½ NW¼ Section 22 Township 29 Range 9 .5acres-Hostel & Personal property, household furniture  
Residential setting for developmental delayed individuals.

Evangelical Church of North America, 813 B. Street, South Sioux City, Ne.

Lots 4 and 5 Block 108 Covington Addition South Sioux City, --Church  
Used for Worship.

Personal Property: Stove and refrigerator  
Used in fellowship hall.

Lots 1 Block 108, Covington Addition, South Sioux City, Ne. Parsonage and garage.  
Lot 1 is being sold (being rented now) 2 and 3 are the new parsonage.

Personal Property: Stove, dishwasher and air conditioner.  
Used by minster and family.

#5 A.F. & A. M. Masonic Lodge, 15th and Broadway St., Dakota City, Ne.

North 95' Lot 1, Block 173, Dakota City--Meeting Hall  
Summary: No summary.

Personal Property: None listed  
Summary: No summary.

Harty-McNally Legion Post #175, Jackson, Nebraska

Property: West 38' of Lot 11 and All of Lot 12, Block 2, Original Addition, Jackson.  
Legion Hall.  
Summary: No summary.

Personal Property: tables and chairs.  
Summary: No summary.

Knight's of Columbus, P. O. Box 343 , South Sioux City, Ne.

Personal Property in building on a tract of land in Gov't Lot 5, Section 6, Township 28 Range 7  
Tables, chairs, kitchen equipment T. V. Set pool table.  
Membership use.

Personal Property: Lots 5 Sec. 6-88-47--Meeting hall.  
Meeting Hall, Membership social events, area youth meetings, senior citizen parties.

Yea: Servine, Rohde, DeGraaff & Hirschbach  
Nay: None, Motion Carried.

Service moved, seconded by DeGraaff to reconvene as Board of Commissioners.  
Yea: Servine, DeGraaff, Hirschbach and Rohde.  
Nay: None Motion Carried 11:40 A.M.

The County Clerk present the Highway Superintendent's report:

On January 15, 1980, Bert G. Harris and others petitioned the Dakota County Board of Commissioners to vacate the following described road, to wit:  
Beginning at the Center of Section 15, Township 27 North, Range 8 East of the 6th P.M., Dakota County, Nebraska, and running thence one-half mile east to the East Quarter Corner of said Section 15.

On January 21, 1980, the Dakota County Board of Commissioners directed me to study the use being made of this road and to submit to them in writing a report on the study and a recommendation as to the vacation of this road.

I have studied the use being made of this road, which is also called the old Clayton road, and I report to the Board that it carries agricultural traffic to and from Robert Skougaard's property in the Southeast Quarter of Said Section 15 and in the Northeast Quarter of adjoining Section 22. The road is not used for any other prupose. No one lives along it, it is neither a school bus route nor a mail route, it is not gravelled, and it is graded only on request.

I recommend to the Board that this road not be vacated but remain open, since there is no other practical route for agricultural traffic to and from the Skougaard property. According to the strict letter of the law, the vacation of the old Clayton road would not isolate this property, since the south edge of the property joins another county road, namely the Wigle Creek road. However, Wigle Creek, which runs just inside the property line, that is, just north of the Wigle Creek road, for all practical purposes isolates the Skougaard property from the Wigle Creed road. There is no bridge.

If the old Calyton road is vacated, the Board can expect to receive petitions asking that a new road be built to the east or even that a bridge be built over Fiddlers Creek or Wigle Creek. Compared to the expense involved in such projects, the expense of maintaining the present road, which would not exceed \$100 a year, is extremely slight. I therefore recommend that the road remain open.

January 28, 1980

S/ George Saunders, Dakota County Highway Superintendent.

The Board directed the County Clerk to ask Maurice Redmond if it is necessary to hold a hearing if the Board does not intend to close the road mentioned above.

The Board idscussed the claim submitted by Father Steven J. Stillmunh for license purchased in December and transferrred to Omaha in January. Father Stillmunh is requesting the car license and taxes for 1980 be refunded to him.

Hirschbach moved, Seconded by Servine to denigh the claim submitted by Father Stillmunh.  
 Yea: Hirschbach, Servine, Rohde and DeGraaff.  
 Nay: None

Bill Springer of Nebraska Tractor invited the Board to see a demonstration at Hartington of a new motor grader made by Gallion.

Hirschbach moved, Seconded by Servine to table any Board action on George and Sid Saunders resignation until February 4, 1980.  
 Yea; Hirschbach, Servine, Rohde and DeGraaff.  
 Nay: None Motion Carried.

Servine moved, Seconded by Hirschbach to approve the minutes of January 21, 1980 as typed.  
 Yea; Servine, Hirschbach, Rohde and DeGraaff  
 Nay:None Motion Carried

Rohde moved, Seconded by DeGraaff to adjourn.  
 Yea: Rohde, DeGraaff, Hirschbach, and Servine.  
 Nay: None Motion Carried 12:12 P.M.

ATTEST:

  
 THEODORE A. PIEPHO, COUNTY CLERK

  
 LARRY MORGAN, CHAIRMAN OF THE BOARD

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COMMISSIONERS MEETING  
 PROCEEDINGS  
 FEB. 4, 1980  
 BASEMENT MEETING ROOM

Vice Chairman, Gretchen Hirschbach called the meeting to order at 9:02 A.M.  
 Present: Gretchen Hirschbach, Henry DeGraaff, John Servine, Daniel Rohde and Ted Piepho, Sec.  
 Absent: Larry Morgan.

Gretchen briefly explained LB 572, which would make funds now paid to the County Treasurer by the Clerk of District Court be paid to the State Treasurer in a permanent school fund of the State. Gretchen had approval from the other 3 members present to write a letter to Senator Murphy opposing this bill.

Dennis Gann appeared before the Board. He wanted some agreement with the Board as to the repairs of parts that wear out on the Cat used at the landfill in South Sioux City. The Board said that a written agreement should be signed between Dakota County & South Sioux City and asked if Dennis Gann would do that.

Jon Norris and Jerry Stoltz appeared before the Board to discuss Siouxlakes (EMS). They said they hadn't received any benefits.  
 Rohde moved, Seconded by Servine that we do not fund Siouxlakes any monies the next fiscal Year.  
 Yea: Rohde, Servine and DeGraaff  
 Nay: None  
 Absent: Morgan

Joy Nixon appeared before the Board with a report of Appraisal maintenance and Up dating, (required by Sec. 77-1301.06 PRS 1943). The Board filled out their portion of the form to be completed on page 3.

Robert Giese (County Treasurer) appeared before the Board. He reported \$51.515 Interest earned from January 4, 1979 to January 1, 1980.  
 Also reported were the following fund balances as of December 31, 1979.

General Fund	Poor Relief	Fair Fund	Comb Co. Roads	Soldier & Sailor	Hunt Memorial	Historical
\$169,736.46	\$16,731.86	\$2659.47	121,232.79	699.34	945.97	968.41

Weed Fund	Build Inspector	New Build Fund	Schools	Cities	State & Co. Assistance	
12,495.60		18,969.96	476,455.23	44,125.12	14,483.63	
Motor U E	Fines & License	Misc. Sales Tax	Inheritance	Redemption	Partial	Fire #1
Sales Tax			Tax		Payment	
14,915.40	60,137.50	1.22	16,545.40	158.36	6865.47	1411.39
Fire # 2	Fire # 2	Emerson Fire	Emerson Fire	Waterbury	Waterbury	Drainage
General	Sinking	General	Sinking	General	Sinking	#5
1582.72	889.63	3069.80	1204.14	463.55	440.94	8738.14
Ed Service	NRD M.M.	NRD M.M.	Ponca Fire	Ponca Fire	Omadi	ENRD
#1	General	Sinking	General	Sinking	Drainage	
5421.58	5177.61	87.03	1126.57	316.01	3838.36	378.36
Pro-Rate	Tech. Collage	Tech. College	SID	Clerk Dist.	Revenue	
Monies	General	Const.		Court	Sharing	
31,621.89	7678.06	4878.43	3081.33	105.75	3327.50	

Robert Giese (County Treasurer) reported the following information on Dakota County's investments.

DAKOTA COUNTY, NEBRASKA

Purchase Date	Type Investment	Serial Numbers	Custody or S/K Rec. No.	Purchase Price Book	Redemption Date	Interest (1)
8-15-79	6 mo. C.D.	5782	DCB	130,000.00	2-11-80	9.75
10- 5-79	6 mo. C.D.	5024	ASB	10,000.00	4- 4-80	10.32
10- 5-79	6 mo. C.D.	5026	ASB	10,000.00	4- 4-80	10.32
10- 5-79	6 mo. C.D.	5027	ASB	10,000.00	4- 4-80	10.32
10- 5-79	6 mo. C.D.	5028	ASB	10,000.00	4- 4-80	10.32
11- 5-79	6 mo. C.D.	5039	ASB	10,000.00	5- 5-80	12.19
1-29-80	6 mo. C.D.	01043	NSB	100,000.00	7-29-80	11.886
1-29-80	6 mo. C.D.	01045	NSB	100,000.00	7-29-80	11.886
1-19-80	30 day C.D.	6029	DCB	100,000.00	2-19-80	12.25
1-19-80	30 day C.D.	6030	DCB	100,000.00	2-19-80	12.25
1- 9-80	30 day C.D.	00991	NSB	100,000.00	2--8-80	11.75
1-31-80	77-065-5	Passbook	DCB	390,448.24		5.25
1-31-80	015-273-0	Passbook	NSB	274,200.00		5.25

1,344,648.24

1-31-80 UNDISTRIBUTED FUNDS DAKOTA COUNTY

Robert H. Giese

Servine moved, Seconded by Rohde that a public hearing regarding the vacation of said road be held at 10:30 A.M., Monday March 3, 1980, in the basement meeting room of the Dakota County Courthouse in Dakota City, Nebraska.

Yea: Servine, Rohde and DeGraaff  
 Nay: None  
 Absent: Larry Morgan

Motion Carried.

DeGraaff moved, Seconded by Rohde to accept the resignation of George Saunders ( Highway Supt.) and Sid Saunders ( Deputy Highway Supt.).

Yea: DeGraaff, Rohde and Servine  
 Nay: None  
 Absent: Morgan

Motion Carried.

Servine moved, Seconded by Rohde to advertise for a Highway Supt. in the Omaha World Herald, Norfolk Daily News and the Sioux City Journal.

Yea: Servine, Rohde and DeGraaff  
 Nay: None  
 Absent: Morgan

Motion Carried.

Rohde moved, Seconded By Servine that the Chairman of the Board open the Board of Commissioners mail.

Yea: Rohde, Servine and DeGraaff  
 Nay: None  
 Absent: Morgan

Motion Carried.

Rohde moved, Seconded by Servine to hold the 1 and 6 year road hearing February 25, 1980, at 10:30 A.M.

Yea: Rohde, Servine, and DeGraaff  
 Nay: None  
 Absent: Morgan

Motion Carried.

DeGraaff moved, Seconded by Servine to go into closed session to discuss personnel.

Yea: DeGraaff, Servine and Rohde  
 Nay: None  
 Absent: Morgan

Motion Carried, 11:45 A.M.

Rohde moved, Seconded by Servine to re-convene in open session.

Yea: Rohde, Servine and DeGraaff  
 Nay: None  
 Absent: Morgan

Motion Carried, 11:50 A.M.

Rohde moved, Seconded by Servine to approve the Building permit of Jerome Stork to erect a building in SE¼ of Section 33, Township 28, Range 7. Type of Construction is a mobile home and at an estimated cost of \$2400.00

Yea: Rohde, Servine and DeGraaff  
 Nay: None  
 Absent: Morgan

Motion Carried.

Rohde moved, Seconded by Servine to approve the minutes of Jan. 28, 1980 as typed.

Yea: Rohde, Servine and DeGraaff  
 Nay: None  
 Absent: Morgan

Motion Carried.

Rohde moved, Seconded by Servine to authorize the payment of Claims for the Federal Grant Highway Safety Program subject to accounting procedure set by the County Attorney, County Clerk and

Commissioners.

Yea: Rohde, Servine and DeGraaff  
 Nay: None  
 Absent: Morgan

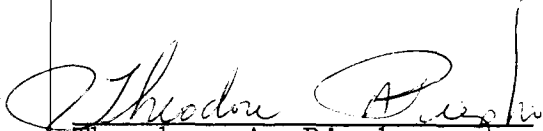
Motion Carried.

Rohde moved, Seconded by Servine to adjourn.

Yea: Rohde, Servine and DeGraaff  
 Nay: None  
 Absent: Morgan

Motion Carried, 12:10 P.M.

ATTEST

  
 Theodore A. Piepho  
 County Clerk

  
 Gretchen Hirschbach  
 Vice Chairman

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COMMISSIONERS MEETING

FEBRUARY 11, 1980, PROCEEDINGS  
 BASEMENT MEETING ROOM

Chairman Morgan called the meeting to order at 9:00 A.M.

Roll Call: Present: Gretchen Hirschbach, Henry DeGraaff, Dan Rohde, Larry Morgan and Ted Piepho, Secretary.  
 Absent: John Servine

Being that the 9:15 AM appointment postponed till 10:30 A.M. the Board of Commissioners looked at the County Building in Dakota City for them to form an opinion of whether we could offer space to the NRD for storage of some emergency repairs for the rural water. The Board returned to the meeting room about 10:00 A.M. Rohde moved, Seconded by DeGraaff to terminate the part time position of Bruce Henderson effective February 29, 1980.

Yea: Rohde, DeGraaff and Hirschbach  
 Nay: None Absent: John Servine  
 Motion Carried.

Paul Culbertson, Marvin Rushmond and Frank Morris appeared before the board and asked for approval of the Extension Office purchasing a 15" T.V. for the video tape system that was recently acquired by that office.

Rohde moved Seconded by DeGraaff, that the extension office purchase a 15" color T.V.  
 Yea: Rohde, DeGraaff and Hirschbach.  
 Nay: None Absent: John Servine  
 Motion Carried.

Ron Braithwart from St. Regis submitted the following bid on grader blades.

Approx. 1/2 truckload (20000# - 28000#) grader blades curved, double bevel, painted, square ends, without bolts.  
 1/2" x 8" - 6' or 8' \$4.07 per ft.  
 5/8 x 8" - 6' or 8' 4.99 per ft.  
 5/8" x 8" - 6' or 8' Heat Treated \$8.85 per ft.

If blades are to be sharpened on 1 end add 65¢ per blade.

Emerson Cernin from Midwest Service submitted the following bids on grader blades.

20,000# of grader blades-- to be delivered to two locations  
 1/2" x 8" DBC 12.2# per ft. @ \$3.80 per ft.  
 5/8" x 8" DBC 15.5# per ft. @ \$4.70 per ft.

40,000# of grader blades--delivered up to four different locations  
 1/2" x 8" DBC 12.2# per ft. @ \$3.74  
 5/8" x 8" DBC 15.5# per ft. @ \$4.63

10,000 lb. \$4.92 ft. 5/8"  
 10,000 lb. \$3.96 ft. 1/2"  
 Less than 10,000 lb. add \$.10 per ft.

Rohde, Moved, Seconded by Hirschbach to purchase the grader blades from Midwest Service the low bidder.

Yea: Rohde, Hirschbach, and DeGraaff  
 Nay: None Absent: John Servine  
 Motion Carried.

Chairman Morgan opened the mail addressed to the Commissioners.

Hirschbach moved, Seconded by DeGraaff to approve the minutes of February 4th as typed.

Yea: Hirschbach, DeGraaff and Rohde. Nay: None Absent: John Servine  
 Motion Carried.

The Board reviewed last years 1 and six year plan and deleted all projects completed from it and set priority to the projects that have not been completed or started. The Board will propose a one and six year plan at their public hearing February 25, 1980.

DeGraaff moved seconded by Rohde to adjourn.

Yea: DeGraaff, Rohde and Hirschbach. Nay: None Absent: John Servine  
 Motion Carried. 12:30 P.M.

ATTEST:

COMMISSIONERS MEETING  
February 19, 1980  
Proceedings  
Basement Meeting Room

Chairman Morgan called the meeting to order at 9:06 a.m.  
Present were: John Servine, Daniel Rohde, Henry DeGraaff, Gretchen Hirschbach, Larry Morgan and Ted Piepho, Secretary.

Mildred Jorgenson appeared before the board reporting the activities of the Welfare Department.  
Welfare Report:

		TOTAL	18%
Medicaid:			
ADC	86	\$ 5,243.35	\$ 943.80
OAA & Nursing Home	109	32,693.92	5,884.90
AD & Nursing Home	51	8,031.96	1,445.75
AD	2	3,414.10	614.36
Medicare	73	696.00	125.28
Total		<u>\$50,078.33</u>	<u>\$9,014.09</u>

Adjustments:  
18% 88.90 - \$16.00  
20% 2,103.86 - \$420.77  
20% 707.28 + \$141.46  
Dakota County January 1980 \$8,718.78

Nursing Homes			
Green Acres	14	\$ 6,392.39	
Cedars - Hartington	6	2,404.08	18% Dakota County \$5,183.10
Valley View - Pender	3	943.38	Average per person \$ 443.00
Parkview Haven - Coleridge	14	6,038.78	Average per day 14.77
Matneys	20	9,500.52	Nursing Home Care 59% of total
Elms - Ponca	1	555.17	
Terrance Hill - Emerson	7	2,960.70	
Total	<u>65</u>	<u>\$28,795.02</u>	

Medicaid Payments Due		
March 1979	\$11,574.85	Paid in January 1980
April 1979	10,000.20	Paid in February 1980
May 1979	11,859.92	
June 1979	10,968.68	
July 1979	11,722.51	
August 1979	8,335.07	
September	8,350.05	
October 1979	5,312.03	
November 1979	9,118.59	
December 1979	10,114.27	
January 1980	8,718.78	
BALANCE DUE	<u>\$84,499.90</u>	

ADC			
Cases	99	(Adults 87; Children 189)	94's 32
Grants	\$25,561.61	State and Federal Funds	
		0 Dakota County Funds	
New Applications	15		
Approved	5		
Closed	11		
Rejected	12		
Reviewed	22		
Medical	\$5,243.35	State And Federal Funds	\$4,299.55
		Dakota County Funds	943.80

AABD (Old Age and Disabled)			
Cases	221		
Grants	\$4,321.47	State and Federal Funds	
		0 Dakota County Funds	
New Applications	3		
Approved	9		
Closed	9		
Rejected	4		
Reviewed	26		
Medical	\$40,725.88	State and Federal Funds	\$33,395.23
		Dakota County Funds	7,330.65

FOOD STAMPS	
Households	224
Clients	605
Applications	109
Approved	90
Denied	18
Bonus	\$20,545.00
Dakota County Funds	0

SOCIAL SERVICES	
117 Cases (Includes 16 Protective Service Cases)	
13 Foster Homes (6 presently used involving 8 children)	
34 Active Vendors	
24 Registered Day Care Homes	
5 Licensed Day Care Centers	

Phil Hohenstein appeared before the board requesting the procedure of gaining access to some land he purchased west of Homer. This property has a creek running inside the property line. The Commissioners told Phil that their obligation for access to ones property ends at the right of way therefore it would be Phil's responsibility to furnish his own access across the creek. He then asked the Board about constructing a road on the section line. The Board informed him

that a petition requesting such would have to be circulated and signed by ten individuals within a certain radius, hearing held and then it would be up to the Board if it was economically feasible for such a project.

The Board reviewed the claims for the month of February.

Hirschbach moved, Seconded by DeGraaff to convene in closed session for personnel matters.  
 Yea: Hirschbach, DeGraaff, Rohde and Servine. Nay None  
 Motion Carried 10:25 a.m.

Hirschbach moved, Seconded by DeGraaff to reconvene in open-session.  
 Yea: Hirschbach, DeGraaff, Servine and Rohde. Nay: None  
 Motion Carried. 12:30 p.m.

Rohde moved, Seconded by DeGraaff to approve the minutes of February 11, 1980 as typed.  
 Yea: Rohde, DeGraaff, Servine and Hirschbach. Nay: None  
 Motion Carried.

The Board directed the County Clerk to send Senator John R. Murphy and Governor Charles Thone a telegram to register the Boards opposition to L.B. 628.

The Board directed the County Clerk to send a letter of termination to Bruce Henderson.

The Board directed the County Clerk to send all subdivisions a letter of a meeting March 6, 1980 at 7:30 p.m. and ask for appointments to a Legislative study committee

Chairman Larry Morgan signed the monthly reimbursement voucher no. 1 for the Highway Safety Project. The direct cost involved were:

7,100.00	Vehicle	120.00	Spot Light
1,250.00	Radio 39.9	989.00	Walkie Talkie
80.00	Camera & Film	90.00	Door Emblems
27.00	Fire Extinguisher	112.00	C.B. Radio
29.00	Flashlight	4,000.00	Intoxilizer
19.00	Tape measure	532.00	Radar Unit
200.00	Installation	<u>\$15,101.00</u>	Total
500.00	Uniforms		
44.00	First Aid Kit		

The Board approved the following February claims for payment:

ASSISTANCE FUND

Blue Cross Blue Shield \$233.50, Social Security \$422.40, Mildred Jorgensen \$1,396.66, Jeanine Bliven \$723.31, Margaret Boeshart \$1,080.29, Pauline Jensen \$1,095.72, Patricia Lane \$967.68, Mary O'Dell \$659.12, Charlene Weber \$967.86,

Sioux City Stationery \$34.11, Mildred Jorgensen \$89.58, Margaret Boeshart \$24.31, Pauline Jensen \$33.66, Patricia Lane \$12.58, Charlene Weber \$19.72, Northwestern Bell Telephone \$216.66, Credit Bureau \$3.75

POOR RELIEF:

Jack E. Becker Funeral Home \$350.00 State Department of Public Welfare \$10,000.20.

DAKOTA COUNTY HISTORICAL SOCIETY:

Dakota County Historical Society \$512.19

COUNTY ROAD:

Social Security \$608.88, Blue Cross \$516.50, George W. Anderson \$791.00, Donald Belt \$854.00, Caleb Chapman \$791.00; Walter Heinemann \$854.00, James Bruce Henderson \$791.00, Robert L. Jacobsen \$823.00, Lawrence Jepsen \$852.56, Kurt Johnson \$791.00, Walter N. Johnson \$918.00, Arnold J. Mellick \$885.00, Marlan Millard \$791.00, Earl Stading \$791.00

State of Nebraska \$188.00, Northwestern Bell \$36.66, Northwestern Bell \$18.95, Hydraulic Sales and Service \$165.12, Dakota Auto Parts \$19.54, M & S Company \$603.57, Wise-Mack, Inc. \$90.27, Van's Used Trucks & Parts \$5.00, Kidder-Knoepfler \$269.31, Herman M. Brown Co. \$3,408.70, Missouri Valley Machinery Co. \$5,990.74, Doug's Mo-Parts Shop \$12.36, Independent Radiator Works \$24.50, Hirsch Awning Co. \$76.20, Mikes Auto Parts \$363.50, Stephan's Welding Shop \$80.09, Norfolk Daily News \$54.40, George Saunders \$85.00, Village of Emerson \$8.35, Marlan Millard \$49.93, City of South Sioux City \$257.57, Nebraska Public Power District \$94.09, City of Dakota City \$69.88, Iowa Public Service \$504.22, Sioux City Stationery Co. \$27.02, Means \$59.58, Saunders \$5.17, Motor Parts Central \$23.15, Sieg Sioux City Co. \$13.65, E. L. Graham Co. \$383.68, Eutectic Corporation \$855.00, Sioux City Iron Co. \$131.19, Auto Parts Exchange \$255.26, Anderson Co. \$256.90, Curtis Industries \$32.09, Tagatz Hardware \$6.40, Joe's Surplus \$42.61, Monroe Welding Supply Co. \$60.61, Premier Fastener Co. \$168.50, Coast to Coast \$312.06, Clausen Electric \$6.66, Cleveland Cotton Products \$1.89, Higman Sand & Gravel, Inc. \$765.00, Walensky \$134.50, Snap-On Tools \$30.75, Warren Oil Co. \$117.56, So. Soo Oil Co. \$682.85, Farmers Co-op Ass'n. \$1,446.13, Wheel Inn \$12.75, Torticill Service Center \$77.65, D. C. Implement \$142.93, Firestone \$1,592.17, Crystal Oil Co. \$46.73, Diamond Horseshoe Truck Stop \$847.72, Engels Mobil Service \$103.75, Flaugh's Service Station \$85.40, D & L. Repair \$17.50.

REVENUE SHARING:

Nebraska State Bank \$1,072.75, Stalp Gravel Co. \$33.08,

WEED:

Social Security \$58.22, Blue Cross \$33.26, Paul M. Foreshoe \$800.00, Ruth B. Foreshoe \$25.00, Maurice Crofoot \$25.00, Paul R. Culbertson \$25.00, Elmer E. Nelson \$25.00, John Ryan \$25.00, George W. Shrader \$25.00, Paul R. Culbertson \$1.36, Maurice Crofoot \$1.53, Elmer E. Nelson \$2.38, John Ryan \$4.25, George W. Shrader \$1.70, Village of Homer, \$12.00; Torticill Service Center \$143.45; Homer Service Station \$19.00, SoSoo Oil Co. \$294.34, Carlson Machine Co. \$10.10, Paul Foreshoe \$175.08, Nutra Flo Chemical Co. \$208.07

FEDERAL GRANT HIGHWAY SAFETY PROGRAM:

Auto Parts & Exchange Co. \$12.89, Electric Engineering Co. \$6.50.


GENERAL:

Social Security \$2,346.52, Blue Cross \$1,577.96, Daniel Rohde \$541.66, Henry DeGraaff \$541.66, Gretchen Hirschbach \$541.66, Larry Morgan \$541.66, John Servine \$541.66, Theodore Piepho \$1,208.33, Mary Hinkle \$785.41, Eloise Gormally \$575.00, Margaret Rahn \$575.00, Myra Smtih \$545.00, Robert Giese \$1,208.33, Irene Van Lent \$785.41, Judi Belt 575.00, Charlotte J. Doenhoefer \$575.00, Ruth M. Jensen \$575.00, Nadine Johanson \$575.00, Mardell Sorensen \$549.36, Virginia A. Piper \$1,208.33, Betty J. Garwood \$785.41, William Whear \$1,208.33, Harvey Bates \$1,016.67, Jarold Gilson \$1,000.00, Gene Persinger \$950.00, Linda Wilson \$740.00, Linda L. Lensink \$830.03, Cheryl Lundberg \$406.35, Earlean McClain \$507.15, Neva Neal \$321.00, Pat Parkins \$352.80, John Swanson \$900.00, Randy Walsh \$34.65, Maurice Redmond \$1,208.33, Martel J. Bundy \$1,250.00, Gloria Engelbrecht \$800.00, Sharon Maslonka \$540.00, Joy K. Nixon \$1,208.33, Thelma E. Baugous \$785.41, Dorothy Lundberg \$575.00, Nellie Beardshear \$575.00, Nondas Vitols \$575.00, Lillian Rager \$575.00, Madelyn Thorsland \$575.00, Shirley Ann Bentz \$545.00, Jeanette Ramirez \$545.00, Klemett Dean \$1,177.00, Craig Dean \$173.25, Jon Norris \$234.50, Harold Nelsen \$175.00, Patricia A. Stingley, \$625.00, Jon Norris \$583.33, Maurice Rody \$666.67, Lorraine Tillman \$1,050.00, Bonibel Chapman \$575.00, Dr. J. H. Walston \$215.00, Maxine Titler \$666.67, Kennard Eriksen \$879.16, Hollar Stamp Co. \$7.50, A-1 Check Protection \$96.00, So. Sioux City Star \$429.31, Sooland Business Forms, Inc. \$23.82, Theodore A. Piepho \$32.62, So. Sioux City Star \$40.93, Redfield & Co. \$10.38, Precision Typewriter Works \$182.00, Mid West Business Products \$12.06, Robert Giese \$45.90, So. Sioux City Star \$152.88, Joe Morten & Son \$298.00, Norfolk Printing Co. \$2,139.70, Mid West Business Products \$9.74, Nebr. Ass'n of County Treasurers \$10.00, TRW Customer Service Division \$73.00, Northwestern Bell Telephone \$48.79, Sooland Business Forms Inc. \$5.70, West Publishing Co. \$213.00, West Publishing Co. \$31.00, Bancroft-Whitney Co. \$142.80, Sioux City Stationery Co. \$24.66, Redfield & Co. \$8.15, Norfolk Printing Co. \$47.39, Star Publishing Co. \$28.90, Unlimited Printing and Systems \$19.06, Trade Ruling & Binding Co. \$68.98, Precision Typewriter Works \$140.00, University of Nebr. \$20.00, Mid West Business Products \$32.15, Northwestern Bell Telephone \$95.87, Redfield and Company \$272.64, Sioux City Stationery \$19.58, Des Moines Stamp \$29.85, William F. Whear \$320.00, Eugene Persinger \$351.40, Harvey Bates \$287.60, Jarold Gilson \$487.40, John Swanson \$78.40, Harry Mastne \$62.00, Western Union \$248.27, Security National Bank \$135.52, Northwestern Bell \$233.77, Police Cheifs & Sheriffs \$24.50, Sooland Business Forms, Inc. \$31.87, Sioux City Stationery Co. \$25.69, Coast to Coast \$67.85, The Paper Company \$17.96, Jack's Mens Wear \$10.00, Jerry Gilson \$72.39, Leos Service \$111.30, Sheriff Whear \$14.34, Sheriff Whear \$87.00, Sheriff William Whear \$1,209.00, Jerry Gilson \$15.33, Des Moines Stamp Mfg. \$37.50, Mid West Business Products \$64.18, Northwestern Bell Telephone \$104.63, Executive Leasing Inc. \$147.52, The Bureau of National Affairs, Inc. \$232.00, Callaghan & Co. \$39.50, West Publishing Co. \$58.00, Bancroft-Whitney Co. \$31.80, Gene Persinger \$27.69, So. Sioux City Star \$391.30, Midwest Busines Products \$4.55, Sioux City Stationery \$7.55, Redfield & Co. \$125.79, Mid West Office Equipment \$8.05, Star Printing & Publishing Co. \$153.15, Norfolk Printing Co. \$557.50, IPS \$183.00, City of Dakota City \$801.78, T & D Service \$20.00, Means Service \$27.84, Tagatz Hardware \$26.35, Klemett Dean \$59.34, Klemett Dean \$25.00, Bahr Plumbing \$338.94, Western Paper Co. \$53.65, Clausen Electric \$66.20, Torticill Service Station \$9.20, Brown & Even \$745.71, Share Corp. \$127.75, Minear Key \$19.50, Ike's Welding \$38.50, Walensky Lumber \$128.00, Mid American Research Chemicals \$224.10, Kroghs Coast to Coast \$8.38, Douglas R. Garwood \$85.00, Dakota County Extension Ser. \$1,200.00, Redfield & Co. \$38.75, Star Printing & Publishing \$36.75, So. Sioux City Star \$22.45, Sioux City Stationery \$7.14, Lorraine Tillman \$84.49, Lorraine Tillman \$18.12, Lorraine Tillman \$2.40, Lorraine Tillman \$10.00, International Business Machines Corp. \$2.28, General Business Equipment \$12.97, Star Printing and Publishing \$28.90, Division of Communications \$12.10, Division of Communications \$21.00, Division of Communications \$11.40, Sioux City Stationery \$13.27, Northwestern Bell Telephone \$20.45, Riverside Publishing Co. \$55.83, Hammond & Stephens Co. \$40.85, Maxine Titler \$17.41, Kennard Eriksen \$22.95, So. Sioux City Star \$8.13, So. Sioux City Star \$7.31, Kennard Eriksen \$58.99, West Publishing Co. \$129.00, State of Nebraska \$68.00, Dakota County Treasurer \$1,000.00, City of So. Sioux \$39.74, Sioux City Journal \$2.50, Dakota City Post Office \$30.00, Western Union \$6.71, Randy Armburst \$20.64, Ted Lee Urban \$20.64, Shayne Cheevers \$20.64, Leslie Lee \$20.64, Susan Holbrook \$20.64, Dakota County Court \$24.00, Troy Lewison \$60.00, Dakota County Sheriffs Dept. \$4.80, Dr. Barry E. Knapp \$450.00, Marian Health Center \$50.00, Marian Health Center \$254.00, Sandra K. Inkster \$75.00, William Homeber \$250.00, Michael W. Ellwanger \$62.50, Robert A. Wichser \$325.00, Virginia Piper \$147.00, Northwestern National Bank \$200.25, William Horneber \$250.00, Mohummed Sadden \$150.00, Xerox Corporation \$511.06, Vincent J. Kramper \$463.00, A B Dick Products \$135.00, United States Leasing Corp. \$43.56, Robert A. Wichser \$1,023.75, Sheriff Office \$44.11.

2:00 P.M. The Board drove the county roads to see what roads need urgent attention. The Board returned at 5:15 P.M. from touring the county roads. DeGraaff moved, Seconded by Hirschbach to adjourn. Yea: DeGraaff, Hirschbach, Servine, and Rohde. Nay: none Motion Carried 5:20 P.M.

ATTEST:

  
THEODORE A. PIEPHO, COUNTY CLERK

  
LARRY MORGAN, CHAIRMAN

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COMMISSIONERS MEETING  
FEBRUARY 25, 1980  
BASEMENT MEETING ROOM

Chairman Morgan called their regular meeting of February 25, 1980 to order at 9:04 a.m. Prayer by County Clerk Pledge of Allegiance in unison.

Present were: John Servine, Daniel Rohde, Larry Morgan, Henry DeGraaff, Gretchen Hirschbach and Ted Piepho Secretary.

Dennis Gann appeared before the Board. He said the South Sioux Council authorized the location of a landfill and authorized the Mayor of South Sioux to enter into a lease with Tri-Enterprises owned by Henry and Margaret Trysla. He told the board that a hearing on the landfill site has to be within 45 days after receipt of the letter from the Department of Enviromental Control. Mr. Gann reported that there would be a hearing on said subject 10:00 a.m. Tuesday the 4th day

of March 1980 at the City Hall and that the board should vote on the application of the landfill upon its findings of such hearing.

Hirschbach moved, seconded by DeGraaff to go into closed session to discuss peronnel matters.

Yea: Hirschbach, DeGraaff, Rohde and Servine.

Nay: None

Motion Carried 10:08 a.m.

Servine moved seconded by Rohde to reconvene into open session.

Yea: Servine, Rohde, DeGraaff, Hirschbach.

Nay: None

Motion Carried 10:25 a.m.

Chairman Morgan opened the hearing for the one and six year plan at 10:30 a.m.

Present were: Charles Beermann, Larry Albrecht, Paul Culbertson, Mary K. Harder and Julie Goodsen..

Chuck Beermann and Paul Culbertson discussed a project of elevating and the placement of a tube in Section 1 and 6, Range 8 just East of highway 110.

Larry Albrecht was concerned with the width of the road and maintenance of a culvert on the road dividing Sections 2 and 11, Township 27, Range 7E. The Board said this would come under road maintenance.

The board reviewed the proposed the one and six year play.

The board after receiving a letter from the Department of Roads saying there wasn't sufficient Federal funds for project no. C-22 (50), RS-3564 Jackson west moved said project to the six year.

Hirschbach moved seconded by Rohde to adopt the one and six year plan as amended:

One-Year Plan  
March 1, 1980

1. C-22(1), Hubbard North, 2.2 miles

This is the south part of the Hubbard-Jackson road that connects Nebraska Highway 35 and U. S. Highway 20. The construction blueprints for this project are complete. The large drainage structures, a 74 ft. x 14 ft. x 8 ft. pipe arch plate and a 68 ft. x 14 ft. x 8 ft. pipe arch plate are both paid for (\$12,200) and on hand at Hubbard.

Culverts and installation	\$22,400
Dirt--54,000 cu. yds. @ 45¢	24,300
Right-of-way	2,000
Gravel--1,680 cu. yds. @ \$6.25	10,500
Total estimated cost (100% county funds)	<u>\$59,200</u>

2. C-22 (13), SOS-7022 (1), Hubbard Southeast, 1.5 miles

Dakota County--25% of construction less NRD share	\$25,000
Middle Missouri Tributaries NRD share	25,000
Federal-Aid Safer Off-System--75% of construction	150,000
Dakota County--engineering	24,000
Dakota County--right-of-way	4,000
Total estimated cost	<u>\$228,000</u>

3. C-22(57), SOS-7022(3), Jackson West  
Removal of cattle pass and installation of culvert. This project may fall either in the 1979 or 1980 construction year, depending on when the State Department of Roads lets the contract.

Dakota County--25% of construction	\$ 2,500
Federal-Aid Safer Off-System	7,500
Dakota County--engineering	1,000
Total estimated cost	<u>\$11,000</u>

4. C-22(56), SOS-7022(4), Hubbard East  
Removal of bridge and installation of culvert. This project may fall either in the 1979 or 1980 construction year, depending on when the State Department of Roads lets the contract.

Dakota County--25% of construction	\$ 7,750
Federal-Aid Safer Off-System--75% of construction	23,250
Dakota County--engineering	2,000
Total estimated cost	<u>\$33,000</u>

5. C-22(49), RS-3130(1), Hubbard West, Birdge Replacement, 1 mile

Dakota County--10% of construction	\$ 11,640
Federal-Aid Bridge replacement--80% of construction	93,120
State-Aid Bridge funds--10% of construction	11,640
Dakota County Engineering	4,600
Total estimated cost	<u>\$121,000</u>

6. C-22(34), Hubbard Southwest, John Johnson, 0.5 mile

Dirt--12,000 cu. yds. @45¢	\$5,400
Culverts and installation	1,900
Gravel--250 cu. yds. @ \$6.50	1,625
Total estimated cost (100% county funds)	<u>\$8,925</u>

7. C-22(44), Jackson South, 0.9 mile  
Grade to RC-2 Standards, install drainage and gravel \$9,600

8. C-22 (41), Dakota City Northwest, 2 miles  
From Nebraska Highway 110 east to Millis Beach corner



Dirt--16,430 cu. yds. @40¢	\$ 6,572
Culverts and installation	3,000
Gravel--1,000 cu. yds. @ \$6.25	6,250
Total estimated cost (100% county funds)	\$15,822

Summary of the 1980 one-year road construction plan.

Federal-Aid Funds	\$273,870	
Dakota County Funds	176,037	
Middle Missouri Tributaries National Resources District	\$25,000	
State-Aid Bridge Funds	11,640	
Total Estimated cost of 1980 construction.	\$486,547	

SIX YEAR PLAN  
March 1, 1980

9. C-22 (50), RS-3564(1), Jackson West Bridge Replacement.
10. C-22(52), On East-West road 3.2 miles South and 0.2 mile East of Hubbard.  
Remove both bridges. Put the road on the section line and raise it. Bring both gullies into a flat-bottomed ditch along the south side of the road. Put an 84 in. C.M.P. across the road about halfway between the two present bridges. Build a driveway across the flat-bottomed ditch, using an 85 in. X 54 in. pipe arch to drain the west gully. Leave an overflow across the road west of the present west bridge. This is a Federal-Aid Safer Off-System project.
11. C-22(58) On East-West road 6 miles West and 4 miles North of Jackson  
Remove 17 ft. X 16 ft. wood cattle pass. Install a 116 ft. X 24 in. C.M.P. and a 64 ft. X 48 in. X 70 in. C.M.P. cattle pass. Raise the road and grade to RL-3 standards (but with a 28 ft. top). Gravel.
12. C-22 (43), New access road 2 miles West of South Sioux City.  
Establish 66 ft. R.O.W., grade to RL-3 standards, install adequate drainage, and gravel.
13. C-22(12), On North-South road 3 miles West of South Sioux City.  
Widen existing 66 ft. R.O.W. to 80 ft., remove trees, grade to ROA-3 standards, install adequate drainage, and gravel.
14. C-22 (38), On North-South road 2 miles Southwest of Dakota City.  
Grade to RL-3 standards, install adequate drainage, and gravel.
15. C-22(39), on North-South road 3 miles Southwest of Dakota City.  
Grade to RL-3 standards, install adequate drainage, and gravel.
16. C-22(51), BRS 3130(2), 6 miles West and 0.5 mile South os Hubbard.  
East of the downstream from the old bridge build a girder span bridge to H-20 specifications and with a 28 ft. roadway. Build and gravel new segments of road to the new birdge. Remove the old bridge, which is a 93 ft. by 16 ft. bridge composed of a 40 ft. pony truss riveted span and two approches. Remove the segments of road leading to the old bridge. This is a Federal-Aid bridge replacement project and a State-Aid bridge projects.
17. C-22(54), On North-South road 4 miles West and 2.1 miles North of Hubbard.  
Remove the present 3-span bridge across Elk Creek, which has wooden piles and a roadway 16 ft. wide. Build a 100 ft. girder span bridge to H-20 specifications and with a roadway 28 ft. wide. Grade and gravel approches. Dakota County will apply for Federal-Aid bridge replacement funds for this project.
18. C-22 (55), On East-West road 3.5 miles North and 2 miles East of Emerson.  
Remove the present 4-span steel girder bridge, which has wooden piles and caps and a roadway 16 ft. wide. Build a 110 ft. girder span bridge to H-20 specifications and with a roadway 28 ft. wide. Grade and gravel approches. Dakota County will apply for Federal-Aid bridge replacement funds for this project.
19. C-22(61), In Homer, on John Street at the intersection with Front Street.  
Remove the present 111 ft. by 24 ft. bridge, which is a truss span with 2 steel girder ap-proaches. Build a girder span bridge to H-20 specifications and with a roadway 28 ft. wide. This will be a Federal-Aid bridge replacement project and a State-Aid bridge project.
20. C-22(62), On North-South road 0.5 mile west of South Sioux City.  
Grade and pave with 6 in. of Portland cement concrete 22 ft. wide from the end of the present hard-surfaced road south to the at-grade crossing on new U. S. Highway 77. This will be a Federal-Aid Secondary project.
21. C-22 (63), On North-South Road 6 miles West and 0.6 mile South of Hubbard.  
Remove the small bridge at the south end of the project and replace it with a C.M.P. culvert. Grade the road to RL-2 standards, install adequate drainage, and gravel. This will be a Federal-Aid Safer Off-System project.

The Board discussed the completion of the engineering of Project C-22(49) RS-3130 (1). The Board discussed posting signs No Through Truck Traffic on old highway 20 road. Mary K. Harder thought that the Millis Beach road to Highway 110 would be used more if it was maintained better.

Chairman Morgan closed the hearing at 11:15 A.M.

Dennis Gann(city administrator of South Sioux) took the Commissioner to look at the land fill site at 11:25 A.M.

The Board returned at 1:30 A.M.

Rohde moved, seconded by Servine to advise Porter-Ripa Engineering to proceed with development of the agreement, for surveys and plans for project R.S. 3940 (1), utilizing Federal Aid funds for engineering and send them a letter of the boards action.

Yea: Rohde, Servine, Hirschbach and DeGraaff.

Nay: None

Motion Carried

Marvin Greenleaf appeared before the board and said that he needs a tube in his drive way because of the water runoff drains in his drive and sets. He said he needs a tube that was promised 5 years ago for drainage. The Board told him they would stop and look at the situation the next road inspection they take.

The Board reviewed the applications for Highway Superintendent. There were 10 application with 2 letters from consulting engineers indicating they had the staff and could do the engineering needs of the county. Resumes for the Highway Superintendent position were received from the following:

- Dellace R. Newman, Box 126, Ute, Iowa 51060
- Dennis W. Martin, 3515 Vine Avenue, Sioux City, Iowa
- Greg Reed, Box 237- Randolph, Nebraska
- Mark Sparks, 2223 So. Cleveland, Sioux City, Ia.
- Marty McCaslen, 2828 Dupont, Sioux City, Ia.
- Corey Cacusana, Rt. 2 Box 75, Akron, Iowa
- Jacob G. McAbee, 6016 Parker Street, Omaha, Nebraska
- Larry D. Popken, 2811 Mulberry, Sioux City, Iowa
- Phillip R. Lanegan, 1104 N. 22nd Street, Council Bluff, Iowa
- George Melvin, 4319 No. 42nd Street, Omaha, Nebraska

After discussing the applications the Board directed the County Clerk to call and set up appointments with: Larry Pophen, Phillip Lanegan and George Melvin, saturday starting at 9:00 a.m.

The Board reviewed the mail addressed to the Board

With no further business the Chairman called for a motion to adjourn until 9:00 a.m. saturday morning to interview Larry Popken, Phillip Lanegan and George Melvin for Highway Supt. vacancy.

DeGraaff moved, seconded by Hirschbach to adjourn

Yea, DeGraaff, Hirschbach, Rohde and Servine

Nay: None.

Motion Carried. 2:30 p.m.


Saturday March 1, 1980.

Present: Larry Morgan, Gretchen Hirschbach, John Servine, Daniel Rohde and Henry DeGraaff.

The Board interviewed Larry Popken at 9:10 A.M. Phillip Lanegan at 10:10 and George Melvin at 10:35 A.M. for the Highway Supt. vacancy.

The Board of Commissioners completed interviewing applicants for the Highway Superintendent at 11:15 A.M.

ATTEST

  
Theodore A. Piepho, County Clerk

  
Larry Morgan, Chairman

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COMMISSIONERS MEETING  
MARCH 3, 1980 PROCEEDINGS  
BASEMENT MEETING ROOM

Chairman Morgan called the meeting to order at 9:02 A.M.

All Present: Gretchen Hirschbach, Henry DeGraaff, John Servine, Daniel Rohde, Larry Morgan and Ted Piepho, Secretary.

Pledge of Allegiance was recited.

Mrs. Hirschbach reported a penalty clause in the agreement with Tri-Enterprises that if they pull out of it for any other reason than the State disapproves it the City would have to pay \$7,800 a year. Larry asked if it is stopped at this point there is a penalty clause that they are stuck with and the State approved it and we didn't they would be stuck with that penalty. Ms. Hirschbach said, "Right". Mr. Rohde commented, Boy how could they get anyone to sign a lease right there.

Ms. Hirschbach said that Henry Trysla wanted to make sure the same thing didn't happen to him as what happened with Ms. Goodsell.

Mr. Rohde said, "yea I can see that, but I didn't think he could get it done."

Mr. Morgan said "yea I didn't think they would be that naive." (South Sioux City)

Ms. Hirschbach said they're not in a position to negotiate and even if they were they wouldn't be interested in running the old Goodsell site. Dennis said a letter from the state specifically excluded that site from consideration and they don't want any responsibility for the old Hubbard site, and he said they would not wish to participate in cleaning up the old site. He said if the Board wants to go in the old site and clean it up and be the lead agency deal with the state and take the role the city has in the past and then try and get an agreement with them then that is up to the County and even in that case he didn't promise to participate. So he said any disagreement in the form of an oral lease between Henry and his brother-in-law South Sioux would have nothing to do with that. That would have to be handled by the other parties. Jim Hartnett and Henry Trysla.

George Anderson appeared before the Board and said he hadn't gotten paid yet for February. The county clerk informed him the checks had been mailed Thursday February 28, 1980. A discussion concerning mailing the checks.

George said that he didn't think much of the wage scale, a new person get just as much as the

older employee.

Robert Giese presented the Board with a treasurers report.

On February 8th we cashed a \$100,000 CD and collected a check for \$979.17 on February 11 we cashed a \$130,000 CD and collected interest check for \$6,337.50 and on the 17th of February two \$100,000 30 day CD's and \$2,109.72 collected on interest check for \$2,109.72 on the 21st of February the weed fund checks were written for a total amount of \$1,914.74, that makes a new check book balance of \$1,080.87 plus the amount on the subdivision page and that is a total of \$19,511.76. He also reported the following fund balances as of January 31, 1980.

General Fund	\$243,332.87	Inheritance tax	19,259.26
Poor Relief	28,467.66	Redemption	158.36
Fair Fund	5,332.34	Partial Payment	6,865.47
Comb. Roads	139,750.35	Fire No 1	1,885.49
Soldiers & Sailors	1,135.79	Fire No 2 General	1,091.14
Hunt Memorial	945.97'	Fire No 2 Sinking	722.91
Historical Soc.	1,480.60	Emerson Fire General	4,885.09
Weed fund	13,430.89	Emerson Fire Sinking	1,970.18
New Building Fund	18,971.08	Waterbury Fire General	529.45
Schools	486,724.25	Waterbury Fire Sinking	509.40
Cities	189,601.29	Drainage #5	10,086.54
State and County Assistance	32,982.01	Ed Service #1	4,503.67
Motor Vehicle Sales Tax	18,352.34	NRD M.M General	4,383.83
Fines & Licenses	65,889.22	NRD M.M. Sinking	127.47
Misc. Sales Tax	1.22	Ponca Fire General	1,253.06
Tech College Const.	4,247.72	Ponca Fire Sinking	409.86
Revenue Sharing	35,060.50	Omadi Drainage	4,142.57
SID	4,504.37	LENRD	478.94
Clerk of Dist Court	236.25	Tech College General	6,466.56

The time CD's invested by the County are as follows:

Purchase Date	Type Investment	Serial Number	Custody or S/K Rec.No.	Purchase Price	Red. Date	Inter.
11-5-79	6 Mo. C.D.	5039	A.S.B.	10,000.00	5-5-80	12.19
10-5-79	6 Mo. C.D.	5024	A.S.B.	10,000.00	4-4-80	10.32
10-5-79	6 Mo. C.D.	5026	A.S.B.	10,000.00	4-4-80	10.32
10-5-79	6 MO. C.D.	5027	A.S.B.	10,000.00	4-4-80	10.32
10-5-79	6 Mo. C.D.	5028	A.S.B.	10,000.00	4-4-80	10.32
1-29-80	6 Mo. C.D.	01043	N.S.B.	100,000.00	7-29-80	11.886
1-29-80	6 Mo. C.D.	01045	N.S.B.	100,000.00	7-29-80	11.886
2-8-80	30 Day C.D.	01092	N.S.B.	100,000.00	3-10-80	12.75
2-11-80	6 Mo. C.D.	20254	D.C.B.	130,000.00	8-11-80	11.98
2-19-80	30 Day C.D.	6035	D.C.B.	100,000.00	3-20-80	12.50
2-19-80	30 Day C.D.	6036	D.C.B.	100,000.00	3-20-80	12.50
2-19-80	30 Day C.D.	01127	N.S.B.	200,000.00	3-20-80	13.00
2-29-80	passbook	77-065-5	D.C.B.	157,568.72		5.25
2-29-80	passbook	015-273-0	N.S.B.	179,281.58		5.25
Total Funds for February 1980				\$1,216,850.30		

Bob then reported the following:

Balances of funds kept by Dakota County each month-yearly or quarterly 1-31-80

Bond Retirement		General	
School Dist #6	2,701.91		10,782.79
School Dist.#11	72,696.71		
School Dist. #31R	11,097.90		
School Dist. #61R	3,345.21		
School Dist. #70	150.86		3,021.78
School Dist #1	583.69		4,128.12
H-31R Special Sinking	639.06		
#70 Special Sinking	70.39		
#4 Special Sinking			22,624.47

State Apportionment	\$4,541.73	
Tuition money	32,864.36	¼ yearly
Fines & Licenses	65,889.22	Yearly

	Paving	Sewer	Comb. Utility	Refunding
Dakota City	78,197.79	6,427.39	6,862.02	
Jackson	12,090.43	15.00		
Emerson	4,094.25			1,397.54
Homer	19,831.79	2,612.47		4,534.54
Homer Road	2,371.09			
Homer Paving Reserve	4,433.08			
South Sioux City				23,110.42

Total as of 1-31-80 \$401,116.01

The cash on hand in the Treasurers office February 29, 1980 was \$10,408.70

Kathern Dawkins appeared before the Board and said her 1978 taxes are much more than the 1979 taxes and she learned that the 1978 taxes hasn't been paid. She asked the Board why the difference in taxes. The County Clerk explained that in 1978 the 10.46 acres was assessed as residential within the city limits and that the Dawkins protested their 1979 valuation and the Board of Equalization at that time felt that this should be valued as agriculture land. The Board told Ms. Dawkins that they did not have the authority to go back and change the valuation and they could not change their 78 taxes.

DeGraaff moved seconded by Servine to convene as Board of Equalization.-

Yea: DeGraaff, Servine, Hirschbach and Rohde

Nay: None

Motion Carried.

Bob Scoville (representing Vincent Kavanaugh) and Mr. Kavanaugh appeared before the Board. They

were here on the problem of mobile homes being taxed as motor vehicles. We were here about a year ago and we were asked to supply the county attorney with some information which we did. Since then we've heard nothing until about 2 weeks ago the County Sheriff who had distress warrants levied on a tractor that is Mr. Kavanaugh's primary source of income at this time. He had just completed negotiations for a contract that would have produced about \$20,000 of revenue at the time they levied on the tractor. July of 1979 the supreme court of Nebraska had invalidated the taxation of mobile homes under the motor vehicle taxation. The Sheriff was told this when he levied upon it. The Sheriff is now offering it for sale the 15th of March Kavanaugh in addition to the \$20,000 contract he lost 1,590.00 of other revenue. I've advised the Sheriff and County Attorney they were going to bring action against the county for this sum. Bob Scoville said that he strongly feels the commissioners should call back these distress warrants and release this tractor at this time.

Henry DeGraaff asked isn't this the fact your in back taxes to start with.

Bob Scoville said these taxes were assessed under statute: We were in here a year ago saying we were assessed for periods we didn't have these homes.

Joy Nixon was asked to come down. She said that Maurice had been working on it. My point of view, those that aren't assessed as a motor vehicle will have to be on a personnel schedule as of January 1, of those years. (PAGES 120A and 120B INSERT HERE)

Bob Scoville and Vinie Kavanaugh resumed their meeting with the board.

Bob explained the invalidity of the tax under which these distress warrants were issued.

Chairman Morgan asked Maurice Redmond (County Attorney for information on what his office was doing on this.

Maurice explained that there was two things we have to consider. One, the statutes were ruled unconstitutional but only as to two years (78-79). That requires the assessor to give notices on making adjustments. There is still taxes do, but under a different section of the law.

Bob Scoville disagreed with the Co. Attorney in limitation of Gates vs Howe. The only limitation there is dealing with those taxes during those years but the opinion of the court was that the taxes under that was void and unenforceable. He didn't see any limitation.

They both agreed these taxes were 77-78 instead of 78-79. Bob said that these distress warrants include void taxes and therefore are invalid.

Maurice said that there was no provision in the law to apply a refund beyond two years. There is a problem under what procedure you go under for corrections and rebate.

Mr. Scoville thought this was irrelevant to holding this man's tractor. You've got distress warrants issued at least part of void taxes, in holding them your holding yourself open for a law suit which we're going to bring.

Mr. Redmond said, "My understanding was some of those taxes go back to 1972. He wasn't sure if they were issued on personal property or motor vehicle tax statements. If they all were issued on motor vehicle tax statements then Gates vs. Howe has some application to the extent of it has an application and that has to be determined. For 77 and 78 there is no question on and that the court has already ruled on that.

Maurice said that beyond 77 is where him and Mr. Scoville disagree.

Mr. Scoville said that they were being taxed for years they did not own the mobile homes.

Chairman Morgan mentioned here is where we should continue to hold this vehicle or not.

Maurice thought the distress warrants pre 77 would be valid. Then he thought the Sheriff has a duty to hold it. If they are determined later invalid then that's another question all together. I don't know right now if this board has any authority whatsoever to release distress warrants, but it does have authority as Board of Equalization to make adjustments in this area. What happen prior to me being here I have no idea.

Mr. Scoville said they didn't levy taxes in 72, but in 1976 they sent Mr. Kavanaugh a bunch of Motor vehicle tax statements.

Ms. Hirschbach asked Mr. Scoville where he got the opinion that the Board could even withdraw the warrants.

Mr. Scoville said, "You can always withdraw warrants that you issue is my opinion."

Mr. Morgan said that he didn't see any way at this point this board can legally release these warrants if there is valid warrants issued.

Mr. Redmond said he would have to check that out.

Mr. Redmond said that he thought the pre 77 warrants were valid but 77 on was unenforceable.

Mr. Rohde commented that he didn't think Mr. Kavanaugh did his part 3 or 4 years ago.

Mr. Kavanaugh thought that he had and said that was why he hired Bob because he couldn't do anything more.

Mr Scoville said that Joy Nixon (County Assessor) said that she took Louie Fowler's statement of who owned the trailers on his lots and that's what I took it from and went back 4 years.

Mr Morgan (Chairman) thought there should be a meeting among Mr. Scoville, Vincint Kavanaugh, the County Sheriff and the County Assessor to determine which warrants were valid.

Ms. Hirschbach said that the board was being placed in a position to judge the legality of a certain action and didn't think anyone on this board has the expertise and we in this position can do little else but to rely on the advice from our County Attorney.

Motion by Hirschbach seconded by Servine to convene as Board of Commissioners. Yea: All Nay: None Motion carried

Donna Clark from Golden Rod Hills appeared before the board and asked if they still wanted George Sharder to serve on the board for Dakota County. The board informed her that John Servine had been appointed to serve on that board.

The Board discussed the hiring of Larry Popken for Highway Supt. \$22,500 was discussed as being the top starting salary although Dan Rohde did mention \$20,000. The other board members thought that might be incriminating him since he said that \$22,000 would be the minimum he would consider.

Chairman Morgan read a letter from Scoville saying that Jim Hartnett had a lease on the land being considered for Dakota County's landfill.

The tape recorder ran out of tape at this point.

Servine moved, Seconded by Hirschbach to approve the minutes of February 25th as typed

Yea: Servine, Hirschbach, Rohde and DeGraaff

Nay: None Motion Carried

The Board discussed the payment of the County Employees

Rohde moved, Seconded by Hirschbach that the County Employees be paid on the Friday following claims day.

Yea: Rohde, Hirschbach, Servine and DeGraaff

Nay: None Motion Carried

With no other the Chairman called for a motion to adjourn.

DeGraaff moved, Seconded by Servine to adjourn.

Yea: DeGraaff, Servine, Rohde and Hirschbach

Nay: None Motion Carried 1:05 P.M.

ATTEST

*Theodore A. Piepho*  
Theodore A. Piepho Co. Clerk

*Larry Morgan*  
Larry Morgan, Chairman

March 3, 1980

Servine Moved Seconded by Rohde to approve the following directive concerning the 1979 mobile home taxes. In accordance with Gates vs Howe the Nebraska Supreme Court decision, the Dakota County Board of Equalization authorizes the Dakota County Treasurer to issue refunds as set out in Section 77-1736.04.

Yea: Servine, Rohde, Hirschbach, and DeGraaff.  
Nay: None Motion Carried

Hirschbach moved, seconded by Servine to reconvene as Board of Commissioners.

Yea: Servine, Rohde, Hirschbach, and DeGraaff.  
Nay: None Motion Carried.

Chairman Morgan opened the public hearing to vacate the following described road:

Beginning at the Center of Section 15, Township 27 North, Range 8 East of the 6th P.M. Dakota County, Nebraska and running thence one-half mile east of the East Quarter corner of said Section 15.

Attending the hearing were: Bill Hall, Bert Harris, Charles McGraw, Pat McGraw, Carol Barclay and Lynn Jensen.

Bill Hall was the first to offer testimony. He said he was the contract buyer of this land that this road goes through. He helped circulate the petition because the road isn't of any use to anybody. Its been closed for 25 years and nobody assumed that it was going to be opened, but they've run a bulldozer through there and cut his pasture into. Mr. Shougaard lives in California and if he would move back and use this road there wouldn't be a protest made.

Bert Harris said he was owner of the farm. The only one that used the road was John Clayton and he use to ride his horse down it. The road has no access from the East. He was under the opinion that Skougaard could put a private bridge in the same as Bert did. He said that if they are going to leave this road open then the county ought to put the bridge back in on the east end of it.

Bill Hall asked if they could open a road that hadn't been used in 25 years. The Board said it had never been closed. Skougaard has access to his property on the south end.

Bert said he'd have to build a bridge across the creek coming in from the south and would have to go about 3 miles coming in from the other end.

Bill said he tried to get Skougaard to share the cost in the old county bridge but didn't want to.

Bert said that Skougaard had property on the south side of the road but none on the north side.

Bill said they didn't follow the road but went around trees. I don't think anybody would be put out if this  $\frac{1}{2}$  mile was closed.

Charles McGraw said that no one could use the road now and the only way it could be used is to put a bridge in which would be a bid expense to the county. Mr. Skougaard would have the major protest to closing this road.

Bert said he farmed the land for 40 years and never saw the owner. He thought that if this road was going to remain open that the county should replace the bridge.

Charles McGraw said its been like this for 40 years but not sure if it should be closed.

Carol Barclay asked if this would affect his property if we closed the road. Dan Rohde said this was only a  $\frac{1}{2}$  mile and would not hinder him.

Mr. Morgan read the highway superintendent's report on described road recommending said road not be closed.

Mr. Morgan read the letter from Edward J. and Martha B. Clayton. In that letter they protested the closing of road.

Mr. Morgan read the letter recieved from Mr. Skougaard opposing the closing of the road.

Bill Hall still maintained that he had access from two county roads and a third is not necessary. Charles McGraw said he was the main user of the road and would be satisfied if a county grader would go over it twice a year.

Lynn Jensen said he wasn't really enthused one way or another, but can understand both sides feelings.

With no further comments Chairman Morgan closed the road hearing at 11:20 A.M.

The Board discussed briefly the hiring of Highway Superintendent and the building down at Homer.

The Board asked the County Clerk to ask Maurice Redmond to come down to hear Mr. Scoville.

Moved by Hirschbach seconded by Rohde to convene as Board of Equalization.

Yea; Hirschbach, Rohde, Servine and DeGraaff  
Nay: None

Motion Carried.

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LANDFILL HEARING  
MARCH 4, 1980  
BASEMENT MEETING ROOM

Chairman Morgan opened the public hearing on the landfill at 10:00 a.m. March 4, 1980. Present were: John P. McNeil, Vern Jenson, Ted Piepho, Gene Sturm, Vern Larson, Doris Knudsen, Petronilla Rasmussen, Debra Knudsen, Wayne Knudsen, Fred Sebesta, Bill Imy, Donald W. Post, Dale Knudsen, Roger Bartels, John Servine, Carolyn Knudsen, Bob Knudsen, Vince Kramper, Frank Morse, Andrew Christiansen, Wayne E. Boyd, Henry DeGraaff, Maurice Crofoot, Francis Lussier, John Hayes, Randy Lussier, Denice Dorcey, Pat Dorcey, James Walsh, Julie Goodson, Don McKinney, Marvin Rasmussen, Kennard Eriksen, Mr. & Mrs. Jim Hartnett, Cecil Rhodes, Jackie Hartnett, Joe Hayes, Bonnie Hayes, Bill Walsh, Earl Davis, Howard Rasmussen, Bob Scoville, Larry Morgan, Gretchen Hirschbach and Dan Rohde.

Chairman Morgan in opening the hearing explained the purpose of this hearing is to determine the landfill suitability in Dakota County. At the conclusion of this hearing the Board of Commissioners will determine whether this site is suitable as it concerns the zoning regulations of Dakota County. There will be a time for public comment, asked that they state their name, address and who they represent if someone other than themselves. Mr. Morgan said there would be a limit of 3 minutes for each testimony. Mr. Morgan turned the presentation over to Mr. Gann, the South Sioux Administrator.

Mr. Gann said that the Mayor and City Council of South Sioux has asked that he get the pertinent information together concerning the operation of a landfill.

Mr. Gann introduced the following: Fred Sebesta of the Nebraska Environmental Control, Don Post, Inspector for Nebraska Farm Environmental Control from Lincoln and Bill Imy of the Nebraska Department of Environmental Control, also Dick Leitechuck. Frank Morse, Extension Agent who is to speak on the rodent question later in the meeting. He also stated Maurice Redmond, County Attorney is prepared to issue a statement as relates to that the county would have on any future operation on any landfill site. Mayor of South Sioux Vern Larsen was also introduced. Contractor Leonard Gill and Street Superintendent Lynn Jensen.

Mr. Gann said no one issue could be addressed without giving a look at what the Federal State and local governmental rolls are. He advised as of October 1979 the federal register came out and stated to operate an open dump anywhere in the region can subject that political entity to suit in Federal District Court as brought forth by any citizen. Before that responsibility lived with the Department of Environmental Control of the state. Mr. Gann stated the state legislature passed rigid controls on first class cities, in excess of 5,000 population. South Sioux would be required to operate under stricter controls than the Villages or cities. The State Department of Environmental Control has indicated and told the City of South Sioux that they are to find a permanent and environmental acceptable land fill site by no later than May 1, 1980. Mr. Gann said they allowed administratively the city to use a cell located along the Missouri River up until May 1 in lieu of allowing the garbage to sit on the curb or on main street. Mr. Gann said they have to first find environmentally sound land, then a willing land owner, and third minimizing adversely impact. We need remoteness and access. Mr. Gann said the land fill hearing was being held pacifically as a result of a letter addressed to Ted Piepho from Dan T. Drain, Director of Department of Environmental Control. The letter and application was read and discussed.

Mr. Gann also stated the initial cost estimate. We have plan X and Plan A. Plan X is the governmental bodies in a joint agreement who can go into an operate and Plan A is to subcontract to a contractor. The estimate for equipment cost, sight cost and improvements will run around \$88,600. The yearly cost will be around \$730,412 that everything including maintenance cost, labor, administrative cost equipment, operation costs etc.

Maurice Redmond, County Attorney stated that basically he came to make a statement as to the county's ability to secure the right over the land fill and his position as County Attorney.

Frank Morse spoke at this time about rodent problems and the habits of the rodents. He stated he didn't think there should be a problem especially if there is a daily coverage.

Mr. Gann stated burning areas could be provided for strictly trees, wood, and brush. He stated a management committee would be established to manage the landfill. He explained a document that was drawn up as to the responsibilities of the land fill, who and when the land fill is used as to the hours and the type of vehicles used in delivering the waste.

Gene Sturm talked about the zoning regulation which would allow or regulate the placement of landfill in the agricultural zone of the county. He stated three items the county adopted (1) Section 505.5, Dakota County Zoning regulations concerning agricultural zone. (2) the regulations the county adopted and (3) County Board shall have a public hearing.

Vincent Kramper appeared to make some comments to the board regarding the landfill. He spoke on behalf of the citizens with three facts (1) a landfill is needed (2) a landfill is wanted, (3) a landfill is needed and should be established before one is forced on us.

Roger Bartels appeared and stated he supported the county landfill. Bruce Smith represented the Chamber of Commerce with a resolution which he read:

RESOLUTION

WHEREAS, in view of the fact that solid waste disposal is the most immediate problem facing the Community of South Sioux City, Nebraska; and,  
WHEREAS, it appears a willing land owner has come forth with an environmentally sound landfill site; and,  
WHEREAS, it would be in the best interest of all the citizens of Dakota County, Nebraska, that said landfill site should be approved;  
NOW THEREFORE, we the Legislative Committee on behalf of the Chamber of Commerce of South Sioux City, Nebraska, endorse that the County of Dakota County, Nebraska, send forth a favorable recommendation of approval on the site located in Section 28, of Dakota County, Nebraska.

PASSED AND APPROVED this 3rd day of March, 1980.  
s/ Bruce M. Smith, Co-Chairman Legislative Committee.

Don McKinney appeared before the board on behalf of Dakota City and stated he supported the landfill.

Robert Scoville appeared and stated he represented the interested citizens of Dakota County. He stated he protested the landfill site. He said it did not meet requirements set up. That it fails in 4 areas. (1) Legal area (2) ecological area (3) economic area and (4) accesstic area. He suggested the board did not pick the correct landfill site and he has a petition with 152 names, which is 95% of the rural residence of the area and some of the Hubbard residences. Mr. Scoville entered some exhibits.

The County Clerk was given the exhibits to mark.

Exhibit A - Photo copy of map showing general area.

Exhibit B - 15 Pictures taken at the site.

Exhibit C - Shows where pictures were taken from.

Exhibit D - ASCS soil map from that area.

Mr. Scoville suggested to the board that considering the population of Dakota County and the density of population in the areas that are ecological sound for land fills that you have not picked in this case the best possible landfill to eluviat the adverse consequence that will be had upon your citizens of the county.

Mr. Scoville outlined to the board the problems at the present time. First the legality of the situation he stated he had knowledge of an existing lease on this property which will cause litigation. The lease has not been terminated and would be about a year before the land would be available. Second he asked that the board go out and look at the site. There is a large water shed on this property and the north boundry is all a principal tributary leading into Pigeon Creek, which floods Hubbard. The highway forming the south boundry is a federal aid secondary highway. Mr. Scoville stated he did not know how it would be possible to screen it. He stated the soil characterastics should be examined. He referred to the distance the garbage would have to be carried and the cost.

Howard Rasmussen was called on, who is a resident of the area to view his opinion of the landfill site. Mr. Rasmussen lives about 3000 feet west of the proposed site. He expected there would be rat problems. He stated several thousand miles of cable was buried in this type of soil in this county and throughout the state. He added there is no soil more vulnerable when it comes to erosion or washing. He also referred to the unkept dump which Hubbard already has.

Exhibit E. was entered which is the petition earlier spoke of by Mr. Scoville.

Jim Hartnett spoke before the board about his objections regarding the land fill location.

Earl Davis was introduced and stated he was very much against the site.

Dale Knudsen introduced himself and stated his disapproval of the landfill site.

Rollin Wachter also stated he disapproved. Bob Knudsen, Paul High, Milo Birkley, Marvin Rasmussen and Pat Dorcey, each stated there disapproval of the choosen land fill site.

Fred Sebesta with Nebraska Department of Enviromental Control talked at this time regarding the things that would be necessary before they could license a landfill.

Dennis Gann talked about the background of the Hubbard landfill. Questions at this time was presented to Dennis Gann regarding the lease and to clarify specifics on the landfill. Discussion followed.

The testimonies was concluded at this time.

Wayne Boyd, City Attorney of South Sioux gave a couple comments to the board and people attending the hearing requiring where the responsibilities lies, and the public policies. Discussion followed.

With no further comments the hearing closed. The Board recessed for lunch.

Chairman Morgan reopened the meeting. The Chairman asked for comments from the board members. Servine stated the No. 2 on zoning laws regarding the 1000 ft. from a secondary highway, the site is not a 1000 ft. from the road and No. 6 which has to do with drainage problems. He stated he was not totally convinced there wasn't still drainage problems.

Larry Morgan stated he thought that the intent of this regulation was that it would be a federal, state or interstate highway and not a county road. Discussion followed as to whether the residence was within 1000 ft. of the site.

Gretchen Hirschbach suggested an ammendment to the resolution to involve making sure no portion of the site which might fall within a 1000 ft. of a residence would be excluded from the land fill area.

Add #8. The portion of this site utilized for land fill shall be no less than 1000 ft. from an existing residential structure.

Motion by Gretchen Hirschbach, Seconded by Rohde to adopt the following resolution:

The Dakota County Board of Commissioners finds that the Tri-Enterprise sanitary land fill site will not unduly hinder the enjoyment and use of nearby properties and will not disrupt the appropriate use of land and other resources in the county.

Furthermore the County Board finds that

1. There is no sanitary landfill available for use by Dakota County residents and the need for such a facility does exist.
2. The site would be compatible with the use being made of surrounding property which is agricultural.
3. The cost of public improvement to the site is reasonable and substantially less than any other site proposed to date.
4. The landfill will not hinder or alter the long range development in the County.
5. The Nebraska State Department of Environmental Control will regulate the site in such as to preclude any short run or long term effects on ground water.
6. The site can be suitably operated to avoid soil erosion and the drainage of water through the site onto adjacent property.
7. That the Try Enterprise site meets the specific criteria for locating a sanitary landfill as identified in Section 505.5 of the Dakota County Zoning resolution, with amendments.
8. That any portion of this site used for a land fill shall be no less than 1000 feet from a residential structure.



The County Board therefore approves the development of a sanitary landfill on the Try-Enterprise site located, legal description: A tract of land in the NW $\frac{1}{4}$  of Section 28, T.28N, R. 7 East of the Sixth Principal Meridian, Dakota County, Nebraska, for the following reason:  
 The Dakota County Board of Commissioners voted to disapprove the proposed landfill resolution on a three to one vote following an open hearing. Commissioners opposed to the location cited the following reasons: soil erosion and drainage problems due to the type of soil in the area, the steepness of the site and its location as a watershed area into an adjoining creek. In addition the site is within 1000 feet of a secondary aid road, and possibly within 1000 feet of a residence. The county zoning regulations specify consideration of the above points in determining a landfill site.

Motion by Gretchen Hirschbach, Seconded by Daniel Rohde to adopt foregoing resolution.

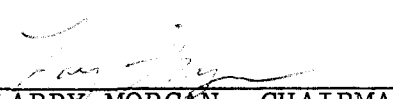
Roll Call vote. John Servine --No  
 Henry DeGraaff--No  
 Gretchen Hirschbach--Yes  
 Daniel Rohde--No

Motion Defeated.

The County Board therefore disapproves the development of a sanitary landfill on the Try Enterprise site located, legal description: A tract of land in the NW $\frac{1}{4}$  of Section 28, T. 28N, R.7, East of the Sixth Principal Meridian, Dakota County, Nebraska.

ATTEST:

  
 THEODORE A. PIEPHO, COUNTY CLERK

  
 LARRY MORGAN, CHAIRMAN

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COMMISSIONERS MEETING  
 MARCH 10, 1980  
 BASEMENT MEETING ROOM

Chairman Morgan called the regular meeting of March 10, 1980 to order at 9:00 a.m.

Present were: Larry Morgan, Henry DeGraaff, John Servine, Dan Rohde, and Ted Piepho, Secretary.  
 Absent: Gretchen Hirschbach.

Chairman Morgan informed Bill Hall and Ada Westover that Maurice Redmond had told them (which was not a legal opinion) that a road should not be closed with objectors. Bill Hall said that he had a new map showing that Mr. Skougaard does have access to his property without that road.

Chairman Morgan said that Mr. Redmond was going to give them a legal opinion on said subject.

Servine moved, seconded by DeGraaff to convene as Board of Equalization.

Yea: Servine, DeGraaff and Rohde.  
 Nay: None  
 Absent: Hirschbach  
 Motion Carried 9:15 a.m.

Clark Youngblood and Lawrence Steiner appeared before the board on behalf of the South Sioux Baptist Church. They were in question as to the land designated for parking that had been farmed last year. They asked the board that since it was being used for farming that perhaps it should be assessed as farm land. This land is located just on the east side of G. Street at 18th & G. Most members of the board was in favor of assessing this as farm ground since that was the use of this tract.

Rohde moved, seconded by Servine to reconvene as Baord of Commissioners.

Yea: Rohde, Servine, and DeGraaff  
 Nay: None  
 Absent: Hirschbach  
 Motion Carried 9:23 a.m.

Wayne Boyd (city attorney for So. Sioux) appeared before the board on a landfill in Dakota County. Mr. Boyd said that this was a county problem and not just the City of So. Sioux. We're going to change the tactics and shift the burden back to you people. The City has been working on this problem for 10 years. He referred to the minutes January 6, 1970, of the South Sioux Council in which they met with the County Board and saw a need for a county landfill. At the present time there two exemptions built in the law, but won't be very long. No. 1 is that cities of the second class and villages and then No. 2 it says a land owner can dispose of garbage on his own land and does not affect other people. Mr. Boyd said there is a lot of case law that says the Baord cannot prohibit the city from municipal function and didn't want to see it come to that. Mr. Boyd said this is a formal request from the City of South Sioux. They want the Board to find a landfill as good as what they found. Mr. Boyd said they have come up with 4 sites in the last 6 months. The first 3 weren't suitable for one reason or another but felt the last side was a good site.

John Servine and Henry DeGraaff explained the reason they turned it down. John said he thought that there was drainage problems and Henry thought that he agreed with John and also thought it had to be 1000 ft. from a secondary road.

Mr. Boyd said that according to our zoning laws that we've almost zoned out a land fill in Dakota County. He mentioned our zoning law 1000 feet from a secondary road. Mr. Morgan said that wasn't the intent as to a county secondary road. He added that he thought that this should be joint land fill and the county supply acessability to the site.

Derald Bargmann from Walthill appeared before the Board and offered his services to contract gravel hauling from Dakota County. For hauling gravel from West Point to here it would cost about \$4.27 a ton plus 7% transportation cost. To haul gravel from Akron to here would be about \$3.90 a ton plus 7% transportation. His business is the Corner Service in Walthill and that phone number is 648-7661. His home phone is 648-7823.

Bruce Smith appeared before the Board as attorney for a number of clients of the County. He said what he was talking about today was rural property.

Portions of LB 159 among one of the provisions of LB 159 was these manuals were to be used as a mandatory fashion to appraising or re-appraising property but that it didn't specify 1980. Bruce said that he called down to the tax commissioner to ask him some questions. He wasn't very helpful and referred him to an attorney (Ann Erwin). He expressed his first concern, that on the notice of evaluation it stated that it was due to a mandatory state manual. The question is why was there a complete reappraisal of agriculture property and Ann said it was her opinion that it was the discretion of the County Assessors whether they were going to reappraise for this year. There's no question that when the County Assessor reappraised that she followed the manual. The question is does the County Assessor need to appraise for 1980. The former tax commissioner, Mr. Peters was of the opinion that if the County Assessor were under the opinion that it was mandatory, and it was, to have a blanket reappraisal for 1980 of all the agriculture property based upon this manual, that was unconstitutional use of authority because only the State Board of Equalization mandate a blanket change of valuation and if there is no hearing involved (in which there wasn't in this case) then there is a question of the legality. Ann Erwin stated that it was up to the County Assessor whether they wanted to reappraise this year. She was under the opinion that if the County Assessor felt it was necessary that they follow this manual. People have been wondering and have been getting the interpretation that even using this manual as an excuse to raise values this year as a mandate from the Department of Revenue. Bruce said he didn't feel you can use a manual as an excuse for reappraising but you can use it as a guideline. There is no where in the law, and even Ann Erwin admitted this, that there is no specific statutory authority that says you must reappraise property every year. There may be rules and regulation prodigalated the buracy stating that but even Ann Erwin stated that it was discretionary in the County Assessors office and discretionary whether the County Assessor was going to change it for 1980. It would be the recommendation of all their clients that if it was discretionary by Joy's office that all property be rolled back because we feel this type of increase because of a manual is not right. We feel that if this was done on discretion of the County Assessors office then this Board as Board of Equalization has the authority to roll back that valuation.

Hollis Gustafson said that these people outside the meeting that this manual is the one to be used and used for this year. In the law it was well understood that the assessor haven't been doing their job, cause it says the assessors are to reevaluate property at 12:01 A.M. All the assessors have been led to believe that they are to use this and use it for this year. I certainly don't doubt what Mr. Smith has said here today. Hollis said to his knowledge all the assessors in the state are using this manual this year.

Hollis said L.B. 742 has been passed but not signed by the Governor that says the assessor shall reappraise every two years.

Mr. Smith said if there is a mistake in reason for increasing the value such as an inaccurate mandate from the state that had no authority under law, then I don't think the increase should be valid.

Hollis said that Joy should direct a letter immediately to the tax commissioner. Hollis Gustafson appeared before the board and explained what he did as a tax consultant and what he does for the counties that he represents

Janet Montagne from Fair Meadows addition appeared before the board and reported numerous stop signs being bent and down in the Tompkins Addition.

Motion by Rohde seconded by Servine to approve Project No. BRS-3940 (1) in Homer (Dakota County) pertaining to improvement of the In Homer road designated as Project No. BRS-3940 (1).  
 Yea: Rohde, Servine and DeGraaff  
 Nay: None  
 Absent: Gretchen Hirschbach.  
 Motion carried.

Maurice Redmond appeared before the Board with an application for a subgrant that requires the individual substantially criminal work.

Motion by Rohde, Seconded by Servine to approve the sub grant application by the county attorney.  
 Yea: Rohde, Servine and DeGraaff  
 Nay: None  
 Absent: Gretchen Hirschbach.  
 Motion Carried.

Motion by Servine, Seconded by Rohde to go into closed session to discuss a personal tax matter.  
 Yea: Servine, Rohde and DeGraaff.  
 Nay: none  
 Absent: Gretchen Hirschbach  
 Motion Carried 11:40 A.M.

Motion by DeGraaff, seconded by Rohde to reconvene into open session 11:55 A.M.  
 Yea: DeGraaff, Rohde and Servine  
 Nay: None  
 Absent: Gretchen Hirschbach.

Motion by Servine, Seconded by Rohde to approve the minutes of March 3rd as typed.  
 Yea: Servine, Rohde and DeGraaff  
 Nay: none Absent: Gretchen Hirschbach.

The Board discussed the possibilities of a joint building down at Homer. The board was going to discuss this with the village trustees the following week.

Motion by Servine, seconded by DeGraaff to adjourn.  
 Yea: Servine, DeGraaff, Rohde. Nay: None  
 Absent: Gretchen Hirschbach

Motion Carried 12:40 P.M.

ATTEST:

  
 THEODORE A. PIEPHO, COUNTY CLERK

  
 LARRY MORGAN, CHAIRMAN

COMMISSIONERS MEETING  
 MARCH 17, 1980  
 BASEMENT MEETING ROOM

Chairman Morgan called their regular meeting to order at 9:05 A.M.  
 Present were: John Servine, Daniel Rohde, Gretchen Hirschbach, Henry DeGraaff, Larry Morgan and Ted Piepho, Secretary.  
 Pledge of Allegiance.

John McNeil appeared before the Board on behalf of the South Sioux Council and ask that you accept this written memorandum for the record as an aid in guiding you in your search for a satisfactory landfill site.

We feel as a Council that your findings of fact on the Trysla site were not at all in accordance with your own zoning guidelines and offer to you the following written testimony taken from the transcript of hearing as evidence. We feel all the points given for turning the site down were answered satisfactory by experts in the field and in one case the attorney for the opposition answered one of the objections you raised about the Trysla site for you. We are offering this memorandum to you to ask you that when you are holding your future hearings on whatever landfill site you choose, that you may want to avoid some of these concerns I express to you today.

As an example, I call your attention to the following items:

In exhibit B, its stated the Commissioners opposed to the location sited the following reasons:

1) Soil erosion and drainage problems due to type of soil in the area. We note Dick Leitschuck indicated that with proper conservation practices, slight and very moderate limitations due to croften soil would exist with a 15% to 25% slope. You should know the State requires no more then 2% to 5% slopes in areas where landfill exist so the soil limitation as indicated by Dick Leitschuck and Fred Sebesta does not apply in this case,

2) The steepness of site and location as a watershed area into an adjoining creek.

We quote Fred Sebesta " proper practices must be used to limit the amount of water getting into the area. Diversion dikes and so on are to be put on around the actual fill face, so the water does not run through the garbage."

Sebesta also said later in the hearing that with the use of diversion structure in terracing, one could buffer the adjoining creek and not even involve the creek in any manner.

As to steepness of the site, Mr. Leitschuck indicated that proper conservation practices would allow for a 5% to approximately 2% slope in the landfill area.

3) In addition you state the site is within a 1000' of secondary aid road.

We now quote Mr. Scoville, the attorney for the opposition, when he addressed the secondary aid road, "you have an escape clause in there if they provide suitable screening"

The next objection you raised about the site possible within 1000' of residence this is not a debatable point. It is the City's position the house was not within 1000', furthermore it is a rented house, but we quote Gene Sturm, author of the Zoning Regulations when he states "if it is (the house) within a 1000' it is a very samall portion of the site, if it actually is, within a 1000', this site could still be approved without allowing the landfill to operate on the few feet of the perimeter that would be within 1000' of the house".

Mr. McNeil reported the following people have offered possible County wide landfill sites:

Jerry Beacom, Bill Ryan as well as possibilities of Leonard Gill and John Servine.

In conclusion Commissioners, we feel we have addressed these points using experts in their fields not in any way tied to the City of South Sioux City and ask that you listen to these same experts in the future as we have had to listen to and trust and use their judgement in the past.

Vincent Kramper said he knew how difficult it was to make an unpopular descision. Four things should be kept in mind.

- 1) Willing landowner
- 2) Cost
- 3) Zoning
- 4) County has to accept it before the State

Vincent also asked if the county would reconsider the Hubbard site if it would be the best available site.

McNeil also asked that question.

John Servine stated that he had talked to Dick Leitchuck since the hearing and Dick indicated that the land had to be tiled.

Kin McKinney indicated that he felt the county or public body should operate the landfill and not a contractor.

Vincent Kramper told the Commissioners that if the County would provide the grass seed that the NRD would spread it over the areas which is bare after their work is done.

Robert Giese (County Treasurer) filed with the Board a list of the delinquent real estate taxes. He reported the total for last year was \$265,887.82 and this year was \$298,486.35.

Phil Hohenstein appeared before the board and wanted to know what his first step was as far as a road and bridge to his property in Section 15 at Homer. The Board was going to meet with George Saunders to see if the county had some scrap iron that could be sold to Mr. Hoenstein.

Joy Nixon appeared before the Board and reported on the workshop she attended last week.

Kennard Eriksen submitted a building permit applied for by Neil Krumwiede to enlarge a dwelling in the SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 8 Township 27 Range 9 intended use is bedroom and living area with basement.

Rohde moved, seconded by DeGraaff to approve the application of Neil Krumwiede.

Yea: Rohde, DeGraaff, Servine, Hirschbach and Morgan

Nay: None

Dean Curtiss (Superintendent of Emerson School), and Allen Curtiss, attorney for Emerson School District appeared before the Board. They stated that the interest drawn on the apportionments that the county invested should go back to the school districts. They had two complaints invested should go back to the school districts. They had two complaints 1) that they should get the interest and the other that not only didn't receive the money within 20 days but they haven't received it yet.

Ralph Weaver appeared before the board. He said that Mel Waldner had an accident over the weekend and in speaking with Mr. Waldner asked him to come before the board for him. Mr. Weaver said they usually receive their money by the 9th of the month but has not received

it the apportionment money yet and wouldn't receive it until the 20th. Mr. Weaver said that they needed this because their payroll is the 21st. Mr. Weaver mentioned they were going to request the county treasurer to invest their bond money and was concerned that they haven't had very good communication between the treasurers office on the bond fund. The board told Mr. Weaver that they had discussed the investment with the County Treasurer and encouraged him to do so. At that time the County Superintendent had told the county treasurer that it would take two weeks to figure on the apportionment.

Hirschbach moved, Seconded by Servine to refund the interest drawn on the apportionment to the school district.

Yea: Hirschbach, Servine, Rohde, and DeGraaff.  
Nay: None

Motion Carried.

DeGraaff moved, seconded by Rohde to approve the minutes of March 10, 1980 as typed.

Yea: DeGraaff, Rohde, and Servine  
Nay: None Hirschbach abstained.

Motion Carried.

The Board reviewed all claims submitted by the county clerk.  
The Board approved all claims submitted for the prior month.

GENERAL FUND: Social Security \$2,371.64, Blue Cross \$1,542.61, Teachers Retirement \$40.59, Salaries: Daniel Rohde \$541.66, Henry DeGraaff \$541.66, Gretchen Hirschbach \$541.66, Larry Morgan \$541.66, John Servine \$541.66, Theodore Piepho \$1,208.33, Mary E. Hinkle \$785.41, Eloise Gormally \$575.00, Margaret Rahn \$575.00, Myra Smith \$545.00, Robert H. Giese \$1,208.33, Irene M. VanLent \$785.41, Judi Belt \$575.00, Charlotte J. Doenhoefer \$575.00, Ruth Jensen \$575.00, Nadine Johanson \$575.00, Mardell A. Sorensen \$287.76, Virginia Piper \$1,208.33, Betty Garwood \$785.41, Sharon M. Shannon \$575.00, William F. Whear \$1,208.33, Harvey Bates \$1,016.67, Jarold Gilson \$1,000.00, Gene Persinger \$950.00, Linda Wilson \$740.00, Linda L. Lensink \$875.70, Cheryl Lundberg \$378.00, Earlean McClain \$504.00, Neva Neal \$321.00, Pat Parkins \$352.80, John Swanson \$900.00, Randall Walsh \$42.53, Maurice Redmond \$1,208.33, Martel J. Bundy \$1250.00, Gloria Engelbrecht \$800.00, Sharon Maslonka \$540.00, Joy K. Nixon \$1,208.33, Thelma E. Baugous \$785.41, Nellie June Beardshear \$575.00, Shirley Ann Bentz \$545.00, Dorothy J. Lundberg \$575.00, Lillian Rager \$575.00, Jeanette Ramirez \$545.00, Madelyn Thorsland \$575.00, Nondas Vitols \$575.00, Klemett Dean \$1177.00, Jon Norris \$185.50, Harold Nelsen \$311.50, Patricia Stingley \$625.00, Jon C. Norris \$583.34, Maurice A. Roady \$666.67, Lorraine Tillman \$1,050.00, Bonibel Chapman \$575.00, Dr. J. H. Walston \$215.00, Maxine Titler \$666.67, Kennard Eridsen \$879.16, Wayne Wheeler \$160.00, Western Union Telegraph \$6.71, Krough's Coast to Coast \$19.95, Hollar Stamp Co. \$10.95, So. Sioux City Star \$59.36, R. L. Polk & Co. \$16.00, Sooland Business Forms Inc. \$29.58, Northwestern Bell \$100.34, Sooland Business Forms Inc. \$20.15, Hollar Stamp Co. \$15.93, Sooland Business Forms \$25.29, R. L. Polk & Co. \$20.00, Robert H. Giese \$34.68, Precision Typewriter Works \$15.00, Joe Morten & Sons, Inc. \$382.00, Northwestern Bell Telephone Co. \$54.41, Dakota County Treasurer \$30.00, Sooland Business Forms, Inc. \$12.37, Sooland Business Forms, Inc. \$11.86, Redfield & Company, Inc. \$73.39, West Publixing Co. \$119.00, Virginia A. Piper \$77.18, Redfield & Company \$35.00, Northwestern Bell Telephone \$65.59, Redfield & Company \$15.64, William F. Whear \$264.40, Harvey Bates \$520.20, Gene Persinger \$10.00, Jarold Gilson \$464.20, John Swanson \$117.00, Western Union \$248.27, Security National Bank \$135.52, Northwestern Bell \$233.69, Joe Morten & Sons Inc. \$83.00, Sioux Valley Radio Eng. Co. \$22.20, James Rexall Drug \$23.79, Western Paper & Supply \$20.90, Nebraska Correctional Industries \$42.00, Joe Morton Insurance \$20.00, Crystal Oil Co. \$5.15, Leo's Service \$131.80, Leo's Service \$107.50, Gene Persinger \$19.00, William Whear \$6.64, Jerry Gilson \$5.09, Sheriff Department \$1172.50, William F. Whear \$93.00, Northwestern Bell Telephone \$113.16, Sioux City Stationery Co. \$37.51, Nebraska County Attorneys Association \$10.00, Executive Leasing Inc. \$148.00, Mid West Business Products \$13.15, Northwestern Bell \$100.09, Des Moines Stamp Co. \$70.40, Executive Copy Systems \$576.04, Redfield & Co. Inc. \$55.80, Sioux City Stationery \$44.18, Norfolk Printing Co. \$135.52, Thelma E. Baugous \$110.85, Northwestern Bell \$11.62, So. Sioux City Star \$111.93, Sioux City Stationery Co. \$29.55, Standard Office Equipment Co. Inc. \$2.94, Northwestern Bell Telephone \$21.73, Torticill Service \$5.90, Tagatz True Value \$16.56, Klemett Dean \$25.00, IPS \$989.00, City of Dakota City \$889.98, T & D Service \$20.00, Means Towels \$27.84, Cook Paint & Varnish Co. \$63.99, Clausen Electric \$39.75, Paul Electric \$124.33, Western Paper \$47.00, Ike's Welding \$54.83, Minear Lock & Key Service \$1.40, Helzer Plumbing & Heating \$20.00, Dakota County Extension Serv. \$1200.00, Northern Bell Telephone \$58.60, Maurice A. Roady \$32.85, Northwestern Bell \$30.36, Redfield & Company \$7.34, Redfield & Company \$30.49, Allied Office Machines \$3.30, Northwestern Bell \$24.84, Lorraine Tillman \$13.75, Lorraine Tillman \$26.00, Lorraine Tillman \$140.42, Northwestern Bell \$23.50, Sioux City Stationery \$13.27, Northwestern Bell Telephone \$20.45, Kennard Eriksen \$108.12, Hammond & Stephens Co. \$9.75, Maxine Titler \$6.80, Northwestern Bell \$22.22, So. Sioux City Star \$22.50, Joe Morten & Sons Inc. \$20.00, So. Sioux City Star \$34.19, Western Union Telegraph \$5.20, Northwestern Bell \$9.45, City of South Sioux \$15.79, Dakota County Clerk \$30.00, Dakota County Court \$96.00, Richard L. McCoy \$847.50, Executive Copy Systems \$1,150.00, Richard A. Brown \$320.00, Clerk of District Court \$72.00, Northwestern National Bank \$200.25, Dakota County Clerk \$5.09, Cockle Printing Co. \$599.65, Redfield & Co. \$17.50, Mohummed Sadden \$439.65, AB Dick \$33.10, AB Dick \$63.80.

ROAD FUND: Social Security \$556.61, Blue Cross \$406.45, George Anderson \$791.00, Donald Belt \$854.00, Caleb Chapman \$791.00, Walter Heineman \$854.00, Robert Jacobsen \$823.00, Lawrence Jepsen \$791.00, Kurt Johnson \$791.00, Walter N. Johnson \$918.00, Arnold J. Mellick \$885.00, Marlin Millard \$791.00, Earl Stading \$791.00, Northwestern Bell \$30.98, Northwestern Bell \$22.05, Northwestern Bell \$53.62, City of Dakota City \$133.04, Village of Emerson \$10.45, City of South Sioux City \$284.09, Midwest Services & Sales Co. \$6,919.84, Mike's Auto Parts \$219.13, Hayes Ford \$8.88, Saunders GMC \$9.79, Stephan's Welding Shop \$13.75, Walthill Farm Equipment Inc. \$203.29, Automotive Electric Co. \$82.59, Sterling Spring Service \$81.80, Kidder Knoepfler \$301.77, Graham Brake \$547.88, Hamax \$348.81, M. & S. Company \$107.60, Tri-County Hardware \$3.57, Van's Used Trucks & Parts \$3.00, Dakota Auto Parts \$16.38, Missouri Valley Machinery Co. \$12.26, Joe's Surplus \$85.93, Herman M. Brown \$685.83, Missouri Valley Machinery Co. \$398.39, Northern Auto Parts Warehouse, Inc. \$63.92, Sioux City Journal \$107.10, Omaha World Herald \$372.36, Means Services \$40.12, Clausen Electric \$22.70, Johnson Hardware Inc. \$85.62, Auto Parts & Exchange Co. \$28.83, Standard Bearings Co. \$192.04, So. Sioux Feed & Supply \$5.80, Monroe Welding Supply Co. \$63.47, D. & L. Repair \$13.00, Tagatz Hardware \$39.84, Wise-Mack Inc. \$1.35, Walensky \$5.77, Diamond Horseshoe Truck Stop \$384.18, Warren Oil Co. \$111.48, So. Soo Oil Co. \$891.94, Crystal Oil Co. \$128.08, Homer Service Station \$170.90, D-A Lubricent Co. Inc. \$1,181.40, Frank J. Bohac \$1,370.00, R. T. Paul \$2,450.00, Nebraska Correctional Industries \$51.60, Premier Fastener Co. \$53.18, Leamer Law Office \$50.00, Henry DeGraaff \$21.25, George Saunders \$19.90.

REVENUE SHARING:

Nebraska State Bank \$1,072.75,

WEED FUND: Social Security \$58.22, Blue Cross \$33.26, Paul M. Foreshoe \$800.00, Ruth B. Foreshoe \$25.00, Maurice Crofoot \$25.00, Paul R. Culbertson \$25.00, Elmer E. Nelson \$25.00, John Ryan \$25.00, George W. Shrader \$25.00, Paul Culbertson \$1.36, Bliven Welding Co. \$155.16, Maurice Crofoot \$1.53, George W. Shrader \$1.70, John Ryan \$4.25, Elmer E. Nelson \$2.38, Farmers Coop Ass'n \$18.50, Wheel Inn \$10.89, Carlson Machine Co. \$19.20, Paul M. Foreshoe \$173.06  
 ASSISTANCE FUND: Social Security \$233.50, Social Security \$422.40, Mildred Jorgensen \$1,396.66, Jeanine Bliven \$723.31, Margaret Boeshart \$1,080.29, Pauline Jensen \$1,095.72, Patricia Lane \$967.68, Mary O'Dell \$659.12, Charlene Weber \$967.86, Mildred Jorgensen \$43.72; Margaret Boeshart \$9.18, Pauline Jensen \$7.99, Patricia Lane \$4.93, Charlene Weber \$45.05; So. Sioux City Star \$379.50, International Business Machines Corp. \$269.50, Credit Bureau of So. Sioux City \$3.75, Dakota County Treasurer \$627.39, Northwestern Bell \$211.66, Sioux City Stationery \$20.60,

POOR RELIEF: State Department of Public Welfare \$11,859.92,  
 INSTITUTIONAL FUND: Lincoln Regional Center, \$402.00, Norfolk Regional Center \$1,149.00; Beatrice State Hospital \$6,996.15,

DAKOTA COUNTY HISTORICAL SOCIETY:  
 Dakota County Historical Society \$311.59.

DAKOTA COUNTY AGRICULTURAL SOCIETY:  
 Dakota County Agricultural Society \$5,332.34.

SOLDIERS & SAILORS RELIEF FUND:  
 Maurice A. Roady \$1,200.00

FEDERAL GRANT HIGHWAY SAFETY PROGRAM:  
 M.P.H. Industries Inc. \$532.00, Automotive Electric Inc. \$13.40, Joe Surplus \$14.80, CMI Incorporated \$3,775.00, Adcraft Inc. \$125.50.

Dan Rohde moved, seconded by DeGraaff to adopt the following resolution on the road beginning at the center of Section 15, Township 27 North, Range 8E of the 6th P.M.; Dakota County, Nebraska and running thence one-half mile east to the East Quarter Corner of said Section 15.

WHEREAS on January 15, 1980 Bert Harris and others petitioned the Dakota County Board of Commissioners to vacate the following road  
 WHEREAS County Highway Superintendent George Saunders has recommended to said Board that said road not be vacated:

WHEREAS The Dakota County Commissioners held a public hearing on said road March 3, 1980 not therefore

BE IT RESOLVED the Dakota County Commissioners shall permit the adjacent landowners to place a fence across said road providing that an autogate of at least 18' be provided and that said road shall remain open to the public.

The board visited the following proposed land fill sites.

- 1) Bill Ryan - 3/4 mile west of Jackson 1/4 mile north of old Highway 20.
- 2) Gene O'Neill
- 3) Jerry Sullivan 1 1/2 - 2 miles northwest of Jackson.
- 4) Jerry Beacom - East of Hubbard

Henry DeGraaff moved, seconded by Rohde to adjourn until Thursday March 20, 1980 to visit with the village of Homer trustees about the possibility of joint ownership of a building at Homer and then discuss the proposed landfill sites that they are visiting this afternoon.

Yea: DeGraaff, Rohde, Servine and Hirschbach.  
 Nay: None

ATTEST:

  
 THEODORE A. PIEPHO, COUNTY CLERK

  
 LARRY MORGAN, CHAIRMAN

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COMMISSIONERS MEETING  
 MARCH 24, 1980  
 BASEMENT MEETING ROOM

Chairman Morgan called the meeting to order at 9:00 a.m.  
 Present were: John Servine, Daniel Rohde, Gretchen Hirschbach, Henry DeGraaff, Larry Morgan & Ted Piepho Secretary.

Hirschbach moved, seconded by Servine to approve the minutes of March 17, 1980 meeting as presented.  
 Yea: Unanimous Motion Carried

The board discussed with Jerry Sides to backhaul inch and 1/2 rock from Omaha. They thought they would start on the road from Salem Lutheran Church South.

Ada Westover appeared before the board. She reported that March 13, 1974 she came before the board to start the rural water project and that she felt she should report back at the end to report on the NRD's annual meeting held about a week and a half ago. She also reported the National Weather Service is going to put water meters at the mouth of the creek to gauge the water.

Mildred Jorgensen appeared before the board for her monthly welfare report to the Board. She reported the following.

Nursing Homes	No.	Monthly Rate	Amount Paid
Green Acres	15	\$644.80	\$ 6,567.24
Cedars(Hartington)	6	531.65	2,547.30
Valley View (Pender)	3	642.94	692.53
Parkview Haven (Coleridge)	13	514.29	6,072.37
Matneys	20	671.77	11,262.82
Elms (Ponca)	1	643.87	342.10
Terrace Hill (Emerson)	9	566.37	3,877.39
Total:	67		\$31,361.75
Average per month	\$602.24		
Average per person	468.09	18% Dakota County Share=	\$5,645.12

ADC			
Cases	100	(Adults 86; Children 187)	94's 21
Grants	\$26,051.67	State and Federal Funds	
New Applications	10		
Approved	4		
Closed	7		
Rejected	4		
Reviewed	17		
Medical	\$15,907.47	State and Federal Funds	\$13,044.13
		Dakota County Funds	\$ 2,863.34

AABD (Old Aged and Disabled)			
Cases	78		
Medical Only Cases	134	Total 212	94's 24
Grants	\$4,354.42	State and Federal Funds	
New Applications	10		
Approved	1		
Closed	2		
Rejected	2		
Reviewed	25		
Medical	\$87,349.14	State and Federal Funds	\$71,653.69
		Dakota County Funds	\$15,695.45

FOOD STAMPS			
Households (Cases)	237		
Clients	673		
New Applications	89		
Approved	81		
Denied	10		
Bonus	\$21,663.00	Dakota County Funds	\$0.00

SOCIAL SERVICES  
 117 Cases ( Includes 16 Protective Services Cases)  
 13 Foster Homes (6 presently used involving 8 children)  
 34 Active Vendors  
 24 Registered Day Care Homes  
 5 Licensed Day Care Centers

MEDICAID	DAKOTA COUNTY	FEBRUARY, 1980
	TOTAL	Dakota County Share
ADC 109	\$15,907.47	\$2,863.34
OAA & Nursing 112	\$33,386.75	\$6,009.62
Home AD & Nursing 53	\$34,110.75	\$6,139.94
Home AD 4	5,068.70	912.37
Medicare 71	617.70	111.18
Premiums		
TOTAL	\$89,091.37	\$16,036.45

Adjustments		
Green Acres (9/79)	\$14,165.24 (+)	
Marian Health Center 7-79	150.00 (-)	
	2.20 (-)	
	<u>+14,013.04</u>	\$2,522.34
TOTAL DUE	\$18,558.79	

MEDICAID PAYMENTS		
March 1979	\$11,574.85	Paid in January 1980
April 1979	\$10,000.20	Paid in February 1980
May 1979	\$11,859.92	Paid in March 1980
June 1979	\$10,968.68	
July 1979	\$11,722.51	
August 1979	\$ 8,335.07	
September 1979	\$ 8,350.05	
October 1979	\$5,312.03	
November 1979	\$9,118.59	
December 1979	\$10,114.27	
January 1980	\$ 8,718.78	
February 1980	\$18,558.79	
Balance Due	\$91,198.77	

Gretchen Hirschbach said that Dr. Walston had called her and asked that the county send a letter to the appropriate health agency that Dakota County be designated as a medically underserved area.

Hirschbach moved that Dakota County be designated as a medically underserved area and that a letter be sent to the appropriate health agencies to notify them of the Commissioners designation.

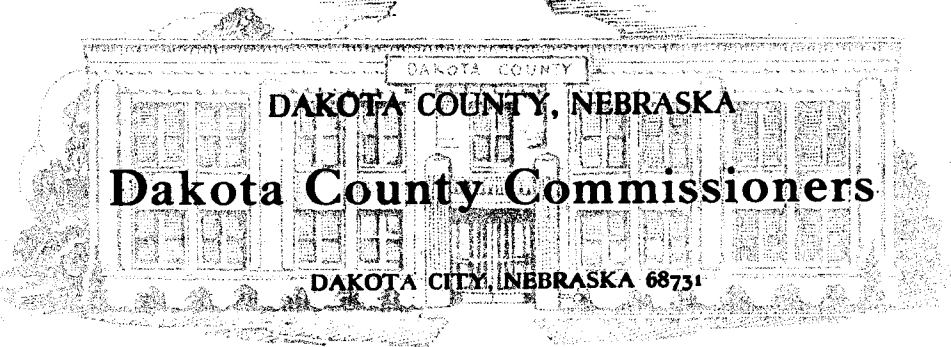
Unanimous Motion Carried.

The Board discussed the hiring of part time help.  
 The board agreed to hire Leland Armbright, Dick McNier and Willis Roeber to haul gravel.  
 They agreed on paying \$4.25 per hour.

Hirschbach moved seconded by DeGraaff that the following letter from the tax commissioner (Fred Harrington) be read into the minutes.

Pursuant to the request of the Dakota County Commissioner's, I have reviewed the tape recording of the March 10, 1980, proceedings of the Board. This letter is to state unequivocally my position and the Department of Revenue's position in regard to the usage of the Nebraska Agricultural Land Valuation Manual.

In order to fully understand the meaning of LB 159, it is important to understand the factual circumstances which precipitated its passage. Prior to 1979, most assessors had completed a reappraisal or a revaluation of all property in their county. Many counties which reappraised did so in accordance with the Nebraska Land Manual, which was only a guideline at that time. While



RESOLUTION

WHEREAS on January 15, 1980 Bert Harris and others petitioned the Dakota County Board of Commissioners to Vacate the following described Road, to-wit:

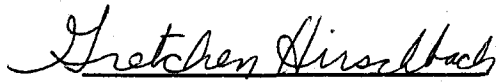
Beginning at the Center of Section 15, Township 27 North, Range 8E of the 6th P.M.; Dakota County, Nebraska and running thence one-half mile east to the East Quarter Corner of said Section 15.

WHEREAS County Highway Superintendent George Saunders has recommended to said Board that said road not be vacated:  
now therefore

BE IT RESOLVED by the Dakota County Board of Commissioners that a public hearing regarding the vacation of said road be held at 10:30 A.M. Monday, March 3, 1980, in the basement meeting room of the Dakota County Courthouse in Dakota City, Nebraska.  
Adopted this 4th day of February, 1980.

DAKOTA COUNTY  
BOARD OF COMMISSIONERS

Board member John Servine  
moved the adoption of said  
resolution

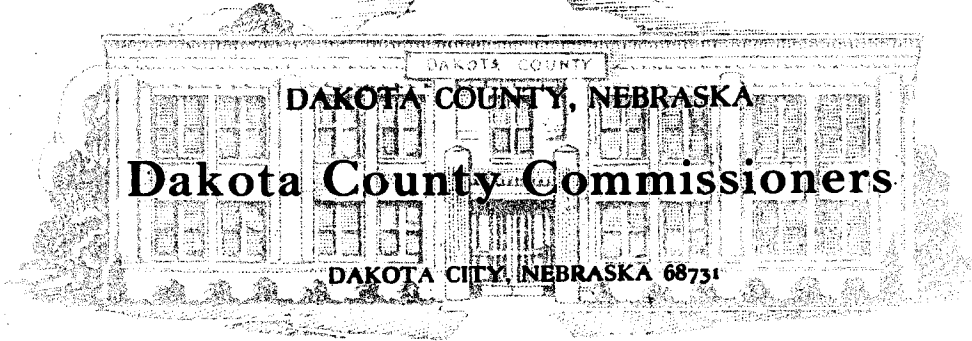
 GRETCHEN HIRSCHBACH  
Vice Chairman

Roll Call: 3 Yea, 0 Nay  
Larry Morgan, absent

ATTEST:

THEODORE A. PIEPHO  
COUNTY CLERK  
(SEAL)

(Pub. Febr. 7, 14, 21, 1980)



RESOLUTION

WHEREAS on January 15, 1980 Bert Harris and others petitioned the Dakota County Board of Commissioners to vacate the following described road, to-wit:

Beginning at the center of Section 15, Township 27 North, Range 8E of the 6th P.M.; Dakota County, Nebraska and running thence one-half mile east to the East Quarter Corner of said Section 15.

WHEREAS County Highway Superintendent George Saunders has recommended to said Board that said road not be vacated:

WHEREAS: The Dakota County Commissioners held a public hearing on said road March 3, 1980.  
now therefore

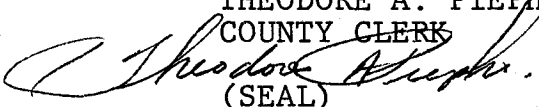
BE IT RESOLVED The Dakota County Commissioners shall permit the adjacent landowners to place a fence across said road providing that an autogate of at least 18' be provided and that said road shall remain open to the public.

DAKOTA COUNTY  
BOARD OF COMMISSIONERS

Board member Rohde Seconded  
by DeGraaff moved the adoption  
of said resolution.

LARRY MORGAN  
Chairman

Roll Call: 4 Yea, 0 Nay

ATTEST:  
THEODORE A. PIEPHO  
COUNTY CLERK  
  
(SEAL)



some counties used these guidelines exactly, others modified them in varying degrees. Other counties were reappraised by a variety of other methods which were devised by the individual assessors. Because of this lack of a uniform approach to valuation throughout the counties, the State Board of Equalization and Assessment adjusted values in 1978 and again, more drastically, in 1979 in an attempt to secure some measure of equalization. One also must not forget that the threat of LB 8, providing for the computerized centralized assessment of all property in this state, was looming over the heads of all county officials during this time frame.

With this background in mind, it is not difficult to understand why the county officials recommended to the Legislature that a uniform approach to valuation be binding on all counties.

There is absolutely no doubt in my mind that the Legislature, through the passage of LB 159 in 1979, intended to make the use of valuation manuals published or endorsed by the Department of Revenue binding on all county officials. Senator Carsten's Statement of Purpose on LB 159 is quoted verbatim as follows:

The following constitute my reasons for this bill and the purposes which are sought to be accomplished thereby:

The intent of LB 159 is to put into statute a request that was received by our Oversight Committee as we traveled across the state on hearings this past summer.

It appears that while the Valuation Manuals were distributed to every county to be used as a guide in determining valuations, that perhaps all were not using them as they were intended.

It is in that light and with that request that our Oversight Committee voted to introduce a bill making use of the Manual mandatory by all counties.

Fred Naber, on behalf of the County Officials' Legislative Committee, voiced overwhelming support for LB 159 and welcomed uniformed valuation standards.

It is difficult for me to understand how anyone can interpret this clear mandate of the law as authorizing a discretionary use of the manuals by county assessors. It is basic in the construction of a statute to assume that the Legislature wanted and intended to alter the status quo.

Any representation to the contrary is a deliberate subversion of the intent of the Legislature. Furthermore, representation by a taxpayer or representative of a taxpayer that LB 159 authorizes discretionary use of the manual is the result of either a misconception of the law or an attempt to buffalo the county board. Further, I strongly resent me or a member of my staff being used as a vehicle to promote an obvious lack of understanding of the law.

I would be happy to personally discuss this matter with the Board if you should so desire. In the event that I can be of any further assistance to you, please do not hesitate to contact this office.

Sincerely

Fred A. Herrington  
State Tax Commissioner

cc: Mr. John Servine  
Mrs. Gretchen Hirschbach  
Mr. Daniel J. Rohde  
Mr. Henry DeGraaff  
Mrs. Joy K. Nixon

Gene Sturm from SIMPCO appeared before the board to let them know that the Planning and Zoning Commission did not wish to change the zoning regulations outlined in Section 505.5 item number 2 under no condition shall a sanitary landfill be permitted within:  
(Item 2) One thousand (1,000) feet of a federal aid primary or secondary highway, unless provisions for screening the site from view have been made. The County Board shall determine what constitutes adequate screening.

Klem Dean (custodian) appeared before the board and reported to the board that to replace the bad boiler with a new one would cost about \$3,300. To send the old boiler back to have it repaired would cost about \$1,500 and there would not be any guarantee on it.

Maurice Redmond (County Attorney) was asked to draw up an agreement between Dakota County and the Village of Homer containing the pertinent details  
Agreement between County and Homer,

Homer to provide:

1. Perpetual lease on site
2. Half of cost of security fence
3. Security light
4. 1 walk in door to building
5. 1 overhear door to building
6. Pay half of yard maintenance cost after 1980.

County to provide:

1. 50' x 80' pole building with 2-split sliding doors and 1 walk in door.
2. Insurance on the building
3. Provide rock and gravel in yard for 1st year.
4. Pay half of yard maintenance cost after 1980.

The County agrees to remain in building for a minimum of 5 years.  
Homer agrees to buy building from county after 5 years if county wishes to abandon site.  
Price to be set as initial cost less 4% depreciation (straight line per year.)  
Payments to be made over 5 year period. No payment will be required for county share of security fence.

Mr. Redmond called LB 710 to the attention of the board and recommended they oppose this bill for the following reasons:

1. Shifting the expense from municipalities to the county.
2. Unclear method of delivering the cost of such services and number.

3. An added work load on the County Attorney.

Mr. Redmond was asked if the county could contract a private individual to operate a county landfill. Mr. Redmond said that he had run accross an Attorney Generals opinion that said the county could not do so.

DeGraaff moved, seconded by Servine to convene as Board of Equalization.  
 Unanimous Motion Carried 11:40 A.M.

Mr. Ted Mayberry appeared before the board in behalf of the Fraternal Order of Eagles Aerie #2492. He supplied the board with a financial statement of the Eagles.

Total Receipts	
from all sources:	\$149,971.44
Total expenses	\$149,887.23
Net Profit	84.21

Expenses include building payments, utilities, licenses, taxes, wages, and maintenance. In addition the following donations to charitable and civic functions are a part of our program:

Heart Fund	\$1,475.00
Cancer Fund	1,650.30
Senior Citizens	1,500.00
Scholarships	
South Sioux City	2,000.00
So. Sioux Band	1,000.00
Dakota County	
Swimming Pool	500.00
Dakota County Boxing	
Association	300.00
Dakota County	
Needy family	500.00
Nursing Homes	
Christmas	200.00
Baseball sponsor	400.00
	<u>\$9,325.80</u>

He also exhibited letters from other sister clubs within Nebraska and stated that these indicated the majority are 50% exempt.


Rohde moved, seconded by Servine to authorize the Fraternal Order of Eagles Aerie # 2492 a 50% exemption.

Servine moved, seconded by Rohde to reconvene as Board of Commissioners.  
 Unanimous Motion Carried. 11:50 A.M.

Hirschbach moved, seconded by DeGraaff to send a letter to the State Senator in opposition to L.B. 710 because of the shifting of expenses from municipalities to the county, an unclear method of determining cost of services and an added work load on the County Attorney.  
 Unanimous Motion Carried

DeGraaff moved, seconded by Servine to adjourn.  
 Unanimous Motion Carried 12:01 P.M.

ATTEST:

  
 THEODORE A. PEIPHO, COUNTY CLERK

  
 LARRY MORGAN, CHAIRMAN

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COMMISSIONERS MEETING  
 APRIL 7, 1980 PROCEEDINGS  
 BASEMENT MEETING ROOM

Chairman Morgan called their regular meeting to order at 9:00 A.M.  
 Present were: John Servine, Daniel Rohde, Gretchen Hirschbach, Henry DeGraaff, Larry Morgan and Ted Piepho, Secretary.

The board discussed briefly the hiring back of Robert Wiese for the summer. Chairman Morgan read the resume of Robert F. Corkin who applied for the Highway Superintendent vacancy. The board directed the county clerk to set up an appointment with Mr. Corkin for 7:00 P.M. Tuesday April 8, 1980.

Hirschbach moved, seconded by Servine to approve the minutes of March 24, 1980 as typed.

Chairman Morgan read the letter from Fred Sebesta stating the County could have a private contractor operate a landfill. Fred sent a copy of LB. 22 in support of his letter.

Stan Bridenbaugh appeared before the board and he was of the opinion that the valuations of Ag-land are to high. His biggest concern was land adjacent to drainage ditches and there is inconstancy of the value of land according to the soil map. Stan said that ground along the drainage ditches has a potential of flooding but yet valued the same as that land which doesn't have the potential of flooding.

Henry DeGraaff said that their is also land that water does not run off and just sits in the field.

Stan also noted that the soil map the assessors use is an old map. Joy recommended that Stan file a protest so the board can look at the situation later.

Ada Westover said there is quite a discrepancy between the SCS book and the ASCS ones. ASCS saying so many acres are farmable and they put it down in black and white. The SCS book is what you folks go by. There is also a discrepancy on what the ASCS says we can farm and the number of acres on our deed. Ada asked if we pay any attention to the ASCS reports of farmable acres.

Mr. Morgan said that information is usually brought in first about protest with Board of Equalization. Larry said that there was a discrepancy throughout the county that the assessor has more acres than on the deed. We may need to get an attorneys opinion on this.

Ada asked that if the Board of Equalization makes a decision to give someone some relief whether it should be added back the following year. Mr. Morgan asked if this happens when they changed the class of land. Ada informed them that it was. The Board said that this should not have been changed the following year. Joy said she would have to check her cards to see if it was or not.

Bruce Smith appeared before the Board on the latest increase in valuation on all agriculture land in Dakota County. I would like to read a statement that I prepared for the record outlining my personal feelings as well as his clients. This letter was made part of the Board of Equalization records later in this meeting.

Larry asked Joy if there was any increase of urban property for 1980. He also asked what percentage increase was added the Ag-land for 1980. Dan Rohde thought 20 to 24% and Bruce said in some cases more than that.

Bruce Smith read the following introductory remarks from the Nebraska land manual. The manual is a tool for assessors to use along with other indicators of value when applicable to arrive at supportable actual value for ad valorem tax purposes, then I will read from the manual. The Nebraska Agriculture valuation land manual is a guide and an assessors tool and it should be only used with good sound judgement which is an important ingredient in any appraisal.

Bruce asked the board that something be done and you would be doing everybody a favor to bring this thing to a head.

Joy commented that these people here should go to the legislature and talk to them before they adjourn April 19th. They should see the Governor while they are there because he is the chairman of the Board of Equalization and also would like to see the legislature to make farm land on earnings. L.B. 159 affects not only Dakota County but it is statewide. If the County Board of Equalization would roll back valuations to 1979 they would need, you people's support at the state Board of Equalization hearings. County officials can't do it alone, but need the support of the people of the County such as a group like this.

Bruce said the thing this Board should be concerned with is immediate action. You could file a petition for declaratory relief and roll back in taxes would force other counties to get involved. The declaratory relief would in essence take you off the hook before the tax commissioner and the State Board of Equalization for being sited in and worrying about it.

Bruce said what I proposed in my statement, I would appreciate if the Board would strongly consider and am hoping to see something happen. Hopefully there will be cooperation from the County Assessor's office, County Attorneys office and County Board to get this rolling. If there is opposition from any of these offices I think that board should go ahead and seek outside assistance if necessary.

40 Charles Beermann stated that he supported Bruce Smith's suggestion. He averages a to 45% valuation increase. as an individual tax payer, you the Board should represent me as an individual on this matter, we have very little input into it and have very little chance for us to be heard. One big problem is that it always comes up at our busiest time of the year. I don't agree that we should goin mass down to the legislature and State Board of Equalization because that is what you people, as County Commissioners, are elected for. I'm supporting this idea that you as representatives of myself and of the tax payers of Dakota County should take this thing seriously and should try and give us some assistance. As Dakota County we can be heard.

Walt Beermann agreed with Chuck and thought we should take legal action and roll back these real estate taxes.

Ed Farenholtz said he admired the concern and they have the same problem in Dixon County.

Gretchen expressed that it is true that we speak as representatives of the Board but none the less it is clearly more impressive and indication of more County concern when you appear with a sizable delegation and they give you more attention.

Gladys Rasmussen said she was unhappy with the residential valuation and asked how much the lots were assessed per foot. The board referred her to the assessor.

Jim Graham said he wanted to support what Bruce Smith and/others have said. I think the County should get a lawyer and attack this problem.

Bob Barclay submitted a building permit to erect a split foyer dwelling (28 x 40) in part of the NW $\frac{1}{4}$  Section 25, Township 28, Range 8. The board explained that this area was being considered as a landfill site and this would be within a 1000 feet of it.

Mr. Barclay said he still has a lease on this property and never has been notified that his lease was for this year. He hasn't gotten a written release. The board tabled the approval of this building permit to be discussed later.

Larry presented the engineering agreement/for normal field survey, grading and culvert plans, and bridge site survey Project No. RS 3940 (1) for the amount of \$2,990.00

Rohde moved Seconded by Hirschbach for the chairman Mr. Morgan to sign this agreement with Porter Ripa Engineering.

Mr. Morgan presented an Engineering agreement between Porter-Ripa Engineering and Dakota County to (1) Design the long span structural plate structure at Station 56 & 58.

- (2) Complete structural plans to state standards.
- (3) Complete and check quantities for.

Servine moved, Seconded by Rohde that the chairman sign the agreement between Porter-Ripa Engineering and Dakota County.  
 Unanimous Motion Carried.

The County Clerk submitted a bid by Mel Hegberg for \$325.00 to audit the '78 HUD account for Dakota County, South Sioux City and Dakota City.

DeGraaff moved seconded by Hirschbach to approve Hegberg's bid for the audit of the HUD account.  
 Unanimous Motion Carried.

Gene Sturm (SIMPCO) appeared before the board and wanted the board to approve the following claims:

Frank Smoot Construction Co., 1601 26th Street, Sioux City, Iowa	\$1,852.81 (Ted Cleveland)
Frank Smoot Construction Co., 1602 26th Street, Sioux City, Iowa	\$2,379.10 (Roy Homes)
SIMPCO Box 447 Sioux City, Iowa	\$1,807.67 (Administration)

Hirschbach moved, seconded by Servine to approve these claims subject that they are within the budget, under the '78 CDBG Grant.

Unanimous. Motion Carried.

The other thing Gene confronted the board as to who he should put on the license to operate a solid waste disposal area. Larry said he was to meet with Dennis Gann at noon and that Leonard Gill will be there and that meeting may continue tomorrow evening.

Robert Giese (county treasurer) reported the balances of all funds as of February 29, 1980. He also reported the CD's held by the County as of March 31, 1980. Bob discussed investing monies of the political subdivisions. The board recommended he get with the County Attorney.

The Board informed that the weed funds monies should be in a pass book savings and then every month when the claims are paid that the amount be transferred from the passbook account to the checking account.

The Board discussed Lou Pederson's building permit but referred it to the building inspector, for his approval.

Hirschbach moved, seconded by DeGraaff to convene as Board of Equalization.  
 Unanimous Motion Carried 11:36 A.M.

Servine moved, Seconded by Rohde to reconvene as Board of Commissioners  
 Unanimous Motion Carried 12:15 P.M.

Rohde moved, seconded by Servine to go into closed Session for Personnel and Labor matters.  
 Unanimous Motion Carried 12:16 P.M.

Rohde moved, seconded by DeGraaff to reconvene in open session.  
 Unanimous Motion Carried 12:38 P.M.

Servine moved, Seconded by Rohde to recess until Tuesday April 8, 1980.  
 Unanimous Motion Carried 12:40 P.M.

Meeting continued Tuesday evening April 8, 1980 at 7:00 P.M.

The Board interviewed Robert Corkin for the Highway Supt. position.

The Dakota County Commissioners continued its regular meeting as so authorized Monday. Nebraska Department of Environmental Control representatives Fred Sebesta and legal counsel Dick Hansen appeared before the board to express concern over South Sioux City's temporary landfill. Hansen told the board the limited capacity of that landfill due to the necessity of preventing pollution would prohibit its operation after four months at the very most.

Board chairman Larry Morgan told Hansen the board is proceeding as rapidly as it can at the present time. Sebesta said as far as the department is concerned, the Sullivan site at Jackson looks very good. He said he doesn't think the water level is a concern and doesn't anticipate any problems. Explaining the procedure to follow, Sebesta told the board an application must be submitted first, with a hearing to follow and then if approved, the department will proceed with engineering studies. He estimated those studies would take two or three weeks. The DEC will come up to help set up the landfill and will provide training for the operator either here or in Lincoln. The DEC is required by law to inspect the site twice a year and usually inspects more often than that.

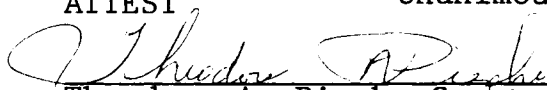
Morgan expressed a preference for having the county make the site application, as opposed to a private individual to eliminate any problems that might be caused if the private individual wished to discontinue operation. Operation of the landfill would be governed by an intergovernmental council composed of representatives of the participating agencies. Sebesta also appeared to prefer that option. In the event of any problems with the site, Sebesta said the DEC could institute action against the license holder or the county can proceed on its own. Sebesta said that Counties have more power than they have realized. Water diversion structures must be constructed before the site is operational. In response to county attorney Maurice Redmond's question, Hansen told the board no future regulations or guidelines which would affect the county are now planned, to his knowledge. Sebesta urged the board to limit access to the landfill to designated operators, keeping the general public out as much as possible.

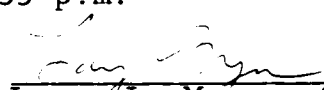
Hirschbach moved, seconded by DeGraaff to go into closed session to discuss contract negotiation.  
 Unanimous Motion Carried 8:25 P.M.

Rohde moved, seconded by Servine to reconvene in open session.  
 Unanimous Motion Carried 9:30 P.M.

Rohde moved seconded by Servine to adjourn.

ATTEST Unanimous Motion Carried. 9:35 p.m.

  
 Theodore A. Piepho County Clerk

  
 Larry L. Morgan Chairman

COMMISSIONERS MEETING  
 APRIL 14, 1980 PROCEEDINGS  
 BASEMENT MEETING ROOM

Chairman Morgan called their regular meeting to order at 9:00 A.M.  
 Present were: Gretchen Hirschbach, Henry DeGraaff, John Servine, Daniel Rohde, Larry Morgan and Ted Piepho secretary.

Rohde moved, seconded by Servine to approve the minutes of April 7, 1980 as corrected.  
 Unanimous Motion Carried.

Frank Bohac appeared before the board and said he would like to be considered for engineering services for the County and their Federal Aid Projects. The board and Mr. Bohac discussed the bridge between Stan Bridenbaugh and Gene Rohde. Mr. Bohac reported that he had the papers to the state but the county had to get quick claim deeds from the property owners for the right-of-way. The bridge is to be replaced with a tube.

Servine moved, seconded by Rohde to accept Great Plains bid of \$9,450 for a pole building with gutters as an option to the building.  
 Unanimous Motion Carried.

DeGraaff moved seconded by Hirschbach to adopt the following resolution on old highway 77.

WHEREAS the State of Nebraska will soon relinquish to the County of Dakota a hard-surfaced public road commonly called old highway 77 and more particularly described as beginning on the easterly right-of-way line of new U. S. Highway 77 at a point about 424 feet west and 62 feet south of the Center of Section 17, Township 28, Range 9 East of the sixth P.M., Dakota County, Nebraska, and running thence easterly and northerly along the easterly right-of-way line of new U. S. Highway 77 to a point on the section line about 926 feet east of the North  $\frac{1}{2}$  Corner of said Section 17, and running thence northerly and northeasterly in the Southeast  $\frac{1}{2}$  of Section 8, Township 28 North, Range 9 East of the sixth P.M., Dakota County, Nebraska, the west city limits of the City of Dakota City, and

WHEREAS the Board of County Commissioners of the County of Dakota has the lawful authority to prohibit or limit truck traffic on said road, pursuant to Neb. Rev. Stat. §39-6, 189 (reissue 1978), not therefore

BE IT RESOLVED by said Board of County Commissioners that any and all through truck traffic on said road is hereby prohibited, and

BE IT FURTHER RESOLVED that any person who is found guilty of violating said prohibited of through truck traffic shall be fined pursuant to Neb. Rev. Stat. § 39-6, 112 (Reissue 1978) as not in effect or as amended in the future, and

BE IT FURTHER RESOLVED that the Dakota County Highway Superintendent is hereby authorized and directed to mark said road with signs indicating said prohibition of through truck traffic, and

BE IT FURTHER RESOLVED that said prohibition of through truck traffic shall take effect immediately upon the relinquishment of said road to said county and shall remain in effect thenceforth.

Adopted this 14thDay of April, 1980, at Dakota City, Nebraska

ATTEST:

BOARD OF COUNTY COMMISSIONERS OF  
 THE COUNTY OF DAKOTA

s/ Larry Morgan

Chairman

s/ Theodore A. Piepho  
 County Clerk

Board member s/ Henry DeGraaff  
 moved the adoption of said  
 resolution.  
 Roll Call: 5 Yea, 0 Nay.

Unanimous Motion Carried.

Hirschbach moved, seconded by DeGraaff to convene as Board of Equalization.  
 Unanimous Motion Carried 9:35 A.M.

Hirschbach moved, seconded by DeGraaff to reconvene as Board of Commissioners.  
 Unanimous Motion Carried 10:06 A.M.

Chairman Morgan read a letter received from Jerry Beacom on behalf of L & B Enterprises stating that Bob Barclay only had a one year contract for 1979 for that property proposed by them for a landfill.

Rohde moved, seconded by Hirschbach to approve the building permit of Bob Barclay to erect a 28 x 40 split foyer in Section 25, Township 28, Range 8.  
 Unanimous Motion Carried.

Chairman Morgan read a letter from Dan Drain of the State DEC requiring a hearing on the application of Leonard Gill to operate a landfill on the proposed Sullivan site.

Hirschbach moved, seconded by Servine to publish and hold a hearing on the application to operate a landfill site by Leonard Gill Monday April 28, 1980 at 10:30 AM in the County Courtroom of the Dakota County Courthouse.  
 Unanimous Motion Carried

Gene Sturm appeared before the board and discussed a portion of an area on the proposed land fill site and that would be within the zoning of Jackson. Gene also presented a letter from Joe Morten to the City of South Sioux that there is an exclusion in their liability that removes coverage for any damage done by any escape of pollutants except when the release or escape is sudden and accidental.

Motion by Hirschbach, Seconded by DeGraaff to adopt the following resolution.

WHEREAS, the Nebraska Department of Roads, through the Federal Property Assistance Section, by authority of the Federal Property and Administrative Services Act of 1949, (40 USC 484) as amended, makes available federal surplus personal property to public agencies for public purposes and to nonprofit tax-exempt health and educational institutions, and

WHEREAS Dakota County Civil Defense Agency hereafter referred to as the Applicant, is desirous of utilizing the services and resources of this agency, and

WHEREAS, the Applicant certifies that it is a public agency or a nonprofit educational or health institution exempt from taxation under Section 501 of the U. S. Internal Revenue Code of 1954, and

WHEREAS, the Applicant further certifies that property is needed and will be used by the recipient for carrying out or promoting for the residents of a given political area one or more public purposes and for no other purposes, or

WHEREAS, the Applicant further certifies that property is needed for and will be used by the recipient for educational or public health purposes including research and for no other purposes, and

WHEREAS, the Applicant agrees that all items of property shall be placed in use for the purposes for which acquired within one year of receipt and shall be continued in use for such purposes for one year from the date the property was placed in use, and in the event the property is not so placed in use, or continued in use, the donees shall immediately notify the State Agency, and return said property to the State Agency as directed, and

WHEREAS, the Applicant further agrees to abide by all additional periods of restriction placed on property by the State Agency; that is, 30 months on all passenger motor vehicles and other items of property with a unit acquisition cost of \$3,000 or more, except for such items of major equipment on which the State Agency designates a further period of restrictions as indicated on the distribution document, and

WHEREAS, the Applicant further agrees that during the period of restriction, it will not sell, trade, lease, lend, bail, encumber, or otherwise dispose of such property without prior approval of the General Services Administration or the State Agency, and in the event property is so disposed of without prior approval of the General Services Administration or the State Agency, the Applicant will be liable for the fair market value or the fair rental value of such property as determined by the General Services Administration or the State Agency, and

WHEREAS, the Applicant certifies that it will file assurance of compliance with GSA regulations under Title VI of the Civil Rights Act of 1964, Section 605 of Title VI of the Federal Property and Administrative Service Act of 1949, as amended and Section 504 of the Rehabilitation Act of 1973, as amended, and

WHEREAS, the Applicant further agrees to remit promptly to the State Agency for all service and handling fees on property acquired, and

THEREFORE, BE IT RESOLVED, that the Applicant requests that eligibility be established to participate in the State Federal Property Assistance Program, and

BE IT FURTHER RESOLVED, that Jon C. Norris, Director be authorized to act on behalf of the governing body of the Applicant in acquiring federal surplus property and so obligate said governing body to the aforementioned certifications and agreements, and that such person be authorized, at his discretion, to further delegate authority to any agent of the Applicant organization for the purpose of acquiring surplus property for use by the Applicant Organization.

\_\_\_\_\_  
Signature of Board Chairman

\_\_\_\_\_  
Legal Title of Governing Body

\_\_\_\_\_  
Address

I, Theodore A. Piepho hereby certify that I am the Clerk of Dakota County of the Dakota County Commissioners and that the foregoing resolution is true and correct copy of the resolution adopted by the vote of a majority of the members of said Governing Body, present at a meeting on the 14th day of April, 1980 at which a quorum was present.

s/ Theodore A. Piepho

April 14, 1980

Larry Morgan signed the application for Dakota County Civil Defense Agency to be eligible for participation in the Federal Surplus Personal Property Donation Program.

Maurice Redmond appeared before the Board. He commented that he didn't think the County would be in a good position to file suit direct but still wanted to check the statutes and the intent of Legislature.

Bruce Smith affirmed his position he presented last week. Larry Morgan question an error because he had some land that went up like everybody else and then some didn't go up at all.

Maurice Redmond, County Attorney related instances the board could and could not hire independent attorneys in his opinion.

The board discussed the meeting at Norfolk to visit with other counties. Maurice informed the board he was going to seek assistance on this problem. The board agreed.

Bruce Smith said there were two weeks basically two ways to proceed.

Rohde expressed opinion to take lead in a roll back.

The County Clerk presented to the board a certified letter from Underwriters Adjusting Company, Certified No. 755878 concerning Donna Brooks a/k/a/ Donna Mariano vs Dakota County Nebraska. The board in turn presented it to the County Attorney. Maurice Redmond asked pertinent information to be included with the village of Homer on the joint building between the two named.

The board ask Maurice about the procedure of filing a protest on the land adjacent to drainage ditch. Maurice said that without looking into the law that they should file individually.

The Board set a meeting as Board of Equalization Thursday, April 17, 1980 to hear protests.

Rohde moved, seconded by DeGraaff to adjourn.  
Unanimous Motion Carried.

ATTEST:

  
THEODORE A. PIEPHO, COUNTY CLERK

  
LARRY MORGAN, CHAIRMAN

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COMMISSIONERS MEETING  
April 21, 1980, Proceedings  
BASEMENT MEETING ROOM

Chairman Morgan called their regular meeting of April 21, 1980 to order at 9:00 a.m. Present were: Gretchen Hirschbach, Henry DeGraaff, John Servine, Daniel Rohde, Larry Morgan and Ted Piepho, Secretary.

Dan Rohde commented that Lawrence Jepsen had told him the county needed another paddle scoop.

Hirschbach moved, seconded by Servine to go into closed session to discuss a welfare applicant.  
Unanimous Motion carried 9:05 a.m.

Bryon Brower appeared before the board. He said he had met with So. Sioux and private individuals to try and get their opinion on a solid waste disposal plant. He said that three advantages would exist,

- 1) Cost for disposal of garbage would not be any greater than now.
- 2) The energy used from it would be cheaper.
- 3) Company would make a profit.

In order for it to work all the metropolitan area would need to use it. He will have a meeting on it later for information and wanted to know if the Commissioners would be interested in one. The commissioners said they would be interested in attending the informational meeting.

Many concerned tax payers attended the meeting for an informal hearing on a roll back in taxes.

Lowell Beermann declared himself a spokesman for the delegation. He critized the circumstance of the county and said the assessments were getting out of hand.

Being that not everyone could not get into the meeting room the Chairman moved the meeting in the County Court room. The meeting resumed at 10:15 in the County Court Room.

Bruce Smith appeared at the meeting and took over as spokesman for the delegation of individuals. Bruce said that in speaking with his clients, and his previous meetings with the board that he thought the board knew what their position was. He wanted to know what the board found out in the county officials meeting at Norfolk. He went on about the two ways of changing the valuations.

- 1) a roll back to 1979.
- 2) percentage roll back last meeting in May.

He expressed the board should act immediately. A percentage roll back wouldn't be fair since some valuations went up 30% and others 45%.

Mr. Morgan said that at the County Officials meeting he found that very few counties would get involved. Talking about 3 neighboring counties, 1 for for, 1 is against and 1 is against any roll back. He added that he only found one county that would support that move. Commissioner Morgan also noted that the tax commissioner was there and LB 159 is state mandate and that the manual be used with those values. Irrigators valuation is higher than dry land. The way they determine that is based on a 5 year average per production and also the land value is used. Recent sales contribute to large increase in value.

Larry commented that the farmers are more willing buyers and that adds to the valuation increase. Much of the valuation is based on soil survey. Mr. Morgan indicated that last week he was in favor of a roll back but said at this point didn't know if it was the right thing to do. The first step is to get with assessors and review the parcels bordering Dakota County to determine whether all assessors followed the policies. When we get that information and then we can use that in our determination.

The County Board will be conducting hearings with County officials during budget time.

Commissioner Hirschbach said that valuation have to be fair among residential, agriculture and commercial. We need to find out if these valuations are fair.

Bruce Smith said the Board is missing the issue in written statements questioning the tax

commissioner to mandate the manual. We are talking about the authority to mandate the assessors to do it. The Assessor said she would not have done it if they didn't tell her it had to be. The Board should be leary of what the tax commissioner says because he is going to defend his actions and he feels its the boards responsibility to act. He commented that the board should stand up for Dakota County not the state, and that they would have the support of everyone here.

Ms. Hirschbach told Mr. Smith that his was lobbying for one group here but the Commissioners have to consider all residents of Dakota County.

Bruce said that an increase of valuation should be because it needs to be and not because the state says so.

Gretchen explained procedure of what would happen if the County would roll back valuations. Bruce said he didn't want the board to get scared.

Walt Beermann said he bought the sprinkle system, pays sales tax, sales tax on repairs, farms swamp land and now and then gets flooded outandHe thought they should pay on sales and income tax he said a few years ago they took personal property tax off. He commented on a few other personal issues. He concluded by saying it was time for our board to roll back, land should be taxed on its productivity and I think the board is within their rights to roll back.

Maurice Redmond (County Attorney) explained that the commissioners were concerned and were looking at whats best for everyone in the county and not just one group. He said that before litigation we want to be sure that we have a shot at winning. He said you don't always have to win the case itself but to win something. Mr. Redmond said litagation would be expensive.

Bruce Smith said that litagation wouldn't have to cost that much because we have a County Attorney and he is paid on a base salary to act in behalf of the county.

Mr. Redmond said that he was understaffed and that crime is the number 1 priority of his office.

The Commissioners closed the hearing at 11:40. Some went to lunch and some went to the regular meeting room to review the claims.

Rohde moved, seconded by Servine to approve the minutes of April 14, 1980 as typed.  
Unanimous Motion Carried.

Rohde moved, seconded by Servine to approve the building permit application applied for by the county to erect a 50' x 80' building at Homer.  
Unanimous Motion Carried.

Servine moved, seconded by Rohde to authorize the county attorney to hire outside legal counsel for advise on 1980 real estates valuation on the agriculture land.  
Unanimous Motion Carried.

Maurice commented that he was going to hire someone for child support.

Hirschbach moved, seconded by DeGraaff to approve the following 78 CDBG claims.  
Frank Smoot Construction, 1601 26th St, Sioux City, Ia. \$2,409.83 (For Ethel Cain House)  
Jim Fleming and Son Construction, Sioux City, Ia. \$1,262.10 (Mabel Voss House)  
Frank Smoot Construction, 1601 26th St, Sioux City, Ia., \$1,322.14 (Roy Holmes House)  
Frank Smoot Construction, 1601 26th St.,Sioux City, Ia., \$375.00 (Rosie Roost House)

Gene Sturm appeared before the board to get necessary information to organize the hearing on the land fill Monday April 28, 1980.

Goldie Voss appeared before the board wondering when she was going to get paid for some easement purchased by the county and also the fee for moving her fence.

The Commissioners told her that she would be paid as soon as the county attorney gets the Quit Claim Deed drawn up. The Voss's submitted a copy of the agreement between them and Dakota County agreeing to move the fence for proof.

Hirschbach moved, seconded by DeGraaff to approve the following claims submitted by the county clerk for payment.

COUNTY ROAD FUND:

Social Security \$639.53, Blue Cross \$402.76, Salaries, George W. Anderson \$791.00, Leland Armbright \$333.63, Richard McNear \$366.56, Willis J. Roeber \$170.00, Donald Belt \$868.78, Caleb Chapman \$828.62, Walter Heinemann \$854.00, Robert L. Jacobsen \$823.00, Lawrence Jepsen \$1000.00, Kurt Johnson \$791.00, Walter N. Johnson \$918.00, Arnold J. Mellick \$885.00, Marlan Millard \$811.52, Earl Stading \$828.62, Adams Service \$592.69, Henry DeGraaff \$72.76, Midcon Equipment \$3.03, Marlan Millard \$36.21, Northwestern Bell \$63.23, Northwestern Bell \$28.86, Village of Emerson \$6.95, City of Dakota City \$46.34, Nebraska Public Power Dist. \$76.10, I.P.S. \$312.09, Missouri Valley Machinery Co. \$344.77, Independent Radiator Works \$24.50, M & S Company \$290.55, Anderson Co. \$14.45, Sieg \$18.88, Graham Brake Co. \$728.32, Motor Parts Central \$5.96, International Harvester \$201.77, Stephan's Welding Shop \$97.63, Sioux City Journal \$85.68, Omaha World Herald \$100.80, Minear Lock & Key Service \$14.25, Means \$42.15, Curtis Industries \$103.53, Auto Parts & Exchange \$132.40, Tagatz Hardware \$14.62, Kikker Knoepfler Co. \$2.38, Rockfort Industries \$198.94, Coast to Coast \$136.33, Clausen Electric \$38.64, Schoeneman Lumber Co. \$47.99, Hydraulic Sales and Service \$13.50, Monroe Welding Co. \$25.20, Premier Fastner Co. \$1.84, Sterling Spring \$107.24, So. Sioux Feed and Supply \$5.60, Joe's Surplus \$23.74, Northern Auto Parts \$395.72, Johnson Hardware Inc. \$15.82, Sioux Tool Service Co. \$13.65, Snap On Tools \$45.90, Higman Sand and Gravel Inc. \$200.94, Flaugh's Service Station \$1,419.68, Crystal Oil Co. \$23.01



Torticill Service Center \$22.90, Diamond Horseshoe \$385.22, Flaugh's Service \$182.10, Farmers Co-op Assoc. \$686.34, Warren Oil Co. \$658.11, Engel's Mobil Service \$91.95, So. Soo Oil Co. \$129.84, Mikes Auto Parts \$117.65, Firestone \$406.40, Firestone \$7.50, United Wholesalers \$35.05, Standard Bearing \$47.20, Condon Motors \$664.77, Tuckers Glass Shop \$46.56, Hirsch Awning Co. \$70.90,

REVENUE SHARING

St. Regis Paper Co. \$2,124.56, Nebraska State Bank \$2,145.50, Herman M. Brown Co. \$2,413.10.

ASSISTANCE FUND

Blue Cross \$233.50, Social Security \$422.40, Mildred Jorgensen \$1,396.66, Jeanine Bliven \$723.31, Margaret Boeshart \$1,080.29, Pauline Jensen \$1095.72, Patricia Lane \$967.68, Mary O'Dell \$659.12, Charlene Weber \$967.86.  
Mildred Jorgensen \$47.32, Margaret Boeshart \$10.03, Pauline Jensen \$7.31, Patricia Lane \$30.77, Charlene Weber \$35.70, Dakota County Extension Service \$5.00, The Business Reporter \$25.00, Credit Bureau \$50.00, AB Dick Products \$81.80, Sioux City Stationery Co. \$29.25  
IBM Corp \$45.44, Northwestern Bell \$198.82, Dr. Cecil Cunningham \$15.00

POOR RELIEF

State Department of Public Welfare \$10,968.68,

DAKOTA COUNTY HISTORICAL SOCIETY:

Dakota County Historical Society \$360.89,

HIGHWAY SAFETY PROGRAM

County Treasurer \$1000.00, Motorola Inc. \$2,194.75, Dakota County Treasurer \$7100.00.


GENERAL FUND:

Social Security \$2,462.31, Blue Cross \$1,505.66, Larry Morgan \$541.66, Henry DeGraaff \$541.66  
Gretchen Hirschbach \$541.66, Daniel Rohde \$541.66, John Servine \$541.66, Theodore Piepho \$1,208.33, Mary Hinkle \$785.41, Eloise Gormally \$575.00, Margaret Rahn \$575.00, Myra Smith \$545.00, Robert Giese \$1,208.33, Irene M. Van Lent \$785.41, Judi Belt \$529.00, Charlotte J. Doenhoefer \$575.00, Ruth M. Jensen \$575.00, Nadine Johanson \$575.00, Mardell Sorensen \$444.72, Virginia A. Piper \$1,208.33, Betty J. Garwood \$785.41, Sharon M. Shannon \$575.00, William F. Whear \$1,208.33, Harvey Bates \$1,016.67, Jarold Gilson \$1,000.00, Danny Potts \$736.00, Linda Wilson \$740.00, Darlene Arneson \$126.00, Linda L. Lensink \$952.88, Cheryl Lundberg \$504.00, Earlean McCleain \$630.00, Neva Neal \$321.00, Pat Parkins \$409.50, Armon Todd \$736.00, Randy Walsh \$56.70, Maurice S. Redmond \$1,208.33, Martel J. Bundy \$1,250.00, Gloria Engelbrecht \$850.00, Gloria Engelbrecht \$400.00, Sharon Maslonka \$540.00, Joy K. Nixon \$1,208.33, Thelma E. Baugous \$785.41, Nellie June Beardshear \$575.00, Shirley Ann Bentz \$545.00, Dorothy J. Lundberg \$575.00, Lillian Rager \$575.00, Jeanette Ramirez \$545.00, Madelyn Thorsland \$575.00  
Nondas Vitols \$575.00, Klemett Dean \$1177.00, Harold Nelson \$381.50, Jon Norris \$45.50, Patricia Stingley \$625.00, Jon C. Norris \$583.34, Maurice Roady \$666.67, Lorraine Tillman \$1,050.00, Bonibel Chapman \$575.00, Dr. J. H. Walston \$215.00, Maxine Titler \$666.67, Kennard Eriksen \$879.16.  
So. Sioux City Star \$384.16, Redfield & Co. \$80.78, Northwestern Bell \$138.60, Sooland Business Forms \$70.42, Sooland Business Forms Inc. \$55.00, Sooland Business Forms Inc. \$30.39, Star Printing & Publishing Co. \$61.50, AB Dick \$12.96, Midwest Business Products \$58.40, Redfield & Company \$93.83, Sioux City Stationery Co. \$7.36, Robert Giese \$53.72, A-1 Check Protection \$110.00, N. W. Bell Telephone Co. \$49.99, Sooland Business Forms, Inc. \$23.98, Burrough's Corp. \$71.50, Burroughs Corp. \$724.90, General Business Equipment Co. \$1.60, Northwestern Bell Telephone \$65.17, Sioux City Stationery Co. \$8.77, Redfield & Co. \$94.84, Executive Copy Systems \$103.56, General Business Equipment \$28.50, Mid West Business Products \$33.37, Norfolk Printing Co. \$39.16, Northwestern Bell Telephone \$96.32, Redfield and Company \$1,406.78, Sioux City Stationery \$6.28, West Publishing Co. \$60.00, William F. Whear \$380.20, Harvey Bates \$587.60, Jarold Gilson \$633.40, Eugene Persinger \$10.00, Danny Potts \$58.40, Armon Todd \$23.60, Western Union \$248.27, Security National Bank \$135.52, Northwestern Bell \$240.12, Sioux Valley Radio Engineering Co. \$108.46, Hewa Company \$32.45, Sioux City Stationery Co. \$180.59, Directory Service Co. \$62.50, South Sioux City Star \$32.72, Jack's Mens Wear \$56.30, Team Electronics \$30.00, Jerry Gilson \$14.00, Leos Service \$222.05, Leos Service \$101.18, Harvey Bates \$6.59, Jerry Gilson \$6.18, Sheriff Department \$766.50, William F. Whear \$90.00, West Publishing Co. \$69.00  
State of Nebraska \$8.24, Northwestern Bell Telephone \$108.95, Sioux City Stationery Co. \$33.07  
Mid West Business Products \$33.13, General Business Equipment \$20.00, Warren, Gorham, and Lamont, Inc. \$48.00, F. A. Davis Co. \$82.08, Shooting Times \$8.97, Executive Leasing Inc. \$155.44  
Martel J. Bundy \$58.14, Joy K. Nixon \$172.14, U. S. Department of Agriculture \$650.00, Northwestern Bell Telephone \$106.18, Redfield & Co. \$28.47, R. C. Booth Enterprises \$25.16, General Business Eqt. Ltd. \$5.50, Modern Office Enterprises Ltd. \$47.63, Precision Typewriter Works \$18.50, Standard Blue \$54.69, Klemett Dean \$25.00, Marc Chemical Co. \$112.20, Northwestern Bell \$19.57, Ensco \$57.11, Torticill Service Center \$32.80, Means Towel \$27.84, Clausen Electric \$146.40, G. & G. Farms \$45.00, Bahr Plumbing \$485.00, T. & D. Service \$20.00, Tucker's Glass \$7.25, Tagatz Hardware \$7.63, I.P.S. \$623.00, City of Dakota City \$977.75, Western Paper \$97.39, Coast to Coast \$19.19, Dakota County Extension Service \$1200.00, Northwestern Bell \$58.60, Northwestern Bell \$34.82, Maurice A. Roady \$274.36, Sooland Business Forms \$102.36, Redfield and Company Inc. \$14.50, District Judge's Office \$348.21, Sioux City Surgical Co. \$834.00  
Northwestern Bell \$28.27, Precision Typewriter Works \$35.00, Allied Office Machines \$30.10  
Lorraine Tillman \$111.01, Wayne Wheeler \$210.00, State of Nebraska, Sioux City Stationery Co. \$10.58, Northwestern Bell \$25.33, Northwestern Bell Telephone \$20.45, Kennard Eriksen \$15.00  
Porter Construction \$70.00, Mr. Brad Stolpe \$70.00, So Sioux City Star \$8.13, Northwestern Bell \$21.95, Maxine Titler \$15.64, Maxine Titler \$14.95, Sioux City Stationery Co. \$1.50, Riverside Publishing Co. \$65.17, Hammond & Stephens Co-Ed Pub. \$50.77, Kennard Eriksen \$46.96, Region IV Office of Developmental Disabilities \$1,545.00, Ted Piepho \$31.55, Northwestern Bell \$9.45  
Theodore Piepho \$7.00, Region IV \$2,224.75, City of So. Sioux City \$14.81, United States Leasing \$87.12, Northeast Nebr. Ass'n of County Officials \$100.00, Melvin L. Hagberg \$100.00, Dakota County Treasurer \$30.00, Dakota County Treasurer \$160.00, Dakota County Treasurer \$1000.00, Bancroft Whitney Co. \$45.00, Maurice S. Redmond \$4,150.00, William Homeber \$87.50, Sandra K. Inkster \$332.00, Sandra K. Inkster \$122.50, Sandra K. Inkster \$52.50, Robert A. Wichser \$427.40, Robert Scoville \$70.00, Robert Scoville \$86.25, Robert Scoville \$112.50, Golby C. Uhler \$231.50, Golby Uhler \$192.50, William Homeber \$175.00, West Publishing Company \$32.50, Bancroft-Whitney Co. \$103.80, Unlimited Printing & Systems \$18.50, Executive Copy Systems \$9.02, Northwestern National Bank \$200.25, Clerk of District Court \$37.00, County Court \$51.00.

Hirschbach moved seconded by DeGraaff to adjourn

Unanimous Motion Carried 2:30 P.M.

ATTEST:

  
 THEODORE A. PIEPHO, COUNTY CLERK

  
 LARRY MORGAN, CHAIRMAN

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COMMISSIONERS MEETING  
 APRIL 28, 1980  
 BASEMENT MEETING ROOM

Chairman Morgan called their regular meeting of April 28th to order at 9:15 a.m.  
 Present were: Gretchen Hirschbach, Henry DeGraaff, John Servine, Daniel Rohde, Larry Morgan and Ted Piepho, Secretary.

Hirschbach moved, seconded by Servine to convene in closed session to discuss litigation on injunction served concerning the proposed landfill site north of Jackson.  
 Unanimous Motion Carried 9:16 a.m.

Rohde moved, seconded by Hirschbach to reconvene in open session.  
 Unanimous Motion Carried 10:05 a.m.

Bonnie Monahan appeared before the board that her road was to have been up graded and that it hadn't been done yet. The board assured her that it would be done in the near future.

Servine informed the other board members that there was a 50' multiplate laying in the Walt Pedersen's field.

The board proceeded to the county court room for a public hearing on the proposed land fill site north of Jackson.

Chairman Morgan opened the public hearing in the county court room at 10:35 a.m.

Hirschbach moved, seconded by Servine to adjourn the hearing until further notice is given to continue it at a later date.  
 Unanimous Motion Carried. 10:40 a.m.

The County Board of Commissioners returned to their regular meeting room at 10:50 a.m.  
 Rohde moved, seconded by Servine to approve the minutes of their April 21st meeting as corrected.  
 Unanimous Motion Carried.

Rohde moved seconded by Servine that the county pay the fees for services performed in an engineering agreement for normal field survey, grading and culvert plans, and bridge site survey which was executed by the consultant the 11th day of March 1980 for Project No. RS-3940 (1).  
 Unanimous Motion Carried.

Servine moved to purchase a roll bar for the motor grader that was rolled. Servine withdrew his motion due to lack of a second.

DeGraaff moved, Seconded by Servine to purchase 18 culverts from Midwest Sales Company at \$13.95 per foot for a 30" tube and \$17.91 per foot for a 36" tube.  
 10 - 30" x 24'  
 4 - 36" x 24'  
 4 - 36" x 20'  
 Unanimous Motion Carried.

Servine moved seconded by DeGraaff that Larry Morgan and Dan Rohde be appointed as negotiation team for the Board.  
 Unanimous Motion. Yea: Servine, DeGraaff and Hirschbach.  
 Abstaining: Rohde and Morgan.

With no further business  
 Hirschbach moved seconded by DeGraaff to adjourn.  
 Unanimous Motion Carried 11:55 a.m.

ATTEST:  
  
 THEODORE A. PIEPHO, COUNTY CLERK

  
 LARRY MORGAN, CHAIRMAN

PUBLIC HEARING  
 10:35 A.M. Monday  
 April 28, 1980

Chairman opened the public hearing on the application of Leonard Gill to operate a solid waste disposal area northwest of Jackson at 10:35 a.m. The legal description of that site is as follows:

In a tract of land of the Southeast Quarter of the Southwest Quarter of Section 23, Township 29 North, Range 7 East. Starting 33 feet West of the South Quarter corner of said Section 23. Then North and adjacent to Quarter Section line, for a distance of 1274 feet. Then 90 degree left and West for a distance of 1113 feet, then 90 degree left and South for a distance of 1274 feet, then left 90 degree, and East for a distance of 1113 feet to point of beginning. Tract contains 32.5 acres more or less.

And thence in Section 26, part of the Northeast Quarter of the Northwest Quarter of Section 26, Township 29 North, Range 7 East. Starting 33 feet West of North Quarter corner of said Section 26. Then South and adjacent to Quarter Section line for a distance of 500 feet, then 90 degree right and West for a distance of 1113 feet, then right 90 degree and North for a distance of 500 feet, then right 90 degree and East for a distance of 1113 feet to point of beginning. Tract contains 12.8 acres more or less.

The purpose of this hearing was to take testimony regarding the landfill site northwest of Jackson, Nebraska. The Board of Commissioners was served this morning with an injunction.

To the Chairman and Board of County Commissioners, County of Dakota, State of Nebraska, Be it Known and herewith be advised an order for Temporary Injunction has been issued by the District Court of Dakota County enjoining you in the following particulars, to-wit: Respondents are enjoined from further intended action regarding the Application for the Operation and Maintenance of a Permanent Sanitary Land Fill Site located northwest of the Village of Jackson, Dakota County, State of Nebraska, on the real property more particularly described in Petitioner's Petition during the pendency of and final resolution of this injunctive proceeding pending before this court.

In view of this development I would ask for a motion from the board that this hearing be adjourned until a latter date.

Hirschbach moved, Seconded by Servine to adjourn this hearing until a latter date.  
 Unanimous Motion Carried 11:40 a.m.

Mr. Morgan declared this hearing adjourned until a latter date.

Mr. Golby Uhlir attorney for the opposition asked if we would be good enough to notify them of that date.  
 Chairman Morgan said "The continuation of this hearing will be published."

Mr. Uhlir asked if he might submit a petition containing the signatures of other protestants. Morgan said no testimony could be accepted at this point.

ATTEST:

  
 THEODORE A. PIEPHO, COUNTY CLERK

  
 LARRY MORGAN, CHAIRMAN

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COMMISSIONERS MEETING  
 May 5, 1980 Proceedings  
 BASEMENT MEETING ROOM

Chairman Morgan called their regular scheduled meeting to order at 9:03 a.m. Present were: G.Hirschbach, H. DeGraaff, J. Servine, D. Rohde, L. Morgan and T. Piepho, Sec. Arnold Mellick appeared before the borad and asked when they could start upgrading the county road to his future residence south of Willis. He noted there would be approximately 80 rods of road that needs work. The board thought they could get started this week.

Rohde moved, seconded by Servine to approve the minutes of April 28, 1980 as typed.  
 Unanimous Motion Carried.

The board discussed the contract for the joint building at Homer. Dan Rohde informed the board that he included a 16' door since the approval of contract. The board said that another contract should be drawn up.

Hirschbach moved, seconded by Rohde to table the signing of the contract with Great Plains for a 50 x 80' building and that another contract be presented with the additional door.  
 Unanimous Motion Carried.

Rohde moved, seconded by DeGraaff to approve the liquor application for Atokad Agriculture and Racing Association and Linda E. Clark applicant.  
 Unanimous Motion Carried.

Chairman Morgan read a memo from Jack Mills dated May 2, 1980 concerning LB 615, 658, 722 766, 499, 790 and LB 628 which was a bill to modify compensation and fees paid to County Sheriffs.

LB 628 was passed without the provision for salary increases for county sheriffs. However it does include an increase in jailer fees from three dollars per day to ten dollars per day. This has for most counties, a fiscal impact of approximately \$2,500 per year.

" We were sucessful in our efforts to remove the salary provision and many thought Governor Thone had agreed not to sign the bill without the salary and jailer fee provisions being deleted. The bill passed with 42 voting in favor and I am sure he was hesitant about vetoing the bill with that kind of support."

" The county board may enter into an agreement with the sheriff to provide for the actual costs for feeding of prisoners. If such a contract does occur the sheriff is not allowed the \$3.50 per day, per prisoner as now provided to him. In 1983 the county must provide for actual cost for the feeding of prisoners and the sheriff will receive no allowance for that purpose."

"This battle is not over with yet. We believe we have a good case to challange the constitutionality of the part of the bill that increases the jailer fee. This, to many of us, seems to be an increase in compensation for the sheriff, which if it is compensation is disallowed under the Nebraska State Constitution."

"Will your board support a challenge of this issue, knowing that it probably would have to go to the supreme court? Would they also be willing to help pay for such litigation?"

Hirschbach moved, seconded by Rohde to support the challenge of LB 628 and inform Jack Mills of the same.  
 Unanimous Motion Carried.

Hirschbach moved, seconded by Servine to convene in closed session to discuss personnel matters and litigation.  
 Unanimous Motion Carried. 9:45 A.M.

Rohde moved, seconded by Servine to reconvene in open session.  
 Unanimous Motion Carried. 11:20 a.m.

Servine moved, seconded by Hirschbach that the County Attorney be authorized to hire temporary help as his deputy.  
 Unanimous Motion Carried.

The Board discussed putting a roll bar on the motor grader that is to be repaired.

Servine moved, seconded by DeGraaff to purchase and install roll bars on the grader that is being repaired with the purchase of roll bars not to exceed \$1,200.00.  
 Unanimous Motion Carried.

Frank Bohac appeared before the board on the Hubbard-Jackson road. The board asked Frank Bohac to examine the plans for the Hubbard-Jackson road within a 66 foot right-of-way instead of going to a 80 foot right-of-way.

With no further business Chairman Morgan called for a motion to recess until Thursday evening at 7:30 P.M. to discuss possible litigation and personnel. Hirschbach so moved and Servine seconded to recess till Thursday evening at 7:30 P.M.  
 Unanimous Motion Carried.


THURSDAY MAY 8, 1980  
 7:30 p.m.

The Board met in closed meeting to discuss personnel and possible litigation on land values.

Hirschbach moved seconded by Servine to reconvene in open session.  
 Unanimous Motion Carried 10:56 P.M.

Hirschbach moved, seconded by Servine to adjourn.  
 Unanimous Motion Carried 10:57 P.M.

ATTEST:

  
 THEODORE A. PIEPHO, COUNTY CLERK

  
 LARRY MORGAN, CHAIRMAN

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COMMISSIONERS MEETING  
 MAY 12, 1980, Proceedings  
 BASEMENT MEETING ROOM

Chairman Morgan called their regular scheduled meeting to order at 9:00 a.m.  
 Present were: John Servine, Daniel Rohde, Gretchen Hirschbach, Henry DeGraaff, Larry Morgan and Ted Piepho, Secretary.

Hirschbach moved seconded by Servine to approve the minutes of May 5th as corrected.  
 Unanimous Motion Carried.

Robert Giese appeared before the board with a treasurers report. He reported the following fund balances as of April 30, 1980.

General Fund	\$165,051.45	Fire No. 2 Sinking	\$ 547.72
Poor Relief	21,857.94	Emerson Fire General	948.30
Fair Fund	4,381.99	Emerson Fire Sinking	267.69
County Roads	148,658.10	Waterbury Fire General	663.19
Soldier & Sailor	502.40	Waterbury Fire Sinking	646.83
Hunt Memorial	945.97	Drainage # 5	2,170.70
Historical Society	672.48	Education Service # 1	3,267.56
Weed Fund	17,809.46	NRD M.M. General	3,120.65
New Building Fund	19,064.12	NRD M.M. Sinking	181.35
Schools	427,602.87	Ponca Fire General	1,414.38
Cities	131,757.92	Ponca Fire Sinking	472.02
State and Co. Assistance	8,034.54	Omadi Drainage	4,152.37
Motor Vehicle Sales Tax	21,889.74	LENRD	600.63
Fines & Licenses	16,221.34	Tech. College General	4,704.95
Miscellaneous Sales Tax	1.22	Revenue Sharing	28,108.83
Inheritance tax	19,674.30	SID	2,354.84
Redemption	158.36	ADV.	252.00
Partial payment	6,927.21	Clerk of District Court	2,295.65
Fire No. 1	1,162.07	Fed. Grant Hwy. Safety Program	-19.39
Fire No. 2 General	678.09		

The following CD's were reported:

11-5-79	182 Day C.D.	5039	ASB	10,000.00	5-5-80	12.19
4-4-80	31 Day C.D.	01358	NSB	100,000.00	5-5-80	15.75
4-9-80	30 Day C.D.	01382	NSB	100,000.00	5-9-80	15.75
4-16-80	30 Day C.D.	6039	DCB	100,000.00	5-16-80	14.75
4-18-80	31 Day C.D.	01467	NSB	100,000.00	5-19-80	15.00
4-21-80	32 Day C.D.	01479	NSB	100,000.00	5-21-80	15.00
4-21-80	32 Day C.D.	101478	NSB	100,000.00	5-21-80	15.00
4-23-80	30 Day C.D.	01493	NSB	100,000.00	5-23-80	15.00
4-24-80	30 Day C.D.	1503	NSB	100,000.00	5-27-80	14.50
4-24-80	30 Day C.D.	01498	NSB	100,000.00	5-27-80	14.50
4-30-80	30 Day C.D.	1540	NSB	100,000.00	5-30-80	13.00
4-30-80	30 Day C.D.	1541	NSB	100,000.00	5-30-80	13.00

1-29-80	182 Day C.D.	01043	NSB	100,000.00	7-29-80	11.886
1-29-80	182 Day C.D.	01045	NSB	100,000.00	7-29-80	11.886
2-11-80	182 Day C.D.	20254	NSB	130,000.00	8-11-80	11.98
4-30-80	Passbook	600-478-4	ASB	1,300.00		5.25
4-30-80	Passbook	77-065-5	DCB	173,068.72		5.25
4-30-80	Passbook	015-273-0	NSB	320,281.58		5.25

Total C.D.'s and Passbook as of 4-30-80 \$1,934,650.30

Robert Giese reported that he received a letter from the City of South Sioux City and South Sioux School District 11 requesting that their Bond redemption funds be invested in such a manner that they receive the interest earned off of their money. South Sioux School District 11 also requested that their money be combined with the counties to get a higher rate of interest.

The County Treasurer and the County Board discussed the legal aspects of distributing interest income because of additional help required in the treasurers office. Mr. Morgan asked Mr. Giese about the deficit in the Highway Safety Program. Mr. Giese said that some state monies for claims didn't come in as expected.

Ms. Hirschbach suggested that a letter be written to the South Sioux Council, (through Mr. Larson) that the South Sioux City Bond fund has been in the red in December and March.

Mr. Eric Beermann appeared before the board with some questions on operating a landfill. The board informed him that they had a possible landfill site and that they should have a hearing on it first.

Judge McCluhan informed the board of a possible litigation involving a resident in the Beatrice institution. An attorney was appointed as legal guardian and Mr. McCluhan denied payment of the attorney fees for the resident because the state was paying for his care.

Hirschbach moved, seconded by DeGraaff to go into closed session to discuss personnel.  
Unanimous Motion Carried 10:30 a.m.

Rohde moved, seconded by Servine to reconvene in open session.  
Unanimous Motion Carried 10:40 a.m.

Hirschbach moved, seconded by Rohde that all offices shall deliver all mail to the old Commissioners room and deposit in a receptacle and that one person be designated by the board to run the mail through the postage meter and deliver to the post office.  
Unanimous Motion Carried.

Chairman Morgan opened the Commissioners mail. A letter was received from the Department of Housing and Urban Development. Enclosed was a copy of the approved Certificate of Completion of the 1977 CDBG. Another letter received from Robert Scoville concerned a tube installed under the County road lying west of the Northwest Quarter (NW $\frac{1}{4}$ ) of the Northwest Quarter (NW $\frac{1}{4}$ ) of Section 14, Township 29N, Range 7 East of the 6th P.M., Dakota County, Nebraska. The adjacent landowner (Mr. Albert Bradish) says that he suffers water damage due to the alternation of the tube in said Section, Township and Range.

The board reviewed an agreement from Middle Missouri NRD between Nebraska Games and Parks Commission and Dakota County under the interlocal Cooperation act; Sections 23-2201 thru 22-2207 RRS 1943-Secondary Road Right of Way Seeding Program.

Hirschbach moved, seconded by Servine to enter into agreement with Nebraska Games and Parks Commission for a period of one (1) year from May 1, 1980 to May 1, 1981.  
Unanimous Motion Carried

The Board of Commissioners and Frank Bohac went to the site of the Hubbard-Jackson road and discussed the upgrading of that road within a 66' right of way instead of a 80' right of way as on the one and six year road plans.

Servine moved, seconded by Rohde to adjourn.  
Unanimous Motion Carried 11:05 a.m.

ATTEST:

  
THEODORE A. PIEPHO, COUNTY CLERK

  
LARRY MORGAN, CHAIRMAN

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COMMISSIONERS MEETING  
MAY 19, 1980, PROCEEDINGS  
BASEMENT MEETING ROOM

Chairman Morgan called their regular scheduled meeting to order at 9:15 a.m.

Present were: John Servine, Daniel Rohde, Gretchen Hirschbach, Henry DeGraaff, Larry Morgan and Mary Hinkle, Deputy Co. Clerk.

Rohde moved, seconded by Servine to approve the minutes of May 12, 1980 as corrected.  
Unanimous Motion Carried.

Mildred Jorgensen (County Welfare Director) appeared before the board with a monthly

welfare report. She reported that she recieved \$8,350.00 from the state for 1978. Mildred asked if she could purchase two new typewriters from this money. The price of a new typewriter is \$864.00 and she would trade in two typewriters getting a total of \$180. trade in allowance. The Board approved for her to order the typewriters and to allow for it in the 80-81 budget year being thats when she would get them. Mildred reported that she is taking her vacation May 21st through May 28th.

Virginia Piper (Clerk of District Court) and Eileen Conway ( Associate Judge) appeared before the board requesting them to reconsider the mail policy. The Board asked that a meeting be scheduled with all offices using the postage meter at 8:30 a.m. May 27th to see if something can be worked out.

Jerry Sullivan appeared before the board and asked when the culverts that were suppose to be cleaned out was going to be completed. Commissioners told him this would be done as soon as they could.

The board discussed the contract with Great Plains to construct a 50 x 80 building at Homer.

Rohde moved, seconded by Servine to approve and sign the building contract with Great Plains to construct a 50 x 80 building with 16' eve height, 3-16x14' sliding doors, 1- walk door and colored steel for \$13,797.20 with gutters and down spouts by continuous gutter at current price.

Unanimous Motion Carried.

The board reviewed the budget report and requested to meet with the officers (June 2nd) that may go over their budget.

A letter was received from Dennis Gann (City Administrator of South Sioux) stating that Vince Kavanaugh's father in-law would lease 100 acres or so to whomever, for a purpose of a landfill.

Legal Description: West half of NW $\frac{1}{4}$  of Section 27, T28N, Range 6E, Dakota County, Nebraska.

The Board of Commissioners reviewed the claims submitted from the various offices. The board approved the following claims.

#### WEED FUND:

Social Security \$58.22, Blue Cross \$33.26, Paul M. Foreshoe \$800.00, Ruth B. Foreshoe \$25.00, Maurice Crofoot \$25.00, Paul Culbertson \$25.00, Elmer E. Nelson \$25.00, John Ryan \$25.00, George W. Shrader \$25.00, Paul Culbertson \$1.36, John Ryan \$4.25, George W. Shrader \$1.70, Elmer E. Nelson \$2.38, Maurice Crofoot \$1.53, So. Soo Oil Co. \$336.60, Torticill Service Center \$6.50, So. Sioux City Star \$48.23, Paul Foreshoe \$52.07, Bliven Welding \$3.00.

#### ASSISTANCE FUND:

Social Security \$422.40, Blue Cross \$233.50, Mildred Jorgensen \$1,396.66, Jeanine Bliven \$723.31, Margaret Boeshart \$1,080.29, Pauline Jensen \$1,095.72, Patricia Lane \$967.68, Mary O'Dell \$659.12, Charlene Weber \$967.86, Star Printing and Publishing Co. \$379.50, Mildred Jorgensen \$43.72, Margaret Boeshart \$18.70, Pauline Jensen \$6.97, Patricia Lane \$13.60, Charlene Weber \$98.60, South Sioux City Medical Clinic \$7.50, Northwestern Bell \$231.46, W. E. Reynolds \$20.00, Sioux City Stationery Co. \$21.10.

#### POOR RELIEF:

State Department of Public Welfare \$33,719.66.

#### DAKOTA COUNTY HISTORICAL SOCIETY:

Dakota County Historical Society \$1,364.89,

#### INSTITUTIONAL FUND:

Beatrice State Develop Center \$9,759.19. Lincoln Regional Center \$480.00, Norfolk Regional Center \$1,098.00.

#### FEDERAL GRANT HIWAY SAFETY PROGRAM:

Gene Persinger \$10.00, Law Enforcement Equipment Co. \$296.79, Motorola Communications and Electronics Inc. \$149.52.

#### DAKOTA COUNTY AGRICULTURAL SOCIETY:

Dakota County Agricultural Society \$2,500.00.

#### GENERAL FUND:

Social Security \$2,414.61, Blue Cross \$1,578.76, Larry Morgan \$541.66, Henry DeGraaff \$541.66, Gretchen Hirschbach \$541.66, Daniel Rohde \$541.66, John Servine \$541.66, Theodore Piepho \$1,208.33, Mary Hinkle \$785.41, Eloise Gormally \$575.00, Myra Smith \$560.00, Margaret Rahn \$575.00, Robert A. Giese \$1,208.33, Irene M. VanLent \$785.41, Judi Belt \$575.00, Charlotte J. Doenhofer \$575.00, Ruth Jensen \$575.00, Nadine Johanson \$575.00, Mardell Sorensen \$366.24, Virginia A. Piper \$1,208.33, Betty Jarwood \$785.41, Sharon M. Shannon \$575.00, William F. Whear \$1208.33, Harvey Bates 1,016.67, Jarold Gilson \$1000.00, Danny Potts \$900.00, Linda Wilson \$740.00, Gene Persinger \$1000.00, Darlene Arneson \$480.38, Linda L. Lensink \$502.43, Cheryl Lundberg \$302.40, Earlean McClain \$504.00, Neva Neal \$321.00, Pat Parkins \$256.73, Armon Todd \$900.00, Maurice S. Redmond \$1,208.33, Gloria Engelbrecht \$850.00, Martel J. Bundy \$50.00, Martel J. Bundy \$284.10, Luke Cosgrove \$510.00, Julie Engel \$280.00, George E. Crassby \$510.00, Joy K. Nixon \$1,208.33, Thelma E. Baugous \$785.41, Nellie June Beardshear \$603.25, Shirley Ann Bentz \$545.00, Dorothy J. Lundberg \$575.00, Lillian Rager \$608.24, Jeanette Ramirez \$603.25, Madelyn Thorsland \$575.00, Nondas Vitols \$608.25, Klemett Dean \$1,177.00, Harold Nelson \$287.00, Jon Norris \$87.50, Patricia Stingley, Sec. \$625.00, Jon C. Norris \$583.34, Maurice A. Roady \$666.67, Lorraine Tillman \$1,050.00, Bonibel Chapman \$575.00, Dr. J. H. Walston \$215.00, Maxine Titler \$666.67, Kennard Eriksen \$879.16.

GENERAL FUND:

So. Soo City Star \$13.62, So. Soo. City Star \$231.91, Nebr. Assoc. of Co. Clerks Registers of Deeds & Election Comm. \$10.00, Mary Hinkle \$2.38, Sooland Business Forms Inc. \$13.26, Redfield & Company \$149.23, Northwestern Bell \$135.41, Redfield & Co. \$2.74, Sioux City Stationery Co. \$15.16, Northwestern Bell \$61.93, Robert Giese \$50.15, Precision Typewriter Works \$2.50, Sooland Business Forms Inc. \$9.83, So. Sioux City Star \$139.23, Redfield & Co. \$238.04, Ben Franklin \$19.88, Des Moines Stamp Co. \$17.80, Sooland Business Forms, Inc. \$220.00, Precision Typewriter Works \$195.00, Chuck's Upholstery \$45.00, Northwestern Bell Telephone \$67.73, Clerk of District Court \$63.00, Nebraska State Bar Assoc. \$4.01, Western Paper & Supply Co. \$10.95, Virginia A. Piper \$65.76, William F. Whear \$364.20, Harvey Bates \$531.80, Jarold Gilson \$294.60, Armon Todd \$76.60, Danny Potts \$405.60, Western Union \$248.27, Security National Bank \$135.52, Northwestern Bell \$219.60, Leo's Service \$150.21, Leo's Service \$101.48, Joe Morten & Son Inc. \$177.00, Precision Typewriter \$135.00, Sioux City Stationery Co. \$20.74, Danny Potts \$4.87, William F. Whear \$93.00, Sheriff's Department \$948.50, Maurice S. Redmond \$220.71, Precision Typewriter Works \$90.00, Maurice S. Redmond \$2.50, Executive Leasing \$162.77, National District Attorneys Association \$17.50, Nebraska County Attorneys Association \$500.00, Nebraska County Attorneys Association \$70.00, The Business Reporter \$25.00, Northwestern Bell Telephone \$117.44, The Mines Press Inc. \$81.30, National Police Chiefs & Sheriffs \$24.50, Sioux City Stationery \$45.32, Redlers Professional Pharmacy \$49.44, Northwestern Bell Telephone Co. \$97.43, Thelma E. Baugous \$67.29, Joy K. Nixon \$204.10, Torticill Service Center \$8.90, So. Sioux Star \$10.92, Todd Home Improvements \$96.00, Klemett Dean \$25.00, B. E. Control Service \$59.52, Iowa Public Service \$806.00, City of Dakota City \$1,184.34, Western Paper & Supply Co. \$17.70, Means Towel Service \$46.40, T and D. Service \$20.00, Mid-American Research Chemical Corp. \$136.90, Northwestern Bell Telephone \$44.15, Robertson Implement \$37.67, Tucker's Glass Shop \$17.50, Tagatz Hardware \$9.02, Crystal Oil Co. \$4.50, Joy Nixon \$98.76, Minear Lock & Key \$3.50, Bahr Plumbing \$107.20, Northwestern Bell \$23.49, Dakota County Extension Service \$2000.00, Northwestern Bell \$61.37, Maurice A. Roady \$59.03, Northwestern Bell \$32.23, Redfield & Company Inc. \$531.60, Redfield & Company \$123.00, Kroghs \$18.36, So. Sioux City Star \$526.89, Northwestern Bell \$26.17, Lorraine Tillman \$129.71, Lorraine Tillman \$30.00, Hollar Stamp Co. \$16.48, Northwestern Bell \$215.96, State of Nebraska \$17.45, State of Nebr. \$2.28, Northwestern Bell Telephone \$20.45, Maxine Titler \$17.36, Northwestern Bell \$22.78, Hammond & Stephens \$16.04, Kennard Eriksen \$66.30, So. Sioux City Star \$8.13, Maurice S. Redmond \$123.11, Mohummed Sadden \$337.00, Joe Morten & Son Inc. \$5,007.00, Joe Morten & Son \$24,567.00, City of So. Sioux \$19.71, U. S. Leasing \$43.56, Pitney Bowes \$264.00, Joe Morten & Son Inc. \$3,015.00, Northwestern Bell \$9.45, Louis Pedersen \$50.00, Golby Uhlir \$280.00, Golby Uhlir \$105.00, Dennis J. Mahr \$50.00, West Publishing Co. \$206.00, Northwestern National Bank \$200.25, Executive Copy Systems \$19.37, William Binkard \$100.00, Sandra K. Inkster \$87.50, William L. Binkard \$772.33, Dennis J. Mahr \$409.50, George L. Hirschbach \$477.65, Dakota County Court \$40.00, Dakota County Treasurer \$1000.00, Richard E. Shugrue \$536.00, William E. Peters \$511.65, William Horneber \$70.00, Dakota County Sheriff's Office \$122.30.

COUNTY ROAD FUND:

Social Security \$787.95, Blue Cross \$430.14, George Anderson \$791.00, Leland Armbright \$864.88, Donald Belt \$854.00, Caleb Chapman \$835.46, Marvin O. Flaugh \$791.00, Walter Heinemann \$854.00, Robert L. Jacobsen \$823.00, Lawrence Jepsen \$1000.00, Kurt Johnson \$791.00, Walter N. Johnson \$918.00, Arnold J. Mellick \$885.00, Richard McNear \$935.00, Marlan Millard \$832.04, Willis J. Roeber \$844.14, Earl Stading \$835.46, State of Nebraska \$2,564.20, Warren Elec. Co. \$45.02, Ace Mobile Concrete \$216.69, Independent Radiator Works \$22.50, Great Plains \$1.10, Snap-On Tools Corp. \$19.96, Northwestern Bell \$27.36, Carlson Machine Co. \$15.45, Soo Rent All Inc. \$25.20, Stephans Welding \$8.65, Walensky Lumber \$189.00, Means Service \$80.91, Warren Oil Co. \$1,385.23, Adams Service \$429.41, Leland Armbright \$11.30, Torticill Service Center \$30.70, Minear Lock & Key \$15.37, Engel's Mobil Service \$344.95, Graham Brake Co. \$274.80, Mike's Auto Parts \$143.24, Dakota Auto Parts \$1.44, So. Soo Oil Co. \$1,208.20, Condon Motor \$71.70, Farmers Co-op Assn. \$14.50, Johnson Hardware \$17.89, Motor Parts Central \$4.04, Monroe Welding Co. \$25.20, Flaugh's \$1,306.01, Tucker Glass \$3.50, Tagatz Hardware \$33.27, Auto Parts Exchange \$174.69, Joes Surplus \$64.97, Midwest Service & Sales \$6,713.77, Crystal Oil \$155.61, Northern Auto Parts \$146.65, Northwestern Bell \$41.17, Iowa Public Service \$139.71, Cleveland Cotton Products \$143.04, Warren Electric Co. \$45.02, Hansen Machine Shop \$47.15, Kidder Knoepfler \$17.73, Kidder-Knoepfler \$203.84, Kidder Knoepfler \$178.01, City of So. Sioux \$73.80, Sioux Iron Co. \$36.96, City of Dakota City \$20.18, C. A. Anderson Co. \$19.35, Heisterkamp Implement Corp. \$71.04, Vans Used Trucks \$35.00, Anderson Drive-In \$11.95, Diamond Horeshoe \$1,574.40, Novelty Machine & Supply \$80.88, Premier Fastener Co. \$423.17, Homer Service \$327.91, Anderson Equipment Co. \$31.50, Village of Emerson \$5.00, Hydraulic Sales & Service \$5.90, St. Regis Paper Co. \$633.16, Herman M. Brown \$697.37, Brower Construction \$15.60, Firestone \$136.26, Firestone \$258.90, Standard Bearing \$10.96, Hayes Motor \$1.11, Bliven Welding \$15.94.

REVENUE SHARING:

Sides Grain \$2,791.82, Stalp Gravel \$3,846.50, Higman Sand & Gravel Inc. \$7,554.35,

The Board rejected a claim from Martel Bundy for 1½ days pay in May.

The Board of Commissioners moved their meeting to the Paddock at 1:10 p.m.

Hirschbach moved, seconded by Servine to hire Charles Wolle, an attorney from Sioux City to assist with contract on Union negotiations.

Unanimous Motion Carried.

The board met with Dan Drain, head of Nebraska D.E.C. They discussed landfill regulations. The board asked the County Clerk to get an opinion from Maurice Redmond (County Attorney) to schedule the continuation of the landfill hearing June 2, 1980 at 10:00 a.m. if legally possible.

Motion by Servine, seconded by Rohde to adjourn at 2:00 p.m.

Unanimous Motion Carried.

ATTEST:

*Theodore A. Piepho*  
Theodore A. Piepho, County Clerk

*Larry Morgan*  
Larry Morgan, Chairman

BOARD OF COMMISSIONERS  
May 27, 1980, Proceedings  
BASEMENT MEETING ROOM

Chairman Morgan called their regular scheduled meeting to order at 9:10 a.m.

Present were: John Servine, Daniel Rohde, Gretchen Hirschbach, Henry DeGraaff, Larry Morgan, and Ted Piepho, Secretary.

Rohde moved, seconded by Servine to approve the minutes of May 19, 1980 as typed.  
Unanimous Motion Carried.

The Board discussed a fence around the county building at Homer.

Servine moved, seconded by DeGraaff to install a 5 to 6' woven wire fence with two strands of barbwire at the top of the fence around the property at Homer.  
Unanimous Motion Carried.

County Clerk informed the board that the check protector needed replacement.

DeGraaff moved, seconded by Rohde to order a new check protector.  
Unanimous Motion Carried.

DeGraaff moved, seconded by Servine to convene as Board of Equalization.  
Unanimous Motion Carried 9:25 a.m.


Servine moved, seconded by Rohde to reconvene as Board of Commissioners.  
Unanimous Motion Carried 4:40 p.m.

Rohde moved, seconded by Servine to go into closed session with the County Attorney concerning legal council.  
Unanimous Motion Carried 4:41 p.m.

Servine moved, seconded by Rohde to reconvene in open session.  
Unanimous Motion Carried 5:25 p.m.

With no further business Chairman Morgan called for a motion to adjourn.  
Servine so moved, Rohde seconded.  
Unanimous Motion Carried 5:26 p.m.

ATTEST:

  
THEODORE A. PIEPHO, COUNTY CLERK

  
LARRY MORGAN, CHAIRMAN

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COMMISSIONERS MEETING  
JUNE 2, 1980 PROCEEDINGS  
BASEMENT MEETING ROOM

Chairman Morgan called the meeting to order at 9:00 a.m.  
Present were: Gretchen Hirschbach, Henry DeGraaff, John Servine, Daniel Rohde, Larry Morgan and Ted Piepho, Secretary.

DeGraaff moved, seconded by Hirschbach to approve the minutes of May 27, 1980 as typed.  
Unanimous Motion Carried.

William Whear, County Sheriff appeared before the board per the boards request to discuss the budget for the Sheriffs office for FY 79-80. Mr. Whear thought he would be about \$1,500 over his budget. There was an unexpected expense of \$1,042.00 for fuel on the new vehicle and \$197 for officers bonds. He added that mileage and board were but back by the Commissioners. Mr. Whear noted that the R Step deputy works from 3 p.m. to about 3 a.m. thats when most of the accidents occur according to R Step.

Larry Morgan ask William Whear to look at the possibility of having a central dispatch with So. Sioux on 911.

The County Clerk asked the board to pass a resolution that would enable him to pay the election board minimum wage because it was statutory that they would get \$2.30 an hour pay. The board said they could not do that because they would be held personally if they would go against the statutes.

The Board met with Eileen Conway because they had gone over their budget. Eileen said she wasn't prepared to explain the reason but she thought that 7% increase over last years budget should have been figured in and they have been cleaning out their civil cases and this has been an added cost.

Gene Sturm, Fred Sebesta and Dan Drain appeared before the board and asked if anything should be added to the agenda on the public hearing on the application for Leonard Gill to operate a landfill.

Larry Morgan asked Fred Sebesta if they could open the public hearing with the legal as it was in the public notice and if the board would wish to limit the landfill to Section 23 and exclude that portion of Section 26 if the boards finding from the public hearing were favorable to have that portion of the site as a county solid waste disposal area.



Fred Sebesta didn't know but Dan Drain (Director of DEC) said you couldn't increase it but you could decrease its area size.

The board proceeded to the court room at 9:56 a.m.

Board Chairman opened the public hearing in the county court commencing at 10:00 a.m.

Meeting of the County Board of Commissioners of Dakota County, Nebraska, was held on the 2nd day of June, 1980, commencing at the hour of 10:00 a.m., with all Commissioners present. The purpose of the meeting was a public hearing for the proposed landfill site one and half miles north of Jackson, Nebraska. This hearing was a continuation of the hearing postponed from the 28th of April, 1980. The object of this hearing is to take testimony concerning an application made by Mr. Leonard Gill of Jackson, Nebraska, on a proposed sanitary landfill site. Beginning with the agenda this morning, we will have a presentation by Mr. Fred Sebesta of the State Department of Environmental Control, on the operation of land fill sites in general and with possible some information on this site in particular.

At this time, a slide presentation on landfills around the area was given by Mr. Sebesta. The presentation showed landfill site uses after they had been used for landfills and litter fences. He also showed the sites being used and how they should look after daily cover.

Mr. Strum gave a presentation that followed a handout given to the commissioners. The handout showed the costs of developing the landfill and maintaining it. It also included costs for improving the road going to and from the site.

Mr. Leitschuck gave a presentation on the soils that are found at the site and gave information on the runoff.

Mr. Sebesta also informed the commissioners of the testing that had been done by Midwest Testing in Sioux City, Iowa. The tests revealed that the area is environmentally acceptable for a landfill as long as proper landfilling construction and procedures are used and the requirements of our department are adhered to. Some modifications in some of the areas may be needed to the soils such as compaction and so on.

~~Mr. Strum gave a presentation that followed a handout given to the commissioners. The handout showed the costs of developing the landfill and maintaining it. It also included costs for improving the road going to and from the site.~~

~~Mr. Leitschuck gave a presentation on the soils that are found at the site and gave~~

Mr. Sturm also gave a report on the zoning regulations in this area. He addressed himself to the minimum and maximum things the Board must consider before approving a landfill site.

The Chairman then informed the public that the commissioners would receive comments from the public. Mr. Horneber, an attorney from South Sioux City, spoke first informing the commissioners of the reasons the people of Jackson did not want the site in their community. He also offered a petition with 275 signatures on it objecting to the landfill and affidavits from several people, including the Jackson City Attorney.

Mr. Horneber: I represent a number of concerned citizens in or near the Jackson area and a number of adjacent land owners at or near the sanitary landfill site. I have a number of prepared written statements. The County Attorney and other legal members or other members of the act that was formally undertaken in regard to the temporary injunction have copies of this and I would like to give you copies. Members of the Board, of the prepared affidavits and written statements. (At this time Exhibit Nos. 3, 4, & 6 were marked for identification and are hereby made part of this transcript)

What I'm giving to the Chairman and will give to the other members of the Board is a petition containing 275 names of the Jackson community which would indicate their concern and opposition to the proposed location for a sanitary landfill site at or near Jackson. Also I have a number of affidavits that I will touch upon now and go into later in my presentation. One from the County Attorney--excuse me--One from the City Attorney of the Village of Jackson, one from the County Assessor of Dakota County, and one from the real estate developer and auctioneer, Mr. A. P. Idso and also map with some explanations on the location of the proposed site near the flood plain such as it exists near Jackson.

Mr. Chairman, if I may continue, in that to begin with the affidavit from the State of Nebraska which the County has attached to its petition to desolve the injunction earlier does involve a statement which is sort of at the core of our problem at Jackson. It involves a great deal of ifs, if the site is properly constructed, if it is properly maintained, if it is property filled and a large number of ifs. This is reiterated in Mr. Leitschuck's presentation. If the drain area is diverted sufficiently, if there's adequate cover maintained on the site and if the terraces are installed and if correct farming around and near the land site; certain problems shouldn't arise. Well, those problems, we maintain, continue and will arise. (Exhibit No. 5 marked for identification and is hereby made a part of this transcript) There is, in front of the Chairman, a booklet of photographs. It's not open. It is pictures of photographs taken of a rain just two nights ago. There wasn't sufficient time to prepare large photographs, but it would indicate the direction of the flow from the landfill site through the site across the north-south road that borders this on the eastside and would indicate the force of the water that flowed across there. Sufficient force to strand debris on all wires of the fence, to fill to capacity a 42 inch tube that runs through the ditch and over flow its capacity. The pictures speak for themselves much better than I can. I'd asked that before any determination is made that a review of this booklet be made.

According to the notice in the paper and has been throughout, this involves two separate pieces of property which has been joined for purposes of constructing a landfill some 45--some percentage acres. According to the affidavit, which is before you marked Exhibit A, of John C. Baker, the village attorney, he maintains and he deposes an oath that a certain portion of this landfill is within the zoning jurisdiction of the village of Jackson. Therefore, according to state law, the village of Jackson's approval is necessary in order that this site be further considered. We will submit the point and would object to the scope of the landfill such as it is and the nature of this hearing due to the absence of the village of Jackson.

Secondly, there are a number of community concerns that, although they were addressed in passing, we should reiterate our concerns at this point. The residents, long time residents, of Jackson, Nebraska, who have had their ancestry there and continue to live there and anticipate living there in the future, are concerned with ordinary seasonal or excessive rains in the northeast corner of Northeast Nebraska which have occurred in recent years and as short a period of time ago as two or three days. That the ground water, which includes well and spring water, will be contaminated from the seepage and/or natural runoff. And that there is a further objection to one of the legal record title holders of certain portions of this property. That he has sold the property under contract to an individual who is willing to least this property, but he still retains a legal interest in this property and is concerned that his property will be depreciated should the contract--should the property revert back to him.

Thirdly, there has been some mentioned of rodents and insect infestation, but the community around Jackson remains concerned that this is a health hazard. Not only for the surrounding landowners, but for the village of Jackson itself.

Fourthly, the odor, litter and insect problem will present itself to the village because of the prevailing northwesterly winds that are indicative of this part of the country. Another point which we feel should be brought to the county's attention is the is the economic burden that this proposed site, if approved and accepted, would present to Dakota County. There have been some figures quoted which sets out the estimated costs. There has been one negative feature listed as \$6,000.00 costs to improve the north-south road. Now, obviously that does not include the reconstruction of a bridge that is located on the north-south route. The community of Jackson feels quite certain, of the community surrounding Jackson, feels quite certain that the truck, when approaching the site, will make a circular route coming from the east going along the east side of Jackson, north along the cemetery road, then into town from the north heading south to the proposed site and continuing south upon exiting the site into Jackson and then onto Highway 20. So, we feel those figures really aren't quite accurate and that they don't represent the true costs of establishing and maintaining a sufficient road system to operate this proposed site.

Secondly, there is a servere economic burden potential, in that if theproposed site is approved the full agricultural row crop production that has been and is currently sown in that area or planted, as it were, will be removed from production and this will result in a diminution of the subject landfill area property value making it waste acres during the interim of this sanitary landfill. And that adjacent surrounding property will be subsequently diminished in value. This diminution in value will result in depletion of the tax base and less revenue available to the county. These points are brought out and exemplified in the exhibits we have attached, marked Exhibit B and C, by A.P. Idso, a licensed real estate broker and auctioneer and has been such for over 20 years. And more particularly set out in Joy K. Nixon, Dakota County Assessor's affidavit, which sets out rather strongly, as all these affidavits do, they are not couched in "if" this and "if" that. They say very positively what their views and what their opinions are concerning this proposed site. They don't couch their remarks and do not make a question. Attached to Exhibit C are four points of reference is that the area of the proposed sanitary landfill site that is in Section 26, that being the nrotheast quarter of the northwest quarter, is evaluated at \$18,895.00 for the 40 acres. This is the most expensive piece of real estate under agricultural production within the near surrounding area. This is born out by the records in the Dakota County Assessor's Office. Further presentation to the Board and to the Chairman, our views are the views represented by the concerned citizens of the surrounding Jackson community. It would be imperative on the Board that, as we see it, you have a duty, as a Board, not to deplete the full agricultural production land. You have a further duty not to deplete the property value and depreciate the tax base in any portion of Dakota County, whether it be Jackson, Hubbard, or where ever.

Thirdly, and probably most importantly, the County Commission, they have a legitimate concern with South Sioux City's problems and it is no doubt an obligation, but they have a duty not to pick only a suitable site, they need to pick the best site available for the county and with consideration given to South Sioux City. Taking one side out of context, it's hard to fathom how that can be considered picking the best site. A suitable site is really not the requirements of the legislative-- or the Board's duty here. The best site requires the following considerations: In order to determine the best site available for a sanitary landfill operation, the Board ought to reconsider all sites that remain or will be available in the future. That is past, present and future sitings. Now, a notice of a cut-off date should be published for individuals within Dakota County or elsewhere who have agreed to submit their land as a possible site for a landill use. Now, all sites under this program should be and would be given the same consideration. Measured against each other for size, accessibility, cost, site life, location, property type and value. If considering all the sites, past, present, and future, at one particular time, then all arguments concerning all sites are given the same consideration.

In conclusion, without a comprehensive summary of all the sites that have been available and remain available and those sites that presently are available and those that might become available in the period from now, if you would publish notice that a certain deadline for the site will be brought under consideration. The community that are legitimately concerned by any proposed landfill site, especially those concerned last, or in our case sixth, or in whatever position we happen to be in are subject by this by lot or luck of the draw or by random order of the applications, deprived of the due consideration and equal treatment in considering the landfill site. In that the Board

can't help becoming a little calloused to the same arguments that they've probably heard again and again. Rodents, insects, litter, and therefore, we again would reiterate that upon becoming more calloused to these same arguments they can't help but give them less and less consideration. This is unavoidable. They've closed their ears and are perhaps even hardening their hearts, as it were, to what were at earlier applications good, strong arguments. Because the first or second site that was proposed I'm certain that community was concerned and voiced opposition and that weighed very heavily on them and then they were voted down or failed to consider the sites for approval to begin with.

To conclude then, we would request that you review all the sites, all the past ones that remain available. The present ones, including the Beermann property, and the Quinn property and also the ones that might be available in the future if notification were given of your intent to cut-off the applications on a certain date for the proposed landfill operation.

One last exhibit that I failed to mention, there is a map indicating the flood hazard map of the village of Jackson. The grit area indicates the flood plain. If you will notice the finger near the center that runs, the narrow finger, that runs to the north, that's a creek that flows north and south from north of Jackson into Jackson. The proposed landfill site is immediately adjacent west and northwest across the road from this flood plain, grieved area. I would ask that at or near-- Well, the designation here, it's in the area of N.A.C. and C.F.F. 2, and the pictures in that photo album would bear out that the water does indeed follow the laws of gravity in Dakota County and it does indeed flow down hill through the proposed sanitary landfill site area, across the road and into this creek leaving debris, which in this case happens to be primarily natural debris, but in the event the sanitary landfill site is located there; human and other nonnatural refuse will follow that same path. In the event if we have a rain such as we had, which are not uncommon, a 2, 3, 4, inch rain. Thank you.

At the end of Mr. Horneber's presentation, several members of the Jackson area gave their comments on the site. They included Mr. William H. Gill, Mr. John Lynch, Mrs. Sandy Bousquet, Mrs. Sally Claypool, Ralph Erickson, Edward Mari and Alice Pederson.

Mr. Gill: I'm William H. Gill. I live along this creek that drains the sanitary landfill. My house is only about a hundred yards from the creek. Last week, the last rain, that creek was out and I had water about 20 feet from my house, because the creek wouldn't take the water. My well is only about 100 feet from the creek. I'd like to know who's going to clean this dump up if it lands in my garden? Who's going to clean it up or who's going to pay for cleaning it up? That's all I have to say.

Mr. Lynch: My name is John Lynch. I've lived in Jackson in excess of 51 years, with the exception of a partial part of a year I lived over in Sioux City. My wife was born and raised on the place on the area that's in question 79 years ago. I doubt if there's anyone in the room that carries the memory of the recent flooding as she has. Only last Thursday night, we had 3.1 inch of a rainfall. Attested by the fact that there's several photographs taken yesterday where the fence lines were littered with litter that flowed down. My daughter's home, immediately next to mine, was--her basement-- the water backed up in her basement from it. Mr. Gill, who was the previous speaker, lives adjacent to me across the ditch. I was amused at the statements of one of your environmental specialists who said that they could reduce this flood or water to 1.9 inches. I myself of seen 7.6 inches of water fall on that area. That was back in 1946. At that time, it knocked the wall out of the church hall and was replaced at considerable cost. I have right here in my pocket a picture of our sidewalk in front of the house that's covered with 4 to 10 inches of soil from previous rains. My father-in-law, at his own expense, put that sidewalk in for approximately 500 feet and that sidewalk is still buried right to this day. If the county can't afford to uncover that, how are they going to afford to maintain the road that goes up there on the west of us. Surely, that \$6,000.00 won't even start to repair it let alone take care of the bridge that the maintainer knocked the sidewalls down. It was never reported to the Board by our previous Superintendent of Roads. The maintainer did knock the siderails down off the bridge. That's all I have. Thank you.

Mr. Mari: My name is Ed Mari, Jackson, Nebraska. I have cattle that graze in that valley. I farm in that valley and I have a spring and a well that they drink out of. The herbicides and insecticides dumped in the dump, I think they will seep through the ground and contaminate the spring and the wells in that valley. That's what I'm concerned about.

Mr. Erickson: My name is Ralph Erickson. I do have an interest in that land and I don't think I want a dump on it. That is in the flood plain area too. F.H.A. even turned down a housing project because it's in the flood plain. All along that little creek they won't allow any money. They do if you get back a certain distance you can get a building permit and loan, but you've got to have insurance. I just can't see it. I've lived there too all my life and I seen water come down there and run right through the town. They don't build terraces to hold a 7 inch rain. Just like the one at Pierce, you ain't going to keep that out of there. That's all I have to say.

Mrs. Bousquet: My name is Sandy Bousquet. I'm a concerned parent from Jackson. We have had a "Mothers' March" going to put playground equipment in our park. We have a really good park now and there are alot of children that play there everyday. We have baseball teams going for these kids and this north-south road runs just west of the playground, the baseball diamond and tennis court. These kids go back and forth across the road all day long. With these trucks going on it, I'm very concerned as to what might happen.

Mrs. Claypool: My name is Sally Claypool. I'm one of the newer residents of Jackson. We're concerned about the town because we planned on staying there and raising our kids there. I'd like to bring up a point that it is to be a county dump that you said would only allow closed vehicles in there. To my knowledge, the only one that has these closed vehicles is South Sioux City. So that any of the rural residents of the county would not be allowed to dump there. The towns would have to provide one these closed vehicles for their cities to dump there. To me, what it boils down to, we are providing a dump for South Sioux City, not a county dump.

Mrs. Peterson: My name is Alice Peterson. The E.P.A. has stated that the landfill will not contaminate the springs. We would like to have them put it writing and for the E.P.A. and the County Commissioners to sign it. Thank you.

Mr. Morgan: Do we have anyone else that would like to speak. (No response)  
Do you have any further presentation at this time, Gene?

Mr. Sturm: No.

Mr. Morgan: Mr. Redmond, anything you'd like to add?

Mr. Redmond: No, I don't.

Mr. Morgan: If there is no further testimony to be entered, we'll now close this hearing at 11:00 a.m.

The Chairman then informed the commissioners and the group that if there was no further testimony to be entered, that the commissioners would now close this hearing at 11:00 a.m.

The Board returned from the court room to the Basement Meeting room at 11:22 a.m.

The Board asked Mr. Redmond the constitutionality of LB 882. The Attorney General had challenged it.

Larry Morgan discussed option of decreasing the area of the landfill to that part of Section 23 with Maurice Redmond. Maurice asked if the application of Leonard Gill had been ammended to include just that portion of 23. The board said that it hadn't. Mr. Redmond wasn't sure if they could.

The Board asked Maurice about the procedure to follow if an office goes over their budget, Maurice told them they could adopt an emergency resolution to transfer funds to cover it.

Larry Morgan asked Maurice Redmond what would require a hearing in the event of budget over expenditure. A hearing would not be necessary to increase a budget over limitations for a nomial expenses of the office. A hearing is required for over expenditures for large capitol items. If you didn't have the funds that would be another situation.

The board asked Maurice Redmond (County Attorney) that on occasions the assessor's office have more acres on a parcel than what the deeds states and asked him how to resolve that. Do you take the assessors's figures or what do you do in that situation? The deed always shows so many acres more or less. Mr. Redmond noted that there is a real service in aerial photos but that the idea of the more or less on the deed is more or less than an acre not 4 acres.

The Board told Mr. Redmond about the three resolutions they acted on as Board of Equalization. 1) Drainage District. 2) Irrigated land. Mr. Redmond asked whether notice had to be given before the adoption of the resolutions.

Mr. Redmond told them that notice has to be given before final action is taken, its to late to have a hearing now. Mr. Redmond noted they didn't have the authority after May 30th except if valuation is an error or omission type situation.

Paul Culbertson wondered what the status was on the 7% lid. The Board said the same as last year and if they need information on it to contact the county clerk.

Mr. Culbertson also noted that the Weed Board Fund looks like its going to be about 1½% over their budget. He asked if an emergency fund or reserve was available to them because a motor had to be bought and that cost \$1,800.

Larry Morgan said to bring the amount needed of additional funds and the board could pass an emergency resolution.

The County Clerk thought that this fund is a levy setting body and thought a hearing may be required.

The Board went to lunch break at 12:20 p.m.

The Board returned from lunch at 1:30 p.m.

Gretchen commented there wasn't a point in making a resolution before they go to the court room to vote because they didn't know if the Jackson site was favorable to the board.

Larry commented that a resolution would have to be drawn up whether the site would be approved or disapproved by the board.

Mr. DeGraaff and Ms. Hirschbach discussed who's cost it would be on some roads that was itemized on a handout material from the hearing.

The board asked the County Clerk to see if Joy Nixon County Assessor was in and to have her come down to ask her some questions about her affidavit that was presented in the hearing earilier.

The County Clerk called her office and Ms. Nixon was not in.

Ms. Hirschbach had gone up to check with the assessor to see if the old landfill or surrounding property had an economic factor on it because of the Hubbard landfill. Ms. Hirschbach reported that Joy was not in but the women in her office said that they did not know of any economic factor on any land because of the Hubbard landfill.

1:55p.m. The Board proceeded to the county court room at this time to continue their meeting.

At 2:15 p.m. the hearing reconvened, but was not open for testimony by the public. All of the commissioners were present except Mr. John Servine who arrived at the meeting later. The Commissioners made some inquiries of Mrs. Nixon, County Assessor, as to her affidavit. The Chairman also informed the public of the advantages of the Jackson site as compared to other sites that had been offered.

Mr. Morgan: The Board is going to limit, in the event a favorable motion is made, the Board will limit the site, the site that was legally described in the hearing notice, as I recall a portion of it in Section 23 and a portion in Section 26 and we are going to eliminate that portion in Section 26, which is the southern portion. So, that the only area that will be considered here is that which is located in Section 23, the northern portion. I believe that is about 32 and a half acres in that particular area. I don't know any other points that I would make on it. Is everyone ready to decide the issue? (No comment.) If so, I would entertain a motion for either approval or disapproval of the application of the site.

Ms. Hirschbach: I move to accept the amended site known as Section 23.

Mr. Servine: I'll second it.

Mr. Morgan: The motion has been made and seconded for approval of the application for a sanitary landfill site in that section legally described to be in Section 23.

Mr. Piepho: Commissioner DeGraaff?

Mr. DeGraaff: Yes.

Mr. Piepho: Commissioner Servine?

Mr. Servine: Yes

Mr. Piepho: Commissioner Hirschbach

Mrs. Hirschbach: Yes

Mr. Piepho: Commissioner Rohde?

Mr. Rohde: Yes.

Mr. Piepho: Commissioner Morgan?

Mr. Morgan: Yes.

Mr. Morgan: Motion has been made and carried unanimously.

Time: 2:35 p.m.

The Board then drew up a resolution on application of Leonard Gill to operate a landfill.

Be it Resolved: That the Dakota County Board of Commissioners approves the application for a sanitary land fill site by L. P. Gill Inc., Jackson, Nebraska at the following described site:

In a tract of land of the Southeast Quarter of the Southwest Quarter of Section 23 Township 29 North, Range 7 East. Starting 33 feet West of the South Quarter Corner of said Section 23. Then North and adjacent to Quarter Section line, for a distance of 1274 feet. Then 90 degrees left and West for a distance of 1113 feet, then 90 degrees left and south for a distance of 1274 feet, then left 90 degrees, and East for a distance of 1113 feet to point of beginning.  
Tract contains 32.5 acres more or less.

The Board further finds:

1. The need for a county sanitary landfill site exists. A resolution by the county Board in 1970 pointed out the need for a county landfill site.
2. The use of the surrounding property will not be unduly impaired.
3. The cost of access roads and site development is considerably less than that for previously considered sites. The costs for this site are not considered excessive.
4. Major changes in land use are not anticipated for this area.
5. The Nebraska Department of Environmental Control indicated that the soil tests prove the site to be acceptable concerning effects on ground water.
6. A representative of the U. S. Soil Conservation Service testified that site drainage can be controlled with proper diversion structures.
7. There are no other specific conditions for additional considerations.


The Board further concludes that the proposed site meets Dakota County Zoning Regulation Requirements.

The Dakota County Clerk is instructed to send a copy of this resolution to the Nebraska Department of Environmental Control.

Said resolution was adopted and passed this 2nd day of June, 1980 by unanimous vote of said Board of Commissioners.

ATTEST:

s/ Theodore A. Piepho  
County Clerk

  
s/ Larry Morgan  
Chairman Board of Commissioners

Hirschbach moved, Seconded by Servine to adopt the said resolution to approve the application for a sanitary landfill site by L.P. Gill, Inc.  
With no further business Chairman Morgan called for a motion to adjourn.

DeGraaff so moved seconded by Rohde.  
Unanimous Motion Carried. 3:20 p.m.

ATTEST:

  
THEODORE A. PIEPHO, COUNTY CLERK

  
LARRY MORGAN, CHAIRMAN

\*\*\*\*\*  
COMMISSIONERS MEETING  
June 9, 1980 Proceedings  
Basement Meeting Room

Chairman Morgan called their regular scheduled meeting to order at 9:10 a.m.  
Present were: Daniel Rohde, John Servine, Gretchen Hirschbach, Henry DeGraaff, Larry Morgan and Ted Piepho Secretary.

Joy Nixon (County Assessor) appeared before the board and informed the board of the following legislature bills that passed.

- L.B. 599 - Changes mills to cents.
- 636 - Exempts self propelled fertilizer sprayers.
- 647 - Appeals of Homestead with Tax Commissioner.
- 658 - (With emergency clause) - County Board of Equalization can hire referees.
- 688 - Exempts motor vehicles to religious and charitable organization.
- 689 - Penalty on reporting improvements.
- 717 - With 3 or more vehicles, the owner can choose the month the license and taxes are due.
- 740 - Constitution amendment exemptions of energy conservation in any building.
- 742 - Valuation property every other year instead of every year.
- 766 - Changes levy setting from September 1 to September 15.
- 882 - Changes formula, exempt earth moving equipment.
- 820 - (Emergency clause) Restricts use of motor vehicle dealer plates.
- 834 - (Emergency clause) States withhold Homestead exemption instead of gas tax.
- 913 - Exempts cemetary's and so forth.
- L.B. 103-105 - Decrease/increase railroad valuation according to usage.

Robert Giese (County Treasurer) reported the following fund balances as of April 30, 1980, and CD's invested as of May 30, 1980.

General Fund	\$256,306.17	Emerson Fire General	\$ 1,767.30
Poor Relief	48,599.82	Emerson Fire Sinking	510.64
Fair Fund	2,549.92	Waterbury Fire General	840.66
Comb. County Roads	176,387.83	Waterbury Fire Sinking	836.29
Soldier & Sailors	1,831.92	Drainage #5	1,015.99
Hunt Memorial	945.97	Ed Service #1	12,121.55
Historical Society	1,725.78	NRD M.M. General	11,219.13
Weed Fund	19,020.56	NRD M.M. Sinking	353.03
New Building Fund	19,070.11	Ponca Fire General	222.74
Schools	1,081,492.74	Ponca Fire Sinking	199.81
Cities	250,023.46	OMADI Drainage	192.27
State and Co. Assistance	24,182.09	LENRD	750.27
Motor Vehicles Sales Tax	19,154.00	Pro-rate monies	24,884.99
Fines & Licenses	24,528.47	Tech. College General	16,673.83
Inheritance tax	21,859.70	Tech. College Const.	11,169.23
	158.36	Revenue Sharing	58,769.08
Partial Payment	6,927.21	SID	5,558.14
Fire No 1	2,020.10	ADV.	358.00
Fire No. 2 General	2,591.32	Clerk of Dist. Court	3,047.18
Fire No 2 Sinking	1,214.62	Federal Hwy. Grant	2,295.91

5-5-80	30 Day C.D.	1563	NSB	110,000.00	6-4-80	12.00
5-6-80	30 Day C.D.	1572	NSB	100,000.00	6-5-80	12.00
5-19-80	30 Day C.D.	1614	NSB	100,000.00	6-18-80	9.00
5-19-80	30 Day C.D.	1615	NSB	100,000.00	6-18-80	9.00
5-20-80	30 Day C.D.	1617	NSB	100,000.00	6-19-80	9.00
5-20-80	30 Day C.D.	1618	NSB	100,000.00	6-19-80	9.00
5-21-80	30 Day C.D.	1625	NSB	100,000.00	6-20-80	9.00
5-21-80	30 Day C.D.	1626	NSB	100,000.00	6-20-80	9.00
5-23-80	31 Day C.D.	1636	NSB	100,000.00	6-23-80	9.00
5-27-80	30 Day C.D.	1624	NSB	100,000.00	6-26-80	8.00
5-27-80	30 Day C.D.	1643	NSB	100,000.00	6-26-80	8.00
5-30-80	31 Day C.D.	1658	NSB	100,000.00	6-30-80	8.00
5-20-80	31 Day C.D.	1659	NSB	100,000.00	6-30-80	8.00
1-29-80	182 Day C.D.	01043	NSB	100,000.00	7-29-80	11.886
1-29-80	182 Day C.D.	01045	NSB	100,000.00	7-29-80	11.886
2-11-80	182 Day C.D.	20254	DCB	130,000.00	8-11-80	11.98

5-31-80	Passbook	600-478-4	ASB	5800(Weed Fund)	5.25
5-31-80	Passbook	77 065 5	DCB	116,565.88	5.25
5-21-80	Passbook	015-273-0	NSB	137,455.47	5.25

Dakota County Total \$1,899,721.35

12-24-79 182 Day C.D. 20047 thru 20051 DCB 52,242.15 South Sioux School District #11 6-23-80 11.99

Dakota County Total: 5-31-80 \$1,900,721.35  
So. Sioux School District SS 5-31-80 52,242.15

Larry Morgan reported on the noon luncheon on the solid waste burning facilities last Tuesday June 3, 1980.

The board discussed the Jackson landfill and wants Gene Sturm to come up with the organization procedure of its operation.

DeGraaff moved, seconded by Hirschbach to approve the minutes as corrected.  
Unanimous Motion Carried.

Maurice Redmond(County Attorney) appeared before the board per the boards request. They discussed the closing of the old Hubbard landfill site. Mr. Redmond informed the board of a negotiation meeting Tuesday June 10, 1980.

With no further business the chairman called for a motion to adjourn.  
DeGraaff moved and seconded by Hirschbach to adjourn.  
Unanimous Motion Carried 12:05 p.m.

ATTEST:

  
THEODORE A. PIEPHO, COUNTY CLERK

  
LARRY MORGAN, CHAIRMAN

COMMISSIONERS MEETING  
 JUNE 16, 1980, Proceeding  
 BASEMENT MEETING ROOM

Chairman Morgan called their regular scheduled meeting to order at 9:12 a.m. Present were: John Servine, Dan Rohde, Larry Morgan, Gretchen Hirschbach, Henry DeGraaff and Ted Piepho, Secretary. The Board opened their mail.

Mildred Jorgenson appeared before the board. She told the board that the state had authorized an 8% raise for its employees. She also reported to the board her May report.

Rohde moved, seconded by Servine to approve the minutes of July 9, 1980 as typed.

Larry Morgan reported to the other board members that he received a call from Frank Georgen that the international dozer had a broken shaft and the other cat had a broken gear in the rear end.

Mr. Morgan also had a call from Mr. Olson who was interested in selling the county about 2800 yards of gravel at \$1.75 a yard. It was the consenses of the other board members that this gravel had to much dirt content and couldn't be used on the county roads. They did not want to purchase this gravel.

Marvin Greenleaf appeared before the board and asked the Commissioners to inspect his driveway and yard because water backs up on his place.

Servine moved, seconded by Rohde to adopt the following emergency resolution.

WHEREAS: The COUNTY JUDGE, COUNTY SHERIFF, CIVIL DEFENSE, ELECTION COMMISSIONER, BUILDING INSPECTOR, AND THE WEED FUND will go over their approved budget.

WHEREAS: An Emergency Does Exist.

WHEREAS: The County General Fund does have unappropriated money left from other offices.

BE IT RESOLVED: By the Dakota County Board of Commissioners that the unappropriated General Fund monies may be utilized for payment of the over expenditure, of the said budgets for those claims approved by the County Board for the fiscal year of 1979.

*Larry Morgan*  
 Larry Morgan, Chairman

ATTEST:

*Theodore A. Piepho*  
 Theodore A. Piepho  
 Dakota County Clerk

Passed and adopted this 16th day of June, 1980 by unanimous vote.

DeGraaff moved, seconded by Hirschbach to deny the salary request of Julie Engel for \$575. Unanimous Motion Carried.

Servine moved, seconded by Hirschbach to approve \$530 for Julie Engels salary for the month of June. Unanimous Motion Carried.

The board approved the following claims:

GENERAL FUND:

Election , mileage & messenger fees \$190.46, polling places rental \$270.00, social security \$2,510.27, blue cross \$1,615.71, teachers retirement \$40.59, salaries Larry Morgan \$541.66, Henry DeGraaff \$541.66, Gretchen Hirschbach \$541.66, Daniel Rohde \$541.66, John Servine \$541.66, Theodore Piepho \$1208.33, Mary Hinkle \$785.41, Eloise Gormally \$575.00, Margaret Rahn \$522.72, Myra Smith \$560.00, Robert Giese \$1208.33, Irene M. VanLent \$785.41, Judith M. Belt \$340.08, Charlotte J. Doenhoefer \$575.00, Ruth M. Jensen \$575.00, Nadine Johanson \$575.00, Mardell Sorensen \$392.40, Virginia A. Piper \$1208.33, Betty J. Garwood \$785.41, Sharon M. Shannon \$575.00, William Whear \$1208.33, Harvey Bates \$1016.67, Jarold Gilson \$1000.00, Gene Persinger \$1000.00, Danny Potts \$900.00, Linda Wilson \$740.00, Linda L. Lensink \$529.20, Cheryl Lundberg \$288.23, Earlean McClain \$504.00, Neva Neal \$321.00, Pat Parkins \$333.90, Darlene Arneson \$589.05, Randy Walsh \$39.38, Armon Todd \$900.00, Maurice S. Redmond \$1208.33, Dennis J. Mahr \$937.50, Gloria Engelbrecht \$850.00, Luke Cosgrove \$714.00, George E. Grassby \$714.00, Cindy Harris \$300.00, Julie Engel \$530.00, Joy K. Nixon \$1208.33, Thelma E. Baugous \$785.41, Dorothy J. Lundberg \$575.00, Madelyn Thorsland \$575.00, Shirley Ann Bentz \$545.00, Nellie June Beardshear \$605.00, Nondas Vitols \$632.00, Lillian Rager \$636.00, Jeanette Ramirez \$611.00, Klemett Dean \$1177.00, Harold Nelson \$269.50, Jon Norris \$66.50, Patricia Stingley \$625.00, Jon C. Norris \$583.34, Maurice Roady \$666.67, Lorraine Tillman \$1,050.00, Bonibel Chapman \$575.00, Dr. J. H. Walston \$215.00, Maxine Titler, \$666.67, Kennard Eriksen \$879.16. So. Sioux City Star \$340.54, Sioux City Stationery \$63.34, Redfield and Co. Inc. \$267.03, Northwestern Bell \$134.44, Sooland Business Forms Inc. \$559.70, Ted Piepho \$40.68, Robert Giese \$40.12, Northwestern Bell Tele. \$67.58, Precision Typewriter Works \$200.00 Rinder Printing Co. \$36.47, TRW Service Division \$12.00, Sooland Business Forms Inc. \$50.64, Redfield & Company \$12.03, Virginia A. Piper \$117.88, Redfield & Co. \$17.46, Precision Typewriter Works \$12.00, Mid West Business Products \$11.76, IBM Corp \$131.00, Burroughs Corporation \$213.10, Norfolk Printing Co. \$319.90, Sioux City Stationery Co. \$18.58, Northwestern Bell \$74.42, Des Moines Stamp Mfg. Co. \$3.85, Northwestern Bell Telephone \$200.54, Mid West Business Products \$22.88, Redfield & Co., Inc. \$35.46, Rinder Printing Co. \$110.62, Sioux City Stationery \$15.25, Standard Office \$36.00, Thomas Law Book Co. \$27.50, Dakota County Sheriff Dept. \$15.00, William F. Whear \$310.00 Harvey Bates \$425.20, Jarold Gilson \$398.60, Danny Potts \$457.20, Armon Todd \$98.00 Western Union \$248.27, Security National Bank \$135.52, Northwestern Bell Tele. \$226.49, Leo's Service \$116.05, Leo's Service \$185.43, Police Officers Ass'n of Nebr. \$6.00, KMart \$117.90, James Rexall Drug \$6.80, American Marketing International \$68.73, Team Electronics \$76.50, William Whear \$90.00, Dakota County Sheriff Dept. \$718.00, Western Paper & Supply \$10.45

The Constable \$39.05, Mid West Business Products \$16.27, R. L. Polk & Co. \$74.00, Strauss Key Company \$41.60, Quinlan Publishing Co. \$30.00, Executive Leasing, Inc. \$148.77, Northwestern Bell Telephone \$153.21, Warren, Gorham & Lamont \$32.50, General Business Equipment, LTD. \$226.70, Lambert Engraving Inc. \$77.50, West Publishing Co. \$23.00, Sioux City Stationery Co. \$105.28, Woodbury County Bar Assoc. \$2.80, Redler's Professional Pharmacy \$289.49, Standard Blue \$1,961.22, Precision Typewriter Works \$405.00, Northwestern Bell Telephone \$100.51, Thelma Baugous \$113.55, Joy K. Nixon \$372.71, Standard Office Eqt. Co, Inc. \$2.38, General Business Eqt.LTD. \$2.12, Mid West Business Products \$37.35, Sioux City Journal \$91.91, USDA, Agricultural Stabilization & Conservation Service \$7.00, So. Sioux City Star \$27.30, Redfield & Co. \$947.88, Electric Engineering Co. \$39.55, Tucker Glass \$17.92, Bahr Plumbing & Heating \$3,375.00, Western Paper \$225.90, Overhead Door Co. \$25.00, Bahr Plumbing & Heating \$198.69, Marvin Thorngren \$55.38, Northwestern Bell \$18.95, Robertson Implement \$6.58, Tagatz Hardware \$58.69, Klemett Dean \$59.34, Klemett Dean \$25.00, Klemett Dean \$3.09, Western Paper Co. \$48.64, Clausen Electric \$67.79, Minear Lock & Key Service \$1.40, Torticill Service \$22.60, Ike's Welding \$84.00, Rector Produce \$29.50, Means Service Inc. \$27.84, Iowa Public Service \$1,188.00, Claassen Electric \$52.91, T & D Service \$20.00, City of Dakota City \$1,060.51, Dakota County Extension Service \$2300.00, Northwestern Bell \$30.61, Northwestern Bell \$59.76, Northwestern Bell \$41.02, Maurice Roady \$95.55, So. Sioux City Star \$3,088.10, So. Sioux City Star \$849.94, Joyce J. Hart \$15.50, Mrs. Diane Boyd \$15.50, Lynette Beermann \$15.50, Mary F. Wolf \$15.50, Northwestern Bell \$36.01, Lorraine Tillman \$142.97, Lorraine Tillman \$39.14, Lorraine Tillman \$11.52, Lorraine Tillman \$2.40, Midwest Business Products \$13.72, Wayne W. Wheeler \$1,080.00, State of Nebr. \$21.60, Northwestern Bell Tele. \$59.55, Northwestern Bell Telephone \$20.45, So. Sioux City Star \$33.90, Kennard Eriksen \$10.00, So. Sioux City Star \$8.13, Kennard Eriksen \$20.14, Kennard Eriksen \$54.91, Sioux City Stationery \$12.47, Northwestern Bell \$23.43, Fande Check Protector \$1180.00, Tri-County Guidance Center \$75.00, Dakota Co. Treasurer \$1000.00, Northwestern Bell \$9.45, City of So. Soo \$19.61, County Treasurer \$15.00, Dakota County Court \$32.00, Bancroft-Whitney Co. \$130.35, Executive Copy Systems \$49.01, Northwestern National Bank \$200.25, Robert G. Scoville \$95.00, Donald A. Fitch \$72.50, Donald A. Fitch \$35.00, Donald A. Fitch \$35.00, Donald A. Fitch \$73.50, Donald A. Fitch \$35.00, Donald A. Fitch \$70.00, Golby C. Uhlir \$161.64, Northeast Nebr. Ass'n of Co. Officials, \$100.00, U. S. Post Office \$15.00, Us. S. Leasing \$43.56, City of So. Sioux City \$20.03, Robert A. Wichser \$231.48, Judith M. Wolf \$50.00, Pricision Typewriter Works \$47.10, Precision Typewriter Works \$48.00, Redfield & Co. \$900.68, General Business Equip. \$716.00, Sioux City Stationery 4684.00, Redfield & Company \$93.92, A. J. Phillips Publish. \$75.30, Dist. Judge's Office \$310.28

COUNTY ROAD FUND:

Social Security \$824.86, Blue Cross \$430.14, salaries, George W. Anderson \$791.00, Leland Armbright \$909.50, Donald Belt \$854.00, Caleb L. Chapman \$811.52, Marvin O. Flaugh \$791.00, Steve Heinemann \$136.00, Walter Heinemann \$854.00, Robert L. Jacobsen \$823.00, Lawrence Jepsen \$1000.00, Kurt Johnson \$791.00, Walter N. Johnson \$918.00, Richard McNear \$909.50, Arnold J. Mellick \$885.00, Marlan Millard \$811.52, Willis J. Roeber \$591.27, Earl Stading \$811.52, Lee M. Novak \$768.19, Northwestern Bell \$48.88, Herman Brown \$583.32, Hoakinson & Beatt Co. \$90.44, Missouri Valley Machinery Co. \$1510.83, Midcon \$352.34, Nebr Tractor & Equipment Co. \$110.35, Anderson Equipment Co. #318.24, Standard Bearings Co. \$112.48, Graham Brake \$50.18, C. Anderson Co. \$44.50, Auto Parts & Exchange Co. \$228.63, D.C. Implement \$29.50, Dakota Avenue Muffler Shop \$10.00, United Wholesalers \$31.75, Hansen Machine Shop \$4.20, Tucker Glass \$3.50, Clausen Electric \$5.10, Mike's Auto Parts \$71.18, City of Dakota City \$20.33, IPS \$180.31, Nebraska Public Power \$137.09, Village of Emerson \$5.00, Curtis Industries \$43.84, Saunders GMC \$28.95, Dakota Auto Parts \$57.76, Snap-on-Tools \$31.20, Hydraulic Sales & Services \$93.32, Hansen Machine Shop \$90.63, Monroe Welding Supply \$37.64, Tri-County Hardware \$15.71, Means Service \$5.69, Tagatz Hardware \$38.38, Northern Auto Parts Warehouse, Inc. \$58.38, Stephan's Welding Shop \$8.00, Joe's Surplus \$62.86, Sides Grain \$7076.71, Flaugh's Service 1855.47, Warren Oil Co. \$1763.91, Farmers Coop. 1461.70, So. Sioux Oil Co. \$2682.04, Engels Mobil Service \$345.15, Diamond Horseshoe Truck Stop \$2,549.58, D. & L. Repair \$10.10, All Wheel Drive Co. \$950.00, Frank Francisco \$300.00, Great Plains Supply \$13,797.20.

REVENUE SHARING:

Kraco Asphalt Inc. \$1105.00, St. Regis Paper Co. \$3763.36, Stalp Gravel Co. \$2224.60, Higman Sand & Gravel \$8,326.97, MidWest Service & Sales \$119.61, Walensky Lumber \$159.48, Nebraska State Bank \$5,351.06.

WEED FUND:

Social Security \$58.22, Blue Cross \$33.26, Paul M. Foreshoe \$800.00, Ruth B. Foreshoe \$25.00, Maurice Crofoot \$25.00, Paul R. Culbertson \$25.00, Elmer E. Nelson \$25.00, John Ryan \$25.00, George W. Shrader \$25.00, Maurice Crofoot \$1.53, Paul R. Culbertson \$1.36, Elmer E. Nelson \$2.38, John Ryan \$4.25, George W. Shrader \$1.70, Crippen Manufacturing Co. Inc. \$23.94, Cornbelt Chemical Co. \$1,319.00, So. Soo Oil Co. \$323.23, Farmers Co-op \$29.37, Paul Foreshoe \$300.84.

ASSISTANCE FUND:

Blue Cross \$233.50, Social Security \$422.40, Mildred Jorgensen \$1,396.66, Jeanine Bliven \$723.31, Margaret Boeshart \$1,080.29, Pauline Jensen \$1095.72, Patricia Lane \$967.68, Mary O'Dell \$659.12, Charlene Weber \$967.86, Sioux City Stationery \$44.55, Mildred Jorgensen \$44.26, Charlene Weber \$67.15, Margaret Boeshart \$24.31, Pauline Jensen \$8.16, Patricia Lane \$20.40, Credit Bureau of So. Sioux \$2.50, Dakota County Treasurer \$625.03, Northwestern Bell \$212.29.

POOR RELIEF:

State Department of Public Welfare \$27,951.64

INSTITUTIONAL FUND:

Beatrice State Develop Center \$6,307.47

SOLDIERS & SAILORS FUND:



Maurice A. Roady \$2,500.00

DAKOTA COUNTY HISTORICAL SOCIETY:

Dakota County Historical Society \$974.23

FEDERAL GRANT SAFETY PROGRAM:

Gene Persinger, \$10.00, Team Electronics \$14.95

With no further business Chairman Morgan called for a motion to adjourn.  
DeGraaff so moved, seconded by Rohde to adjourn.  
Unanimous Motion Carried. 12:05 p.m.

ATTEST:

  
THEODORE A. PIEPHO, COUNTY CLERK

  
LARRY MORGAN, CHAIRMAN

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COMMISSIONERS MEETING  
JUNE 23, 1980, PROCEEDINGS  
BASEMENT MEETING ROOM

Chairman Morgan called this regular scheduled meeting to order at 9:10 a.m.

Present were: Gretchen Hirschbach, Henry DeGraaff, John Servine, Daniel Rohde, Larry Morgan and Ted Piepho, secretary.

Mr. Servine reported that he had stopped and looked at Marvin Greenleaf's problem with water standing on his yard and driveway.

Hirschbach moved, seconded by Rohde to approve the minutes of June 16, 1980 as typed.  
Unanimous Motion Carried.

Rohde moved, seconded by Hirschbach to convene as Board of Equalization to hear Bruce Smith.  
Unanimous Motion Carried. 9:18 a.m.

Servine moved, seconded by DeGraaff to reconvene as Board of Commissioners.  
Unanimous Motion Carried 9:35 a.m.

Lance Headquist and Jim Miller from SIMPCO appeared before the board and presented a status report on Highway Projects under development in Dakota County.

To: Dakota County Board of Commissioers Date: June 16, 1980  
From: SIMPCO(Jim Miller)  
Subject: Status Report on Highway Projects Under Development in Dakota County.

Comment:  
Conversation this date with Mr. Del Motycka, Nebraska Department of Roads Secondary Roads Engineer, results in the following information on projects under development in Dakota County.

Project BRS-3130(1) - Bridge replacement west of Hubbard.  
What is needed is the final design plans for this project from the consulting engineer.  
Project BRS 3130(2) - Bridge replacement west of Hubbard.

Mr. Motycka indicated that he has talked with the County Attorney concerning the need for verification of land corners by the county surveyor so that the ROW necessary and the legal description can be verified.

Project BRS-3564(1) - Bridge replacement west of Jackson.

This project is ready for contract and can be let if county share of funding is available. Evidently this project was originally intended as a F.A.S. project but was switched to bridge replacement and for this reason the county has no F.A.S. project active. This means that allocated F.A.S. funds (25,000) will lapse and go into the state pool October 1st. A project needs to be initiated in the near future for F.A.S. as the normal flow of a project through the F.A.S. procedures takes approximately two years. The county presently has built-up approximately 90,000 in F.A.S. for use on a project.

Project BRS-3940(1) - In Homer - Bridge on John Street.

Preliminary plans for this project are needed from the consulting engineer.

Project SOS-7022(1) - Road work southeast of Hubbard.

This project is awaiting ROW acquisition and certificates from the county. It is my understanding the county is obtaining the ROW.

Project SOS-7022(2) - Road work south of Hubbard  
Preliminary plans are needed from the county.

Project SOS-7022(3) - West of Jackson remove and replace cattle pass.  
Preliminary plans are needed for this project.

Project BRO -70-22-(4) - Remove bridge and replace with culvert east of Hubbard.  
This project is at the ROW acquisition stage. If ROW has been acquired then certification should be sent to DOR.

This is all of the projects that the Secondary Roads department has listed as under development by Dakota County.

Mr. Motycka indicated that Safer of System funding is never guaranteed and that what they and the federal people like to see for SOS projects is replacement of small bridges (under 20') with culverts. A federal-aid secondary road project should be initiated as soon as possible to obligate the approximate \$90,000 balance in the county's F.A.S. pool.

Mr. Miller also submitted a memo of understanding to be signed by the County Board.

DeGraaff moved, seconded by Servine to approve and sign the memo of understanding which reads as follows:

Unanimous Motion Carried.

Memo of Understanding

BY AND BETWEEN Dakota County, Nebraska, Commissioners, and SIMPCO.

SIMPCO will provide the following services for Dakota County, Nebraska:

1. Provide assistance with required state forms.
2. Provide assistance with the preparation of next year's (FY'81) Highway Budget.
3. Prepare the annual report.
4. Prepare report on the status of projects.
5. Prepare reports and render statements for services on a monthly basis to the Dakota County Commissioners.

Dakota County will compensate SIMPCO for the above services on a time, material, and expense basis at cost.

SIMPCO

DAKOTA COUNTY COMMISSIONERS

By \_\_\_\_\_

By s/ Larry Morgan

Gene Sturm appeared before the board to set up a joint meeting between Dakota County South Sioux City and Dakota City. The board agreed to meet at 8:00 a.m. Monday June 30, 1980.

The County Clerk ask the board what the policy was for paying holiday pay and overtime pay to road employees.

Response by board: No, only full time employees.

Question: Can an employee get overtime if the work is less than 40 regular hours in a given week.

Response by board: No, an employee has to work 40 regular hours in a given week before any overtime is paid and overtime is not to exceed 10 hours a week.

Tim Hotle with IBM tlaked with the board about purchasing an IBM Seriew III copier and to have a centralized copier instead of the seven they now own. The out right purchase price was \$21,000 without reduction factor and 23,500 with reduction factor.

Hirschbach moved, seconded by DeGraaff to convene as Board of Equalization.

Unanimous Motion Carried 11:15 a.m.

Rohde moved, seconded by DeGraaff to reconvene as Board of Commissioners.

Unanimous Motion Carried 11:21 a.m.

The board discussed whether they needed to have a hearing on the offices that went over their budgets. It was the boards feeling that they should have a hearing.

Hirschbach moved, seconded by Servine to recind the following resolution made June 16, 1980.

WHEREAS: The County Judge, County Sherrif, Civil Defense, Election Commissioner, Building Inspector andthe Weed Fund will go over their approved budget.

WHEREAS: An emergency does exist.

WHEREAS: The county general fund does have unappropriated money left from other offices.

BE IT RESOLVED: By the Dakota County Board of Commissioners that the unappropriated general fund monies may be utilized for payment of the over expenditure, of the said budgets for those claims approved by the County Board for the fiscal year of 1979.

Attest: Theodore A. Piepho  
Theodore A. Piepho  
Dakota County Clerk

Larry Morgan  
Larry Morgan, Chairman  
Passed and adopted this 16th  
day of June, 1980 by unanimous vote.

The board directed the County Clerk to publish notice of hearing in the South Sioux Star Thursday June 26th, 1980 on the following offices, County Sheriff, County Judge, Election Commissioner, Building Inspector, Civil Defense and the Weed fund for going over their budget.

The board authorized the following claims to be paid in this fiscal year.

COUNTY GENERAL FUND:

Clerks Office: Precision Typewriter works - \$47.10 for chemical cleaning and \$48.00 for two dozen #625 ribbons.

Treasurers Office: Redfield & Company - \$900.68 for tax receipts.

Clerk of District Court: General Business Equipment - \$716.00 for roller shelving- Sioux City Stationery - \$684.00 for 3 filing cabinets. Redfield and Co. - \$93.92 for 2 court journals.

Election Commissioner - \$75.30 for voters registration cards.

District Judge's Office - \$310.28 Dakota County's portion of office expenses for April, May and June.

Misc. Judith M. Wolf - \$50.00 for recording solid waste disposal hearing.

Robert A. Wichser - \$231.48 for court appointed attorney.

City of So. Sioux - \$20.03 for running June's payroll.

With no further business scheduled for this morning the Chairman called for a motion to recess until 8:00 p.m. this evening for the board to go over the union contract.

DeGraaff moved, seconded by Hirschbach to recess until 8:00 p.m.

The Board met and the meeting was called to order at 8:10 p.m.

Present were John Servine, Daniel Rohde, Gretchen Hirschbach, Henry DeGraaff, Larry Morgan and Ted Piepho, Secretary.

The board discussed the R-STEP GRANT application for October 1, 1980 through September 30, 1981.

Servine moved, seconded by Rohde to approve the application for the R-STEP GRANT from October 1, 1980 through September 30, 1981.

Yea: Servine, Rohde and DeGraaff  
 Nay: Hirschbach and Morgan  
 Motion Carried.

Hirschbach moved, seconded by Servine to convene in closed session to discuss the Union Contract. 8:20 p.m.  
 Yea: Hirschbach, Servine, Rohde, DeGraaff and Morgan.

DeGraaff moved, seconded by Rohde to reconvene in open session.  
 Unanimous Motion Carried 10:20 p.m.

The board discussed the need for another paddle scoop.

DeGraaff moved, seconded by Hirschbach to authorize Larry Morgan and Dan Rohde to negotiate the purchase of a paddle scoop upon the basis of solicited bids.  
 Unanimous Motion Carried.

Servine moved, seconded by Hirschbach to recess until Monday June 30th at 8:00 a.m. for a joint meeting with South Sioux and Dakota City on an agreement setting up solid waste commission and with L. P. Gill on the status of the proposed solid waste disposal.  
 Unanimous Motion Carried 10:45 p.m.

Board of Commissioners Meeting  
 June 30, 1980  
 Continuation of June 23rd Meeting,  
 Basement Meeting Room

The Board continued their June 23rd meeting on June 30th, 1980 in the Basement Meeting Room at Dakota City, Ne.

The Board met with Gene Sturm (SIMPCO), Vernie Larson (Mayor of So. Sioux) and Don McKinney (Dakota City Clerk) and reviewed the preliminary draft (prepared by SIMPCO) on the joint agreement between the county and the cities and villages of Dakota County, forming the structure needed to allow the cities and county to operate a landfill jointly. Following is the preliminary draft and amendments made by the County Commissioners.

The County Board of Commissioners opened the public hearing at 9:15 a.m. for the offices that overexpended their budgets.

Public Hearing  
 WEED BOARD  
 Basement Meeting Room

9:15 a.m. Paul Foreshoe, Ruth Foreshoe, Paul Culbertson and Maurice Crofoot representing the weed fund, appeared before the board and said they need an additional \$314.78 to cover the amount that the weed fund over expended their 79-80 budget. Ruth Foreshoe (bookkeeper for the weed board) said that when the 79-80 budget was prepared that they weren't aware that the unemployment for Melvin Criss and the Blue Cross insurance would come out of their budget, therefore it was not budgeted for.

9:30 a.m. The Board meet with Sheriff Whear, at 9:30 a.m. Mr. Whear said that they were \$8,619.74 over on their budget. That was due to \$4040 taken out of his budget that will be reimbursed by the state for the R-Step Grant. Also there was an added expense on mileage for the vehicle for the R-Step Grant officer. Mr. Whear also noted that the Bonds were not budgeted for because it was thought that they were good for 4 years.

9:45 a.m. The Board met with Eileen Conway at 9:45 a.m.. She said that their office needed \$1,558.63 to cover the overexpenditure in their office. The reason for the overexpenditure was that they had to replace a drum in the copy machine. Ms. Conway said that the carpet was about \$300 more than about \$1,000. was spent for Docket covers for closing out old files. The Board said that they thought that the replacement of the drum on the copy machine should have been brought before them.

9:55 a.m. The board met with Kennard Eriksen ( Building Inspector) at 9:55 a.m. Mr. Eriksen said that his overexpenditure of \$599.80 was due to his salary and that the board approved that when they hired him after they had already set the budget.

10:00 a.m. The Board met with Jon Norris (Civil Defense Director) at 10:00 a.m. Mr. Norris said that the reason for his overexpenditure of \$596.79 was because of vacation pay paid to Marge Beermann and telephone, it wasn't an anticipated expense.

10:05 a.m. The board met with Ted Piepho (Election Commissioner) at 10:05 a.m. Mr. Piepho said the reason of his overexpenditure of \$709.66 was because of the under estimated printing and publishing cost. He implied that he went by the 1978 election and didn't take in consideration that the primary would cost more because of the two ballot per election office.

Hirschbach moved seconded by Servine to adopt the following resolution.

WHEREAS: The County Judge, County Sheriff, Civil Defense, Election Commissioners, Building Inspector and the Weed Fund will go over their approved and adopted FY 79-80 budget.

WHEREAS: An emergency does exist.

WHEREAS: The misc. portion of the County General Fund has unappropriated money left in that fund.

BE IT RESOLVED: The Dakota County Board of Commissioners hereby authorize the unappropriated monies of the Misc. portion of the County General Fund to be utilized for payment of the over expended budgets of the following offices:

County Judge- \$1,558.63  
 County Sheriff 8,619.74  
 Civil Defense 596.79  
 Election Comm. 709.66  
 Building Insp. 599.80  
 Weed Fund 314.78

Passed and adopted this 30th day of June, 1980 by unanimous vote.

ATTEST

s/ Theodore A. Piepho  
 Theodore A. Piepho  
 Dakota County Clerk

s/ Larry Morgan  
 Larry Morgan  
 Chairman

Larry Morgan reported that Ada Westover called him to purchase the county property where the old County Building use to be in Homer. Board directed the county clerk to have the Co. Surveyor to survey said property.

The Board approved the following claims to be paid June 30, 1980.  
 Mid Con Equipment Co. \$10,000 for a 5010 John Deere paddle scoop and the DW 15 cat was traded in on the paddle scoop.  
 Carol Barkley \$3,000 - Used International truck tractor.

DeGraaff moved, seconded by Servine to approve said claims.  
 Unanimous.

The DW-15 was traded in for the paddle scoop.

DeGraaff moved, seconded by Servine to adopt the following resolution.  
 Unanimous. Motion Carried.

WHEREAS: The County Board in its normal course of business sets salaries for the subsequent fiscal year prior to the 1st of July.

WHEREAS The County Board is presently conducting negotiations with the AFSCME.


WHEREAS: The County Board desires to provide a salary increase for county employees prior to completion of negotiations.

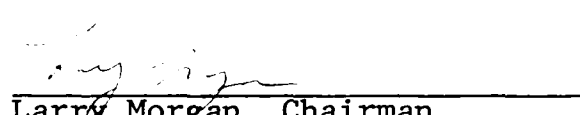
WHEREAS: This increase shall be subject to final adjustment through negotiations.

BE IT THEREFORE RESOLVED: that the County Board hereby authorizes a 7 % increase in the allocation of funds for salaries for all county employees with the exception of elected officials, appointed deputies, hourly and seasonal employees.

Commissioner DeGraaff moved for adoption this 30th day of June, 1980.  
 Adopted by unanimous vote.


ATTEST:


  
 Theodore A. Piepho  
 County Clerk

  
 Larry Morgan, Chairman

DeGraaff moved, seconded by Hirschbach to adjourn.  
 Unanimous Motion Carried 12:10 p.m.

ATTEST:

  
 Theodore A. Piepho, County Clerk

  
 Larry Morgan, Chairman

COMMISSIONERS MEETING  
 July 7, 1980  
 BASEMENT MEETING ROOM

Chairman Morgan called their regular scheduled meeting to order at 9:08 a.m. Present were: Daniel Rohde, John Servine, Gretchen Hirschbach, Henry DeGraaff, Larry Morgan and Ted Piepho, Secretary.

Robert Giese (County Treasurer) appeared before the board at 9:25 a.m. Mr. Giese reported the June request by schools for non-resident high school tuition amounted to \$69,490.29 the amount paid was \$30,959.57 leaving a balance of \$38,530.72 due to the schools. Mr. Giese reported that this deficit in the tuition fund was due to uncollected taxes.

Mr. Giese reported \$15,551.45 interest was collected in June and \$109,710.55 interest was collected for the fiscal year.

Tom Burke with Foss, Engelstad & Hail Architects and Engineering appeared before the board. They were drafting a different access to Highway 20 from the future Joe Morten building and questioned whether the county would furnish the tube.

Charles Nearman (St. Regis culvert) appeared before the board. He informed the board of several supplies that have been shipped out of Norfolk will now be shipped out of Sioux City.

Hirschbach moved, seconded by Rohde to adopt the following resolution. Unanimous. Motion Carried.

WHEREAS the Dakota County Board of Commissioners desires to expedite the closing of the former landfill site operated by Dakota Sanitation Inc.


WHEREAS the Nebraska Department of Environmental control has not completed the necessary plans and specifications to be used in the closing of the site.

BE IT THEREFORE RESOLVED that a request is hereby made to the Soil Conservation Service of the U. S. Department of Agriculture to formulate the necessary plans and designs of structures to accomplish the permanent closing of the landfill site, such plans and designs to be submitted to the Nebraska Department of Environmental Control for final approval and implementation.

Hirschbach moved, seconded by Rohde to adopt said resolution this 7th day of July, 1980. Resolution was passed by unanimous vote.

ATTEST:

s/ Theodore A. Piepho  
 Theodore A. Piepho  
 County Clerk

  
 s/ Larry Morgan  
 Larry Morgan, Chairman

DeGraaff moved, seconded by Hirschbach to adopt the following resolution.

WHEREAS, the County of Dakota is the owner and holder of several Certificates of Tax Sale of several parcels of real estate issued to the County of Dakota for all delinquent regular taxes thereon, and which having been regularly advertised and offered for sale at tax sale, and remaining unsold for want of bidders, was sold to the County of Dakota and Certificates of Tax Sale issued thereon under provisions of Nebraska Revised Statutes, Section 77-1809 R. S. Supp., 1979; and

WHEREAS, more than two years and less than five years have elapsed since the issuance of such respective certificates of tax sale and by reason thereof the right of redemption of the owners or claimants of such respective tracts has expired;

NOW, THEREFORE, BE IT RESOLVED THAT Maurice S. Redmond, County Attorney, be and he is hereby directed, as promptly under the circumstances as it is reasonably possible so to do, to institute action to foreclose the lien of all taxes delinquent, whether regular or special, on all real estate within Dakota County, Nebraska, which having been heretofore advertised and offered for sale and remaining unsold for want of bidders was sold to the County of Dakota and Certificates of Tax Sale issued thereon.

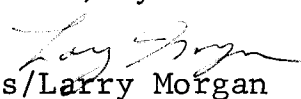
BE IT FURTHER RESOLVED that the County Treasurer of Dakota County, Nebraska be and the same hereby is directed to issue Treasurer's Certificates of Tax Sale in favor of Dakota County that all parcels of real estate offered for sale for less than three consecutive years were not sold for want of bidders.

INTRODUCED BY Henry DeGraaff

PASSED AND APPROVED this 7th day of July, 1980, by unanimous vote.

ATTEST:

s/ Theodore A. Piepho  
 County Clerk

  
 s/Larry Morgan  
 Chairman of the Board

Joy Nixon (County Assessor) and Jerry Knoche (Nebraska Department of Revenue) appeared before the Board. Ms. Nixon filed her work plan and a copy of her proposed FY 80-81 budget.

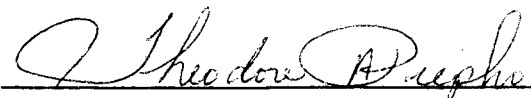
The Board and Mr. Knoche discussed the state reappraising all commercial and industrial, property and personal property of Iowa Beef, Sioux City, Foundry, Hart Beverage, Metz Baking, and Broyhills.

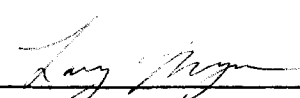
Servine moved, seconded by DeGraaff to go into closed session to discuss possible litigation Unanimous Motion Carried 11:00 a.m.

Hirschbach moved, seconded by Rohde to convene in regular session. Unanimous Motion Carried.

Servine moved, seconded by DeGraaff to adjourn. Unanimous Motion Carried.

ATTEST:

  
 Theodore A. Piepho, County Clerk

  
 Larry Morgan, Chairman

BOARD OF COMMISSIONERS MEETING  
 JULY 21, 1980 Proceedings  
 BASEMENT MEETING ROOM

Present were: Gretchen Hirschbach, John Servine, Henry DeGraaff, Daniel Rohde, Larry Morgan and Ted Piepho, Secretary.

Mildred Jorgensen (County Welfare Director) appeared before the board and asked to go into closed session to discuss welfare applicants for Welfare Assistance.

Rohde moved, seconded by Servine to convene in closed session to discuss welfare assistance applicants.  
 Unanimous Motion Carried. 9:11 a.m.

DeGraaff moved, seconded by Servine to reconvene in open regular session.  
 Unanimous Motion Carried 9:47 a.m.

Paul Culbertson and Maurice Crofoot appeared before the board. They questioned why last years budget showed so much of a cash reserve. The County Clerk told them that they had excess funds and they needed that much of a cash reserve in order for the revenue to equal their expenditures

The county officials appeared before the board concerning their employees salaries. The Clerk of District court, County Attorney and the County Clerk had put in a 7% increase in salary. The County Assessor and County Treasurer put in for more. The county officials thought that their deputies should be authorized at least a 7% increase in salary. The Sheriff said he thought that his dispatcher should be increased to that of other office workers.

Hirschbach moved, seconded by Rohde to amend their prior resolution to exclude the appointed deputies from being authorized a 7% increase to authorize(include) appointed deputies with a 7% increase in salary.

Yea: Hirschbach, DeGraaff, Rohde, Morgan.

Absent: Servine.

Milo Birkley appeared before the board and ask how soon the county could move some dirt and work on his road. No definate time was given.

Hirschbach moved, seconded by Rohde that the hourly dispatch employers in the sheriffs office be authorized an increase in salary to \$3.40 per hour.

Yea: Rohde, Hirschbach, DeGraaff and Morgan

Absent: Servine.

The board decided to meet Monday July 28, 1980 at 8:00 a.m. instead of 9:00 a.m.

Rohde moved seconded by DeGraaff to approve the minutes of July 7, 1980 as typed.

Yea: Rohde, Hirschbach, DeGraaff and Morgan.

Absent: Servine.

Hirschbach moved, Seconded by Rohde to approve the following claims.

Yea: Rohde, Hirschbach, DeGraaff and Morgan.

Absent: Servine.

GENERAL FUND: Salaries, Social Security \$2670.81, Blue Cross \$1729.64, Larry Morgan \$541.66 Henry DeGraaff \$541.66, Gretchen Hirschbach \$541.66, Daniel Rohde \$541.66, John Servine \$541.66, Theodore Piepho \$1,208.33, Mary Hinkle \$840.46, Eloise Gormally \$615.25, Margaret Rahn \$615.25, Myra Smith \$579.87, Robert Giese \$1,208.33, Irene Van Lent \$840.46, Judy Belt \$525.76, Charlotte J. Doenhaefer \$615.25, Ruth Jensen \$615.25, Nadine Johanson \$615.25, Mardell Sorensen \$493.20, Virginia Piper \$1,208.33, Betty Garwood \$840.46, Sharon M. Shannon \$615.25, William Whear \$1,208.33, Harvey Bates \$1,087.87, Jarold Gilson \$1,070.00, Danny Potts \$900.00 Linda Wilson \$791.00, Maurice S. Redmond \$1,208.33, Dennis J. Mahr \$1,250.00, Gloria Engelbrecht \$850.00, Julie Engel \$530.00, Cindy Harris \$650.00, Luke Cosgrove \$782.00, George E. Grassby \$782.00, Joy K. Nixon \$1,208.33, Thelma E. Baugous \$840.46, Dorothy J. Lundberg \$615.25, Madelyn Thorsland \$615.25, Shirley Ann Bentz \$627.00, Jeanette Ramirez \$665.75, Nondas Vitols \$692.50, Lillian Rager \$692.50, Nellie June Beardshear \$665.75, Darlene Arneson \$688.50, Linda Lensink \$661.30, Cheryl Lundberg \$430.10, Earlean McClain \$680.00, Neva Neal \$343.47, Pat Parkins \$413.10, Armon Todd \$963.00, Klemett Dean \$1,259.39, Nancy Dean \$206.15, Harold Nelson \$430.50, Jon Norris \$33.25, Patricia Stingley \$668.75, Jon C. Norris \$624.13 Maurice Roady \$713.37, Lorraine Tillman \$1123.50, Bonibel Chapman \$615.25, Dr. J. H. Walston \$230.00, Maxine Titler \$666.67, Kennard Eriksen \$940.70.  
 So. Soo. City Star \$245.56, Hollar Stamp Co. \$65.15, Ted Piepho \$1.95, Redfield & Co. \$30.53, Theodore Piepho \$5.00, Sooland Business Forms \$58.65, Sooland Business Forms Inc. \$20.40, Rinder Printing Co. \$129.21, AB Dick Porducts Co. \$350.76, Northwestern Bell \$139.38, Sooland Office Supply \$6.55, Precision Typewriter Works \$100.00, So. Sioux City Star \$158.34, Robert Giese \$45.39, Dakota County Treasurer \$68.36, Klopp Printing Co. \$50.00, Redfield & Co. Inc. \$372.96, Northwestern Bell \$71.67, Northwestern Bell \$107.30, The National Judicial College \$7.50, Redfield & Co. \$103.39, Achievement Certificates \$17.50, Northwestern Bell \$23.43, William Whear \$363.80, Harvey Bates \$556.80, Jarold Gilson \$583.40, Armon Todd \$99.40, Danny Potts \$447.40, Western Union \$247.93, Security National Bank \$135.52, Northwestern Bell \$252.18 Leo's Servine \$110.40, Leo's Service \$57.48, Crystal Oil Co. \$20.80, Charlie Zook Dodge, Inc. \$37.55, The Paper Co. \$17.96, R. L. Polk, & Co. \$45.00, Jack's Men's Wear \$10.25, William Whear \$184.00, Dakota County Sheriff \$721.00, Jerry Gilson \$12.46, Dat Timers \$38.95, R. H. White \$200.00, Executive Leasing Inc. \$157.17, Union Abstract Co. \$260.00, Dan Weakley \$35.00, Standard Office Equipment \$51.69, Northwestern Bell \$145.06, West Publishing Co. \$23.00, R. L. Polk & Co. \$45.00, Northwestern Bell Telephone \$113.22, Thelma Baugous \$40.97, Joy K. Nixon \$367.87, Standard Office Equipment Co. \$35.52, Precision Typewriter Works \$8.00 Northwestern Bell \$18.23, Kroghs Coast to Coast \$4.74, I. P. S. \$1188.00, EMSCO \$159.58, Bill Hedrick \$122.80, Roy Strong \$78.00, Klemett Dean \$25.00, T & D. Service \$20.00, Tagatz Hardware \$53.99, City of Dakota City \$1,721.20, Western Paper \$6.90, American Linen Co. \$41.40, Robertson Imp. \$183.71, Torticill Service \$26.80, Claussen Elec. \$13.14, Tucker Glass \$11.38 Means Service \$27.84, Bahr Plumbing \$40.00, Dakota County Extension Service \$1300.00, North-western Bell \$23.38, Northwestern Bell \$63.80, Maurice Roady \$15.00, Northwestern Bell \$43.34 Northwestern Bell \$26.65, Lorraine Tillman \$73.44, Lorraine Tillman \$25.00, Northwestern Bell \$22.78, State of Nebraska \$19.95, General Business Eq. \$48.00, Precision Typewriter Works \$45.00, Northwestern Bell \$57.36, Kennard Eriksen \$51.85, So. Sioux City Star \$8.13, U. S. Post Office \$118.00

Northwestern Bell \$9.45, Nebraska Association of Co. Officials \$412.00, Joe Morten & Son Insurance \$358.00, Pitney Bowes \$78.00, IBM Corp. \$1548.00, So. Sioux Animal Hospital \$15.00, Dakota County Sheriffs Office \$210.50, Gene Persinger \$97.00, Donna Graves \$20.64, Daniel Weakley \$21.60, Brad Ebaugh \$20.64, Dakota County Court \$40.00, Wm. Binkard \$123.90, Bruce Strong \$20.64, Gordon Krogh \$20.64, Jerry Anderson \$20.64, LeRoy Strong \$20.64, Northwestern National Bank \$200.25, West Publishing Co. \$176.50, Clerk of District Court \$293.00, Bancroft-Whitney Co. \$82.80, Mohummed Sadden \$35.00, Mohummed Sadden \$35.00, Mohummed Sadden \$35.00, Mohummed Sadden \$52.50, Mohummed Sadden \$35.00, Michael W. Ellwanger \$52.50, Michael W. Ellwanger \$129.00, Robert Wichser \$268.64, Sandra K. Inkster \$158.00, Sandra K. Inkster \$104.00, Sandra K. Inkster \$103.50, Sandra K. Inkster \$73.50, Kurt T. Rager \$241.50, U. S. Leasing \$43.56.

ASSISTANCE:

Blue Cross \$245.98, Social Security \$456.19, Mildred Jorgensen \$1,508.39, Jeanine Bliven \$781.17, Margaret Boeshart \$1166.71, Pauline Jensen \$1183.38, Patricia Lane \$1045.09, Mary O'Dell \$711.85, Charlene Weber \$1045.29.  
Credit Bureau of So. Sioux. \$3.50, Star Printing & Publishing \$485.40, Sioux City Stationery \$1.98, Northwestern Bell \$202.07, Mildred Jorgensen \$46.14, Margaret Boeshart \$15.64, Patricia Lane \$25.33, Pauline Jensen \$4.08, Charlene Weber \$51.85.

DAKOTA COUNTY AGRICULTURAL SOCIETY:

Dakota County Agricultural Society-\$3,000.00

DAKOTA COUNTY HISTORICAL SOCIETY:

Dakota County Historical Society \$409.79.

WEED FUND:

Social Security \$87.10, Blue Cross \$34.51, Paul M. Foreshoe \$850.00, Ruth B. Foreshoe \$50.00, Claire D. Barr \$396.00, Maurice Crofoot \$25.00, Paul R. Culbertson \$25.00, Elmer E. Nelson \$25.00, John Ryan \$25.00, George W. Shrader \$25.00, George W. Shrader \$1.70, Paul R. Culbertson \$1.36, Elmer E. Nelson \$2.38, Maurice Crofoot \$1.53, John Ryan \$4.25, Paul Foreshoe \$22.69, So Soo Oil Co. \$323.03, So. Sioux City Star \$63.70, Dakota Auto Parts \$6.14, Farmers Coop Association \$79.20, Denny's Wrecker Service \$15.00.

FEDERAL GRANT HIWAY SAFETY PROGRAM:

Social Security \$61.30, Blue Cross \$38.43, Gene Persinger \$1,000.00, Gene Persinger \$10.00, K Mart \$80.00, Jack's Mens Wear \$693.20

COUNTY ROAD:


Social Security \$1,021.28, Blue Cross \$446.77, Blue Cross \$38.43, Colonial Insurance \$12.00, George W. Anderson \$846.37, Leland Armbricht \$1,023.19, Donald Belt \$913.78, Caleb Chapman \$846.37, Marvin Flaugh \$846.37, Steven Heinemann \$986.00, Walter Heinemann \$913.78, Robert L. Jacobsen \$880.61, Lawrence Jepsen \$1070.00, Kurt A. Johnson \$846.37, Walter N. Johnson \$982.26, Jim Mahoney \$812.82, Arnold Mellick \$946.95, Richard McNear \$1117.75, Marlon Millard \$846.37, Lee Novak \$935.00, Willis J. Roeber \$1000.32, Earl Stading \$846.37, Henry DeGraaff \$77.34, Northwestern Bell \$58.63, IPS \$52.33, City of Dakota City \$20.33, Emerson Municipal Utilities \$5.00, M & S Company \$1.87, Condon Motors \$630.59, Kidder Knoepfler Co. \$380.66, Stephan's Welding Shop \$20.00, Van's Used Truck \$70.00, Mikes Auto Parts \$131.35, Missouri Valley Machinery Co. \$2,607.71, Anderson Equipment Co. Inc. \$21.32, Coast to Coast \$22.55, Graham Brake \$32.86, C Anderson Co. \$305.30, Standard Bearings Co. \$101.11, Midcon Equipment Co. \$346.01, Herman M. Brown Co. \$82.38, United Wholesalers, Inc. \$77.26, International Harvester \$6.54, Joe's Surplus \$40.13, Means Service \$59.60, The Sioux City Iron Co. \$61.37, Hydraulic Sales & Service \$15.65, Auto Parts & Exchange \$34.68, Monroe Welding \$25.20, Northern Auto Parts Warehouse, INC. \$415.10, Sears \$89.53, State Steel \$35.90, Walensky \$57.59, Warren Oil Co. \$1847.08, Homer Service Station \$138.22, Diamond Horeshoe \$2653.22, Crystal Oil \$225.50, Farmers Coop Assn. \$455.00, D & L Repair \$17.00, Flaugh's Service \$2486.22, Engels Mobil Service \$313.05, D. C. Implement \$130.53, Firestone Stores \$312.90, Great Plains Supply Co. \$460.31, Nebraska Board of Education \$135.26, Burlington Northern \$280.00

REVENUE SHARING:

Stalp Gravel \$4030.74, Kraco Asphalt Inc. \$1170.00, Brower Construction Co. \$2450.00, So. Sioux City Star \$22.94, Nebraska State Bank \$28.42, Higman Sand & Gravel \$11,349.37, Louis M. Pedersen \$250.80..

DeGraaff moved, seconded by Rohde to adjourn.  
Yea: Rohde, Hirschbach, DeGraaff and Morgan.  
Absent: Servine.

ATTEST:

  
THEODORE A. PIEPHO, COUNTY CLERK

  
LARRY MORGAN, CHAIRMAN

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COMMISSIONERS MEETING  
JULY 28, 1980 Proceedings  
BASEMENT MEETING ROOM

Chairman Morgan called their regular scheduled meeting to order at 8:07 a.m.  
Present were: Daniel Rohde, Gretchen Hirschbach, Henry DeGraaff, Larry Morgan, Ted Piepho secretary, and John Servine at 9:03 a.m.

Joy Nixon (County Assessor) appeared before the board. Ms. Nixon informed the board that her office has been working very close with Luke Cosgrove from the county attorney's office in relation to the mobile homes.  
Ms. Nixon also informed the board that she would like to get rid of the old E-1000 because its not being used. The board gave her permission to advertise it for bids. Ms. Nixon recommended that a sinking fund be established for an addition to the west side of the court house for office space. Ms. Nixon asked the board about sitting up an additional levy for the rural taxing districts to be an additional levy for maintaining county roads. Mr. Rohde said he

didn't think so that they are paying enough taxes. Ms. Nixon reported that she has scheduled the penalty hearing for next week. She recommended that no less than 10% penalty be assessed on the late filings.

Ms. Nixon presented to the board many Homestead exemptions that she had not approved. (rejected)  
Ms. Nixon presented to the board information concerning the laws of penalty hearing and also a list of questions to be asked which was recommended by the Department of Revenue.

Ms. Nixon presented a letter from the Department of Revenue on the estimate for the state to appraise the commercial and industrial properties. Their estimate was 15 to 16 thousand based on 330 parcels and real property only.

Ms. Nixon presented her proposed budget for 80-81 to the board. In reviewing the deputy's salary she was asked if the proposed salary was 7% increase. She said no. When the board mentioned their resolution to increase deputies salaries 7% she said she had made this out when working her work plan. Also the part time appraiser was questioned by the board and Ms. Nixon <sup>Adv. 1974</sup> told the board that this was for her appraiser but that he didn't get to this county was the reason she didn't spend but \$875.00. The board mentioned, that since they are considering the state appraising commercial property, would she need that \$8000.00. She thought that she ought to keep \$1000.00.

DeGraaff moved, seconded by Hirschbach to convene as Board of Equalization to hear testimony on the homestead exemption that were rejected by the County Assessor. Joy presented a list of the individuals that she rejected for homestead and the reason for such rejection. Randy L. or Stephanie Hartman; Lawrence L. and Rosetta J. Harris; Alfred M. Kemp; Theodore R. and Martha A. Cooper; Robert L. or Barbara A. Nieman; Wallace Overfelt; Ralph or Rhodessa Adair; Lyle E. Hankins; Arlon G. and Carol E. Edmisten; Gerald E. and Jerilynne A. Fergan; Glen D. and Marilyn S. Gunsolley; Mark Reed; Wilbur Howley; Joseph D. or Marla K. Harris; Larry D. or Cynthia Benson; Randy L. Anderson; James P. or Jaclyn Beacom; Lawrence Quinn; Lorena Morrow Palmer; William H. and Mildred M. Gill.

Mrs. Lorena Palmer appeared before the board and was sworn in by Chairman Morgan at 9:30 a.m. Ms. Nixon said that unless Mr. Eugene K. Palmer, Veteran applicant for homestead exemption is owner of record that they couldn't be granted exemption status from form 452. Mrs. Palmer thought that since he has signed the mortgage he must be. The board said not necessarily. She asked if she would qualify for any. Ms. Nixon informed her that if she was over 65 and a limited income she could file form 455. She proceeded to the assessors office and filed form 455.

Mr. Alvin Wiggs appeared before the board and was sworn in by Chairman Morgan at 9:37 a.m. Mr. Wiggs stated that last year he received 100% exempt, he had brought some information from the Social Security Bureau and that <sup>was</sup> good enough to be exempted. This year the assessor wouldn't accept that information. Al said, Dr. Walston said he could furnish the information in 7 to 10 days but this is not soon enough.

Ms. Nixon said that she had sent a prior notice with no response and that since his injury was not service connected that he would have to file every year. A note was attached to his application saying that. Mr. Wiggs's doctor would not give out any information of his condition. Ms. Nixon said that if he doesn't qualify for this he could qualify for an exemption of \$280. assessed. Mr. Wiggs said "he had been 100% disabled since 1972 and that he was exempted for 1 year."

Rohde moved, seconded by Servine to grant Mr Wiggs the same exemption in 1980 as the year 1979.  
Unanimous Motion Carried.

Ms. Nixon recommended to the board that they approve Randy and Stephanie Hartman because they furnished the necessary proof of ownership July 23, 1980.

Hirschbach moved, seconded by DeGraaff to grant the homestead application of Randy and Stephanie Hartman..  
Unanimous Motion Carried.

Servine moved, seconded by Rohde to reconvene as board of Commissioners.  
Unanimous Motion Carried 9:50 a.m.

Mr. Wayne Stark appeared before the board and asked the board to move the road by his place so that the centerline of the road is on the section line. Mr. Rohde and Mr. Servine are to call Mr. Stark and for an appointment for an on site inspection.

Father Meyer appeared before the board and asked to use the county equipment to build roads in the new addition to St. John's cemetery. It was the opinion of the board to furnish a grader and operator for a few days other than that they felt they too were far behind on road work to commit to more than that.

Mr. Howard Rasmussen, Milo Birkley and Pat Dorcey appeared before the board to discuss the problems of the Hubbard-Jackson road. The board agreed to meet them at the site to get a better understanding of what would be discussed.

William Whear (County Sheriff) appeared before the board to explain why he requested certain delinquent property taxes be deleted by the County Board. He said that his office has an opinion from the County Attorney that if a corporation declares bankruptcy you can not hold the owners personally. He was to have his jailor/tax collector give a written report to the board concerning a couple of individuals. Paul Culbertson and George Shrader appeared before the commissioners on behalf of the weed board to explain and review the weed boards proposed budget.

Paul Culbertson appeared before the board on behalf of the extension agent to present their proposed budget for 80-81. Mr. Morgan was under the opinion that Pat Stingley should not, be given a raise at this time. Mr. Rohde thought that she should get a raise being that other clerical employees in the court house got a raise.

Mr. Paul Culbertson and Emory Foreshoe presented the 80-81 budget for the Historical Society. Mr. Culbertson said they were over 7% of what was spent last year but needed what has been asked for this year. He stated that the commissioners really didn't have the authority to cut this budget because they were separate from the county's 14.285 mill levy limit and was authorized their own mill levy.



Hirschbach moved, seconded by Rohde to recess until 7:30 p.m. this evening (July 28, 1980)

Monday July 28, 1980

The board met in open session at 7:35 p.m.

Present were: Gretchen Hirschbach, Henry DeGraaff, Daniel Rohde, Larry Morgan and Ted Piepho, Secretary.

Hirschbach moved, seconded by DeGraaff to convene as Board of Equalization to approve/disapprove the homestead applications that were rejected and submitted by the County assessor this morning.

Unanimous Motion Carried. 7:37 p.m.

DeGraaff moved seconded by Rohde to reconvene as Board of Commissioners

Yea: DeGraaff, Rohde Hirschbach, Morgan  
Absent Servine Motion Carried 7:45 p.m.

Hirschbach moved seconded by DeGraaff to accept the filing of the semi-annual statement of all collections and disbursements of the county treasurer from December 31, 1979 to June 30, 1980

Yea: Hirschbach, DeGraaff, Rohde and Morgan.  
Absent: Servine.

Hirschbach moved, seconded by Rohde to approve the minutes of July 21, 1980 as written.

Yea: Hirschbach, DeGraaff, Rohde and Morgan  
Absent: Servine.

John Servine attended board meeting 8:15 p.m.

8:10 p.m. The board reviewed the proposed budget of the Clerk of District Court.

9:00 p.m. The board reviewed the proposed budget of the Clerk of District Court Child support.

9:25 p.m. The board reviewed the proposed budget of the County Sheriff and the County jail.


10:25 p.m. The board reviewed the proposed budget of the county attorney and the county attorney child support.

11:35 p.m.

DeGraaff moved seconded by Rohde to recess till Thursday July 31, 1980.

Unanimous Motion Carried. 11:35 p.m.

ATTEST:

  
THEODORE A. PIEPHO, COUNTY CLERK

  
LARRY MORGAN, CHAIRMAN

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COMMISSIONERS MEETING  
August 4, 1980 Proceedings  
BASEMENT MEETING ROOM

Chairman Morgan called their regular scheduled meeting to order at 9:07 a.m.  
Present were: John Servine, Daniel Rohde, Gretchen Hirschbach, Henry DeGraaff, Larry Morgan and Ted Piepho, Secretary.

Frank Bohac and Lawrence Jepsen (County road foreman) appeared before the board on the Hubbard-Jackson bridge. Mr. Bohac was concerned on the rating of the bridge. It was rated as H-15.

Swinney Bridge Construction Co., RR1, Box 14A submitted a bid of \$21,867.49 for material and labor (except beams) to build a 26' wide x 24' long all steel and concrete deck bridge. H-15 rating.

Servine moved, seconded by Rohde to accept the bid submitted by Swinney Bridge Construction Co.

Hirschbach moved, seconded by DeGraaff to convene as Board of Equalization.  
Unanimous Motion Carried 9:18 a.m.

Hirschbach moved, seconded by Servine to reconvene as Board of Commissioners.  
Unanimous Motion Carried 10:10 a.m.

Lorraine Tillman appeared before the board and explained the agreement with the Marian Health Center, which reads:

IT IS HEREBY AGREED BY AND BETWEEN MARIAN HEALTH Center, Sioux City, Iowa, (hereinafter referred to as "Hospital") and the DAKOTA COUNTY HEALTH DEPARTMENT SERVICE, Dakota City, Nebraska (hereinafter referred to as "Health Department"), as follows:

WHEREAS, the Hospital is an acute care general facility desirous of administering a Hospital Home Health Services Department, and

WHEREAS, the Hospital is desirous of providing a Hospice Program, and

WHEREAS, the Health Department possesses staff resources to administer skilled nursing services, and

WHEREAS, the parties are desirous of entering into this agreement,

IT IS HEREBY AGREED:

I. The Health Department shall refer to Marian Health Center Home Health Services Program those appropriate cases that have been referred to the Health Department who meet the criteria to be serviced by the hospital.

Criteria for patient referral:

a. The patient lives in South Sioux City, Nebraska

b. The patient could benefit from the multiservice aspect of the Hospital program.

c. A third party payor (Medicare, Medicaid, Blue Cross, etc.) can be billed

for those services rendered.

d. The patient's physician approves of this transfer.

II. Skilled nursing services to be rendered can be furnished by the Hospital Director

of Home Health Services or the Health Department, based on existing caseload of each R.M. These services will be rendered on the premises of the patient's residence as ordered by the attending physician under the coordination of the Hospital Director of Home Health Services.

III. The overall coordination and supervision of care provided to patients admitted to the Department of Home Health Services will be by the Director of the Hospital Department of Home Health Services and the Health Department agrees to provide the Hospital with the necessary documentation and information required for medical records purposes within one week subsequent to any and all home visits.

IV. In providing for the Hospice Program, the Health Department will make on-call skilled nursing visits in addition to visits made during regular hours. On-call shall be defined as those hours between 4:30 p.m. and 4:00 a.m. daily, and 2:00 p.m. and 8:00 a.m. on weekends and holidays.

The Hospital agrees to provide necessary Hospice inservice, call supportive team conferences, and supply trained Hospice volunteers. The Hospice Program will be evaluated at the end of a year.

V. All services performed by the Health Department shall be charged to the Hospital by the Health Department on a fee-for-service basis pursuant to a fee schedule to be agreed upon between the Hospital and the Health Department, a copy of which is attached hereto and by their reference made a part hereof. Monthly, the Health Department shall provide an itemized statement to the Hospital for services rendered by the Health Department.

VI. It shall be the responsibility of the Hospital to bill and collect from the appropriate third parties the amount charged for rendering of services by the Health Department.

VII. The Health Department shall hold harmless the Hospital from any civil liability, including court costs, attorney fees or any cost whatsoever incurred in defending against any demand, claim or lawsuit against the Hospital for damages arising out of the conduct of Health Department personnel, agents or designees, while performing the services which are subject to this agreement. Each party shall bear the full responsibility and legal liability, including all legal and attorney expenses, which might arise out of the acts or omissions of the respective parties, their agents and/or designees; to the extent that such conduct on the part of either party imposes expense or costs upon the non-negligent party, the negligent party shall fully indemnify the non-negligent party for such expenses and costs.

Fee schedule agreed upon between the Hospital and the Health Department.  
\$19.00 per visit.

VIII. Nothing in this agreement shall be construed to establish an employer-employee relationship between the Hospital and the Health Department. The Health Department shall be responsible for any workman's compensation liability that arises out of services performed under the agreement by Health Department agents or designees.

IX. In providing the subject services, as a part of the Department of Home Health Services of Marian Health Center, the Health Department agrees to operate under Home Health Services policies, cooperate with the departmental coordinator in the provision of services, the recording of treatments provided, and the ongoing assessment of the quality of medical care being provided, including periodic supervision of Home Health Aide Services as may be required by federal regulations, under the overall purview and jurisdiction of the organized medical staff of the Hospital.

X. This agreement shall be effective from the date of signing hereof and shall continue for a period of one year and from year to year thereafter until terminated. Either party may terminate this agreement upon ninety days' written notice to the other party.  
Dated this 4th day of August, 1980.

MARIAN HEALTH CENTER  
By s/ Sister Elizabeth Mary Burns, R.S.M.  
Sister Elizabeth Mary Burns, R.S.M.  
President

DAKOTA COUNTY PUBLIC HEALTH NURSING SERVICE  
By s/ Ted Piepho  
Ted Piepho, President  
Dakota County Board of Health

By s/ Larry Morgan

Hirschbach moved, seconded by Servine to approve the Chairman signing the agreement with the Marian Health Center.  
Unanimous Motion Carried.

The board review a post card questioning whether Dakota County would fund any monies toward the area of aging this fiscal year.

Hirschbach moved, seconded by Rohde to table any decision of funding any monies to the area on aged until they can meet with George Shrader who is Dakota County's representative.  
Unanimous Motion Carried.

Kennard Eriksen appeared before the board. Kennard presented his proposed budget for 1981. The Board reviewed his proposed budget.

Kennard also submitted his resignation effective August 31, 1980, and that he would take his vacation the last two weeks of August.

Mr. Morgan opened the mail addressed to the Commissioners. A letter was received from Porter-Ripa stating they had done the bridge inspections of Dakota County in the past and hope they could continue in the future.

The Board directed the County Clerk to write Porter-Ripa a letter asking them to meet with the board to discuss Dakota County's bridge projects.

Mildred Jorgensen ( County Welfare Director) appeared before the board and presented the

Welfare Administration and the Bor Relief budget for 80-81. The Welfare Administration budget was reviewed by the board proposed and present

Dick Brown (District Probation Officer) appeared before the board and presented the District Probation Officer's budget.

The board reviewed the budget and proposed a total of \$2004.36. \$201.00 was added for postage to Mr. Brown's proposed.

Frank Bohac appeared before the board with information concerning the Hubbard Jackson bridge. He informed the board that the Hubbard Jackson bridge would require a H-20 rating and a width of 28' to qualify for Federal Funding.

Servine moved, seconded by Rohde to recind an earlier motion to accept the bid of Swinney Construction to replace the Hubbard Jackson bridge and to authorize Frank Bohac to prepare specifications. Unanimous Motion Carried.

DeGraaff moved, seconded by Servine to convene as Board of Equalization. Unanimous Motion Carried.

Servine moved, seconded by DeGraaff to reconvene as Board of Commissioners. Unanimous Motion Carried..

DeGraaff moved, seconded by Servine to continue funding for the area of aging for 80-81. Unanimous Motion Carried.

Rohde moved, seconded by Servine to convene as Board of Equalization. Unanimous Motion Carried.

Rohde moved, seconded by Servine to reconvene as Board of Commissioners. Unanimous Motion Carried.

Hirschbach moved, seconded by DeGraaff to recess until 7:30 Monday August 4th, 1980.

ATTEST:

*Theodore Piepho*  
THEODORE A. PIEPHO, COUNTY CLERK

*Larry Morgan*  
LARRY MORGAN, CHAIRMAN

COMMISSIONERS MEETING  
MONDAY AUGUST 4, Proceedings  
BASEMENT MEETING ROOM

Chairman Morgan called the meeting to order at 7:30 p.m.  
Present were: John Servine, Daniel Rohde, Gretchen Hirschbach, Henry DeGraaff, Larry Morgan and Ted Piepho, Secretary.

Jon Norris (Civil Defense Director) appeared before the board and presented the Civil Defense budget for 80-81. The board reviewed the budget with Mr. Norris.

Maxine Titler, County School Supt. appeared before the board and presented the School Superintendent's budget for 80-81. The board reviewed the budget with Ms. Titler.

Maurice Roady, Veterans Service Officer appeared before the board and presented the Service Officers budget and the Soldiers and Sailors budget. The board reviewed the two budgets with Mr. Roady.

The board reviewed the County Boards, County Road Superintendent and the County Misc. fund budgets.

After reviewing these budgets the board recessed until Tuesday at 8:00 p.m.

ATTEST:

*Theodore Piepho*  
THEODORE A. PIEPHO, COUNTY CLERK

*Larry Morgan*  
LARRY MORGAN, CHAIRMAN

BOARD OF COMMISSIONERS  
AUGUST 5, 1980 Proceedings  
Basement Meeting Room

The Dakota County Board of Commissioners continued their meeting of August 4, 1980., at 8:00 p.m. Present were: Daniel Rohde, Gretchen Hirschbach, Henry DeGraaff, Larry Morgan and Ted Piepho Secretary. Absent: John Servine

The County Board reviewed various office budgets and discussed their proposals. Being they did not complete all budgets, they recessed until Wednesday August 6, 1980.

WEDNESDAY AUGUST 6, 1980

The Dakota County Board of Commissioners met at 8:00 p.m. to complete the County Boards proposed budget. Present were: Daniel Rohde, Gretchen Hirschbach, Henry DeGraaff, Larry Morgan and Ted Piepho Secretary. Absent: John Servine

The County Board of Commissioners reviewed the remaining budgets. They reviewed the Clerk of District Court Child Support, County Attorney's Child Support and the County Attorney's Office budgets last. Ms. Hirschbach submitted a letter from the State Auditor's office stating

the Child Support Title IV revenue shall be deposited into the General Fund. The County Board decided that since they have not authorized or approved any additional personnel they would not propose any expenditures from the child support monies because the 80-81 revenues are pure estimate and had no idea of actual revenue. The Board reviewed the County Attorney's budget. Their first review amounted to 64,570.00. The board tried to figure if this figure was realitively close by taking last years expenditures added the line items that had been in the county misc. fund and added 7% to that. The board also took the adopted budget of the County Attorney for 79-80 and subtracted \$8,000.00 for the intake officer which was not hired, added the line items that had been taken out of the County Misc. Fund and added 7%. After reviewing these figures the board decided to add \$4,000.00 to part time salaries because the county attorney will have expended that much in this fiscal year for part time salary. This brought the County Board's proposal to \$68,570.00.

Rohde moved, seconded by DeGraaff that the County Board accept the following proposals on the various functions and funds for further consideration.

County Board	\$43,826.00	
County Clerk	54,612.25	
County Treasurer	79,019.75	
County Assessor	91,450.75	
County Supt.	9,720.04	
Election Commissioner	13,629.14	
Planning Commission	825.00	
Data Processing	0	
Clerk of Dist. Court	44,375.56	
County Court	10,250.00	
District Judge	3,290.00	
Bldg. & Grounds	64,072.68	
Ag. Extension Agent	25,515.00	
County Sheriff	104,058.34	
County Attorney	68,570.00	
County Jail	62,986.64	
Civil Defense	8,910.00	
County Surveyor	5,030.00	
County Health Nurse	26,170.00	
Veterans Ser. Officer	10,682.56	
Co. Misc. Fund	266,096.04	
District Prob. Off.	2,004.36	
Building Inspector	12,646.00	
Co. Road Supt.	23,150.00	
Legal Services	40,000.00	
Road & Bridge	571,208.00	with a 50,000.00 Cash Reserve
Welfare Admin.	109,439.99	with a 7,145.31 Cash Reserve
Relief Medical	200,000.00	
Institutions	30,083.13	
Soldiers & Sailors	7,200.00	
Hyway Safety	17,785.29	with a 1,991.28 Cash Reserve
Revenue Sharing	112,766.46	
Inheritance tax	40,865.97	transfer to courthouse build. instead of County General
Courthouse Bldg.	62,103.07	
Noxious Weed Control	27,076.00	with a 1,021.72 Cash Reserve
Clerk of Dist. Court Child Support	- 0	
County Attorney Child Support	0	

and the county general fund to carry a cash reserve of \$100,000.00. The County Clerk is to notify all individuals submitting budgets of the proposal of the board and that a hearing with the County Officials be held Wednesday August 13, 1980 at 8:00 p.m. for those who think our proposal is unreasonable.

Unanimous Motion Carried.

DeGraaff moved, seconded by Rohde to adjourn.

Unanimous Motion Carried  
11:30 p.m.

ATTEST:

  
THEODORE A. PIEPHO, COUNTY CLERK

  
LARRY MORGAN, CHAIRMAN

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COMMISSIONERS MEETING  
AUGUST 11, 1980 Proceedings  
BASEMENT MEETING ROOM

Chairman Morgan called their regular scheduled meeting to order at 9:05 a.m.  
Present were: Daniel Rohde, Henry DeGraaff, John Servine, Larry Morgan and Ted Piepho, Secretary.  
Absent: Gretchen Hirschbach.

Chairman Morgan introduced a Supreme Court decision STATE EX REL. REDMOND V. SMITH No. 42875 - filed August 8, 1980 in which that case was reversed and dismissed. Mr. Servine stepped down from the Commissioners chair with very kind words in that he enjoyed working with the board and for the County of Dakota.  
Mr. Rod Smith and Mr. Robert Garvey took seats at the Board of Commissioners table.

Mr. Morgan called the attention of the Board that L.B. 615 allowed for officials to be reimbursed at a rate of 21¢ a mile for use of private owned vehicle and a 25¢ per mile for the Sheriffs office. The I.R.S. requires anything in excess of 18½¢ a mile to be declared as income, so therefore I would like to present a resolution to release the county's obligation of keeping those records.

RESOLUTION

WHEREAS Nebraska LB 615 amended the statutes allowing reimbursement for mileage for county officials and employees.

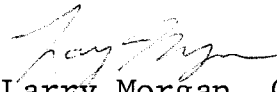
WHEREAS the I.R.S. rules that any person receiving more than 18½¢ per mile reimbursement for mileage must declare that amount in excess of 18½¢ per mile as income.

BE IT RESOLVED THEREFORE THAT ANY County Official or employee of Dakota County who receives reimbursement in excess of 18½¢ per mile shall declare that excess as income.

Daniel Rohde moved for the adoption of said resolution and passed unanimously this 11th day of August, 1980.

Attest:

Theodore A. Piepho  
County Clerk

  
Larry Morgan, Chairman

Rohde moved, seconded by DeGraaff to adopt the said resolution.

Yea: Rohde, DeGraaff, Smith, Garvey and Morgan

Nay: None Abstaining: None

Robert Giese (County Treasurer appeared before the board with treasurers report.

He reported the balances of all funds as of July 31, 1980.

The invested monies included.

182 day CD for \$130,000.00 at 11.98%-redemption date 8-11-80

32 day CD for \$100,000.00 at 8.25%-redemption date 8-11-80

32 day CD for \$100,000.00 at 8.25%-redemption date 8-18-80

Passbook NSB \$604,935.19  
Passbook DCB 48,355.83  
\$983,291.02

He also noted that a loan company had paid their 78-79 taxes on Mobile Home but were reluctant to pay 77's. He said they had taken partial payment and would include them on October 1st delinquent tax list. The Board agreed.

Mr. Giese presented to the County Board:

- 1) A letter from the County Sheriff requesting that certain distress warrants be taken off the list and listed the reason why-
- 2) Statement of distress warrant collections 10-1-79 through 6-30-80
- 3) The list of distress warrants he issued to the Sheriff in October 1979 with their comments.

All members of the board signed same.

Garvey moved, seconded by DeGraaff to convene as Board of Equalization.

Unanimous Motion Carried. 9:30 a.m.

DeGraaff moved, seconded by Rohde to reconvene as Board of Commissioners.

Unanimous Motion Carried. 9:57 a.m.

Chairman Morgan signed the monthly reimbursement voucher No. 5 which was for the month of July in the amount of \$1,109.73 under the R. Step Program.

The Board took a break from 10:00 a.m. to 10:10 a.m.

Rohde moved, seconded by Smith to convene as Board of Equalization.

Unanimous Motion Carried. 10:10 a.m.

Garvey moved, seconded by Rohde to reconvene as Board of Commissioners.

Unanimous Motion Carried. 10:15 a.m.

Smith moved, seconded by Rohde that the bids on the Hubbard-Jackson bridge be continued Wednesday evening at 8:00 p.m.

Mr. Morgan discussed some projects that should be scheduled in the future those being resurfacing old highway 20 by the Diamond Horseshoe hard surfacing the east west road north of IBP and the hard surfacing of the Hubbard-Jackson road. Mr. Morgan stated that these should be included in the F.A.S. system and the priority of these projects could be determined at a latter date.

Mr. Morgan briefly discussed the garbage burning facility being studied by Brower Construction.

Rohde moved, seconded by DeGraaff to draft a letter to send to Brower.

The County board reviewed and discussed the assessors work plan for 80-81.

Smith moved, seconded by Rohde to acknowledge receipt of the Assessors work plan approving portions of it, however other portions do not have the approval by the County Board.

Unanimous Motion Carried.

Dr. John Lynch appeared before the board and informed the board that the bridge on the north road out of Jackson doesn't have rails and also has holes,

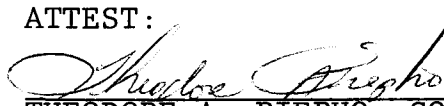
The Board directed the County Clerk to ask Mr. Redmond to appear before them on the newly hired assistant in child support. Mr. Redmond was not available. The County Attorney is scheduled to meet with the board Wednesday August 13th at 9:00 p.m.

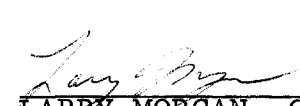
With no further business Chairman Morgan called for a motion to recess till Wednesday August 13, 1980.

Smith moved, seconded by Rohde to recess till Wednesday August 13, 1980 at 8:00 p.m.

Unanimous Motion Carried. 11:45 a.m.

ATTEST:

  
THEODORE A. PIEPHO, COUNTY CLERK

  
LARRY MORGAN, CHAIRMAN

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Chairman called the meeting of Wednesday August 13th to order at 8:00 p.m.  
 Present were: Larry Morgan Daniel Rohde, Henry DeGraaff, Robert Garvey, Rodney Smith.  
 County Clerk arrived at 8:05p.m.  
 Attending the hearing were Bruce Smith, Penny Morgan, Joy Nixon, John Murphy, Kim Murphy,  
 and Gerrie Murphy.

Joy Nixon (County Assessor) appeared before the board to discuss the boards proposal from her submitted budget. Ms. Nixon questioned if the appraisal fees were in the budget and where. The County Clerk informed her and the board that it was carried in the miscellaneous of General Fund and the amount was \$15,000.00. Mr. Smith asked if she was going to have professionals come in and appraise the commerical property and this would be in addition to her office budget. There was a discussion as to why the people in her office couldn't appraise commerical property. Mr. Morgan and Mr. Rohde informed the two new board members that during the Board of Equalization they learned the assessments on commerical property were not equal. They questioned whether the assessors office could get an accurate valuation of the larger corporations/companies of Dakota County. Ms. Nixon informed the board she had decreased her list to be appraised by the State Department of Revenue to about 100.

Ms. Nixon asked about the CAP's program and how it was going to be funded. Mr. Morgan said that, that would be authorized only if revenue sharing was continued after October and that it would come out of revenue sharing monies.

Ms. Nixon questioned the travel expense on her budget. Mr. Smith said you surely don't need more. Ms. Nixon said the mileage has gone up to 21¢ a mile.

Mr. Smith said due to the facts and that the assessor is going to have additional appraisers I move that the assessors office budget remain at the \$91,450.75 which the board has previously proposed. Rohde seconded.

Unanimous Motion Carried.

William Whear (County Sheriff) appeared before the board to discuss the boards proposal of his submitted budget. Mr. Whear asked the board if they wanted to reconsider him getting another car.

Mr. Morgan explained that the board had decided that another car would not be authorized. Mr. Smith said that they didn't have to reconsider the car due that he was a new member on the board.

Mr. Whear questioned why the \$600 for uniform allowance didn't appear as being proposed. The board didn't intend for that to be dropped and was added to the proposed.

Mr. Whear said he thought that grease and oil which was dropped to 300 wasn't enough. He said that he has to have grease and an oil change twice a month and that cost was about \$27.00 a change. There was a short discussion on the short interval between oil change. Mr. Whear indicated that due to the abnormal use of this car he thought that this was in line.

The Board raised grease and oil to \$500.00.

Mr. Whear said he had one more item on the County Sheriff's budget and that was the line item of equipment rental which was for his copy machine. Mr. Whear informed the board that he needed a copy machine because of the coping of Bonds for prisoners etc. after office hours. Mr. Smith said he could see the sheriff needing a copy machine. Mr. Morgan commented that the court house had seven copy machines and 5 have been purchased. Maybe we can take one out of another office and put it in the Sheriffs Office being that was on a lease purchase plan. The board informed him they would discuss the copy machine again.

Mr. Whear said he had one item on the county jail budget that needed to be discussed and that when the board proposed the dispatchers salary you probably took the hourly salary and multiplied by 24 and then 365. He informed the board that his dispatcher had to go with his deputies to move any female prisoners. He said that it didn't make him any difference if they wanted to include that in the salaries or as matron fees but should be added. These dispatchers do this when they are off duty and should be paid for it. The Board agreed on \$1,000 to be put in matron fees for these costs.

Smith moved, seconded by Garvey to adopt a proposed budget total of \$63,986.84 for the County Jail.

Unanimous Motion Carried.

The County Clerk informed the Board that he had received a letter from Maurice Redmond (County Attorney) stating that he thought the boards proposal was unreasonable but due to a prior commitment could not come before the board this evening to discuss their proposed but requested that the board meet with him when he was available.

Mr. Rodney Smith commented to the board that he thought he was qualified to estimate what it takes to operate a county attorney's office since he has a law office and has filled in as County Attorney on occasions. He didn't see why a County Attorney's office couldn't operate on a \$57,000 budget if the office was restricted to county business, which it should be.

Mr. Smith said he didn't see any reason to delay the County Attorney's budget. Mr. Morgan said we don't really have the time since the public hearing on the budget is Monday. Mr. Smith commented that the County Attorney couldn't come down to the meeting Monday morning and couldn't make it tonight.

Rohde moved, seconded by DeGraaff to propose \$68,570.00 total for the County Attorneys budget. Mr. Morgan asked if there was any discussion. Mr. Garvey asked Mr. Smith what figures he prepared to come up with \$57,000 total.

Mr. Rod Smith said that he thought \$100 a month for telephone would be plenty and that \$500.00 would be enough for law library because all he needs to keep up is a set of statutes. He can use other books out of the County's law library.

Bruce Smith (speaking as a taxpayer) said he thought \$1000 was to high and \$500 was enough to keep up a set of statutes, \$750 at the very most..

Mr. Rod Smith said that all the County Attorneys contribute to the Guardian Adliten fees to the county law library. The Board members agreed to reduce their previously proposed of 1500 for the law library to \$500.

Mr. Rod Smith said another item, coroner cost, was excessive. He said that all that is is fees paid when he is called out in the county on a death. \$1000.00 should be sufficient.

The other is autopsy cost. This would be only if he would suspect foul play and order an autopsy done.

Mr. Morgan said that he has spent a large portion of that already on one and thought that was uncalled for as the family wanted one and then they would have had to pay the cost. Mr. Rod Smith thought that was a waste of taxpayers money. The board agreed to cut the autopsy cost back to \$1500. Mr. Smith said that these figures were what he would recommend but the board could do as they see fit.

Mr. Bruce Smith asked what the top clerical help in the County Attorneys office was paid compared to the other employees in the court. Mr. Morgan informed them that the legal assistant received \$850. a month, another received \$650. and the other received \$530.

Mr. Bruce Smith asked how they could justify the additional salary of the County Attorneys office over the rest of the court house.

Discussion then followed of Mr. Rods Smiths experience of legal secretaries. Mr. Rod Smith said that the starting salary for legal secretaries for law offices was \$550. a month with medical benefits. He said recently a placement agency called him and they had a woman who had 10 years experience in law offices, courts, etc. and she wanted \$750. to start.

Mr. Rohde and Mr. DeGraaff withdrew their earlier motion and second to approve a proposed total of \$68,570.00 for the County Attorney's budget.

Rohde moved, seconded by DeGraaff to cut proposed line items of telephone, law library, coroner cost and autopsy cost, as agreed upon and to approve a total budget for the County Attorney of \$66,020.00.

Aye: Rohde, DeGraaff, Morgan and Garvey  
Nay: Smith.

Motion Carried.

The County Treasurer wanted \$442.00 added to his budget. He did not appear before the board but ask the County Clerk to inform the board of said request for officials bond.

Garvey moved, seconded by Rohde to allow the \$442.00 for officers bond and to approve a total proposed budget of \$79,461.75.

Unanimous Motion Carried.

Chairman Morgan opened the labor bids that were submitted by Swinney Bridge Construction Co., Midwest Bridge & Construction Company and Welding Construction Co.

They were as follows:

Swinney Bridge Construction--We propose to furnish all labor, including tools, to build, for Dakota County, a 28' wide x 24' long steel bridge with concrete deck. Dakota County will furnish or arrange to purchase all material from sources of their own choice. Bridge design is to be co-operative effort of this contractor and Dakota County Engr. (Frank Bohac). Specs include:

- \* 6 - Wide flange I beams 24" x 8" x 24' placed on 5'6" centers.
  - \* 6" reinforced concrete deck (47-B)
  - \* Rebar to be on 12" x 5" C to C squares.
  - \* 8" piling centered under beams  
(length to be determined from 1st driven)
  - \* 20 Ga. tensilform decking.
- Total labor cost to Dakota County  
\$7,770.00 due upon completion.

s/Swinney Bridge Const. Co.  
Stacy Swinney(owner)

Mid-West Bridge and Construction Company, P. O. Box 787, Norfolk, Ne.

We propose to furnish equipment, labor, tools, and incidentals to construct a 28' by 24' steel and concrete bridge northeast of Hubbard for a lump sum of \$6100.00. This price includes removal of old bridge and excavation for new bridge, but does not include any backfill or grading.

Pile splices if required would be done at the rate of \$4.50 per each splice.

All material for this project to be furnished by Dakota County and delivered to the jobsite.

Dakota County will furnish barricades to close the road to traffic. We thank you for the opportunity to quote you our prices.

s/ Harry Nurnberg

Welding Construction Co. -- Quote to complete 24' bridge 28' roadway. \$8900.00.

Bridge located approximately 2 miles northwest of Hubbard, Nebraska.

Work to begin within 30 days and to be completed within 10 working days. County forces to haul all material to job site. County to furnish all material and be responsible for road closing and detour. County will also be responsible for all telephone cables and underground utilities.

s/ Welding Construction Co. by Lloyd Welding.

DeGraaff moved, seconded by Garvey to accept the low bid of Midwest Bridge Co. for \$6,100.00.  
Unanimous Motion Carried.

The Board reviewed the preliminary sketch of Island Homes 6th filing.

Smith moved, seconded by Garvey to approve the preliminary sketch of Island Homes - 6th filing providing a 6" thick mat of hard surfacing be laid on all hard surface constructed roads.


Unanimous Motion Carried.

Chairman signed the Community Development Block grant closeout of the '78 CDBG program.

Garvey moved, seconded by DeGraaff to adjourn.  
 Unanimous Motion Carried.

11:25 p.m.

ATTEST:

  
 THEODORE A. PIEPHO, COUNTY CLERK

  
 LARRY MORGAN, CHAIRMAN

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COMMISSIONERS MEETING  
 AUGUST 18, 1980 Proceedings  
 BASEMENT MEETING ROOM

Chairman Morgan called the regular scheduled meeting to order at 8:30 a.m.  
 Present were: Daniel Rohde, Henry DeGraaff, Rodney Smith, Robert Garvey, Larry Morgan and Ted Piepho, Secretary.

The board reviewed the claims of the County General Fund and County Road fund. Larry Morgan informed the commissioners that he was called and that a stop sign should be installed at the entrance of the Atokad.

The board reviewed and discussed the proposed road budget. They discussed line items they thought were duplicated and would recommend to adopt a different figures from what was proposed.

Chairman Morgan called the published meeting on revenue sharing to order at 10:10 a.m., on how the revenue sharing money should be spent. Present were Julie Goodsen and Bruce Smith. No one was present to offer testimony how the funds should be spent.

Chairman Morgan closed the hearing on revenue sharing at 10:35 a.m.

Chairman Morgan opened the public hearing on the County General Budget, County Revenue Sharing Budget, Road and Bridge Budget, Welfare Administration Budget, Relief Medical Budget Soldiers and Sailors Budget, Highway Safety Program, R-Step Budget, Inheritance Tax, Court-house Building Budget, Noxious Weed Budget, Clerk of District Court Child Support Budget, and County Attorney Child Support Budget.

At that time the County Clerk offered information as to the expenditures and revenues of each fund and function.

The County Clerk presented the personal services, expenditures, the operating expenses, supplies and material, equipment rentals, capitol outlay, debts servicing, the transfers, the total budget of all expenditures, the necessary cash reserve, and total requirements, for each fund or function of the County. He also gave balances of the revenues for the 80-81 budgets in which he described the net fund balances as of July 1st of 1980. The anticipated federal revenue, the anticipated state revenue, the anticipated local revenue, the anticipated transfer revenue, total balance and other revenues the property tax requirement and the total funds available for each fund or function of the County.

He also noted the property tax requirement, and a 5% delinquent tax allowance for those funds or functions in which the 5% delinquent tax allowance is to be applied, and the total property tax requirement for 80-81.

After presenting this information to the board and others the County Clerk ask the board to increase the Weed Fund's necessary cash reserve to 12 or 13 thousand dollars. The reason being that if the weed fund control spent what it has budgeted and they would not have anymore revenue than anticipated they would have \$1,021.72 to operate on from July 1, 1981 to December 31, 1981. If this be the case next year the Weed Control could levy a max. of .01 of a mill and that would bring in approximately \$12,000 property tax for 1982. The Weed Fund would be short operating monies during this time.

Chairman Morgan and Rod Smith said we would have idle money and they didn't want to see that. They said that they would transfer money from the General fund to the Weed Fund if they needed money at that time.

The County Clerk stated that he thought if a fund or function spends money that, that money should be levied for that fund or function, so the public knows just where their money goes, and that procedure would increase the levy of the general fund that much more, when the transfer, is made.

It was Mr. Morgan's and Mr. Smith's opinion that a transfer would be made to the Weed Fund if additional monies are needed.

Chairman Morgan asked the public that was present for any support or criticism of the proposed budget.

Kim Murphy offered support to the proposed budget and as he stated that throughout the different working meeting the commissioners did have on the budget that they went through the budgets very thorough and spent many hours to come up with the proposed budget.

With no further comments from the public Chairman Morgan closed the hearing at 11:40 a.m.

Commissioner Smith moved, seconded by Commissioner DeGraaff for the adoption of said resolution which reads:

WHEREAS, a proposed County Budget for the Fiscal Year 7-1-80 to 6-30-81, prepared by the Budget Marking Authority, was transmitted to the County Board on the 12th day of August, 1980, and

WHEREAS, a summary of such proposed Budget, together with a Notice of Public Hearing to be



held on the 18th day of August, 1980, was published in the South Sioux City Star, legal newspaper, on the 7th day of August, 1980 and, WHEREAS, a Public Hearing was held, pursuant to said published notice, on the 18th day of August, 1980 and WHEREAS, as action of the State Board of Equalization has been had and certified to the County Clerk.

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

Section 1. That the Budget for the Fiscal Year, 7-1-80 to 6-30-81, as categorically evidenced by the Budget Document be, and the same hereby is, adopted as the Budget for Dakota County for said fiscal year, except the Road & Bridge Funds of Dakota County which shall be adopted a lesser amount than proposed.

Section 2. That the office, departments, activities and institutions herein before named are hereby authorized to expend the amounts herein before appropriated to them during the fiscal year beginning July 1, 1980, and ending June 30, 1981.

Section 3. That the income necessary to finance the appropriations made and expenditures authorized shall be provided out of the unencumbered cash balance in each fund, revenues other than taxation to be collected during the fiscal year in each fund, and tax levy requirements for each fund.

DATED AND PASSED THIS 18th DAY OF AUGUST, 1980.

Theodore A. Piepho  
Dakota County Clerk

Larry Morgan s/Larry Morgan  
s/ Daniel Rohde

s/ Rodney R. Smith  
s/ Robert Garvey

The motion on the said resolution was passed by unanimous vote this 18th day of August, 1980.

Commissioner Rohde moved, seconded by Commissioner Garvey to convene as Board of Equalization.  
Unanimous Motion Carried.

Commissioner Garvey, seconded by Rohde to approve the exemption application of the Emerson American Legion.  
Unanimous Motion Carried.

The board discussed the valuation protest by Mr. and Mrs. William Volguardson. Their recommendation was to have the County Assessor invite Mr. Volguardson into review his assessment cards and report back to the board.

Commissioner DeGraaff moved, seconded by Rohde to reconvene as Board of Commissioners.  
Unanimous Motion Carried. 12:35 p.m.

Commissioner DeGraaff moved seconded by Commissioner Rohde to approve the minutes of August 4 and 5 as typed.  
Aye: DeGraaff, Rohde, Morgan.  
Abstaining: Smith and Garvey.

Commissioner Rohde moved seconded by Commissioner Garvey to approve the minutes of August 11 and 13 as corrected.  
Unanimous Motion Carried.

Commissioner Garvey moved, seconded by DeGraaff where as an emergency does exist in the construction of a road that they solicit bids from Midwest Service & Sales, Midwest Culbert and Eaton Corp. for the following tubes:  
1-60" x 60' with upper 75° beveled ends- 2:1 slope w/ bands.  
1- 60" x 52' with upper 75° beveled ends - 2:1 slope with bands  
1-48" x 60' w/ 48" elbow w/bands  
1-30" elbow w/ 11° w/ bands.  
The bids submitted shall be materials for 14 ga. and of 16 ga.  
Unanimous Motion Carried.

The board continued reviewing the claims of County General Fund and Road Fund.

The County Clerk present two claims for the overpayment of 1979 personal taxes, penalty as adjusted by the County Board of Equalization Monday August 4, 1980. The County Board directed the County Treasurer to refund the following out of the undistributed funds from that district:

Hart Beverage	\$ 5,779.26
Berg Corporation	\$13,311.39
Total:	\$19,090.65

Henry DeGraaff moved seconded by Garvey to disallow the salary claim of Raymond Speer due to the fact no expenditures were approved in the County Attorney Child Support Fund.  
Unanimous Motion Carried.

Commissioner Garvey moved, seconded by Commissioner DeGraaff to deny the claim of Emmett Albenesius for the replacement of a mail box and labor.  
Unanimous Motion Carried.

The Board approved the following claims to be paid in August.

GENERAL FUND:  
Social Security \$2,538.73, Blue Cross \$1771.27, Larry Morgan \$541.66, Henry DeGraaff \$541.66, Daniel Rohde \$541.66, Gretchen Hirschbach \$270.83, John Servine \$270.83, Robert Garvey \$270.83, Rodney Smith \$270.83, Theodore Piepho \$1208.33, Mary Hinkle \$840.39, Eloise Gormally \$615.25, Margaret Rahn \$615.25, Myra Smith \$599.20, Robert Giese \$1208.33, Irene VanLent \$840.39, Charlotte Doenhoefer \$615.25, Ruth M. Jensen \$615.25, Nadine Johanson \$615.25, Mardell Sorensen \$351.60, Ruth Warnock \$261.90, Virginia A. Piper \$1,208.33, Betty Garwood \$840.39, Sharon M. Shannon \$615.25, William F. Whear \$1,208.33, Harvey Bates \$1,087.87, Jarold Gilson \$1,070.00, Danny Potts \$900.00, Linda Wilson \$792.60, Darlene Arneson \$574.60, Linda Lensink \$578.00, Cheryl Lundberg \$408.00, Earlean McClain \$571.20, Neva Neal \$343.47, Pat Parkins \$353.60, Armon Todd \$963.00, Maurice S. Redmond \$1,208.33, Dennis J. Mahr \$1,250.00, Gloria Engelbrecht \$850.00, Julie Engel \$280.00, Luke Cosgrove \$340.00, George E. Grassby \$374.00, Cindy Harris \$650.00, Joy K. Nixon \$1,208.33, Thelma E. Baugous \$840.39, Nellie June Beardshear \$648.25, Shirley Ann Bentz \$627.00, Dorothy J. Lundberg \$615.25, Lillian Rager \$678.00, Jeanette Ramirez \$695.00, Madelyn Thorsland \$615.25,

Nondas Vitols \$627.50, Klemett Dean \$1,259.39, Nancy Dean \$220.10, Harold Nelson \$280.00  
 Patricia Stingley \$668.75, Jon C. Norris \$624.17, Maurice A. Roady \$713.33, Lorraine Tillman  
 \$1,123.50, Bonibel Chapman \$615.25, Dr. J. H. Walston \$230.00, Maxine Titler \$666.67,  
 Kennard Eriksen \$940.70.  
 So Soo City Star \$153.65, Norfolk Printing Co. \$110.95, Sioux City Stationery Co. \$37.08,  
 Sioux City Stationery Co. \$21.60, Sooland Office Supply \$7.31, Northwestern Bell \$115.27,  
 AB Dick Products Co. \$10.42, Robert Giese \$56.32, So Soo City Star \$213.78, A. J. Phillips  
 Publishing Co. \$81.25, Precision Typewriter Works \$176.25, Redfield & Co. \$255.02, Redfield  
 and Company \$496.29, Northwestern Bell Tele. Co. \$60.81, Redfield & Co. \$107.28, Co.  
 Treasurer \$4.75, Sooland Business Forms \$22.96, R. L. Polk & Co. \$75.00, Northwestern  
 Bell \$72.43, Northwestern National Bank \$200.25, Burroughs Corp. \$98.55, Sioux City  
 Stationery Co. \$7.01, IBM \$56.64, Bancroft-Whitney Co. \$197.40, West Publishing Co. \$34.00  
 Creighton Law Review \$20.00, Sioux City Stationery \$7.45, Star Publishing Co. \$93.90,  
 Redfield & Co. \$163.12, General Business Equip. \$94.00, Midwest Business Products \$33.70,  
 Northwestern Bell Telephone \$107.37, Priesman Graphic \$100.00, Armon Todd \$170.40,  
 William Whear \$325.84, Harvey Bates \$564.16, Jarold Gilson \$446.80, Danny Potts \$571.84,  
 Northwestern Bell \$266.63, Western Union \$248.27, Armon Todd \$7.37, American Data Products  
 \$144.47, Sioux City Stationery Co. \$24.16, Law Enforcement Systems, Inc. \$87.20, Sioux  
 Valley Radio Eng. Co. \$54.20, Crystal Oil Co. \$30.15, Leo's Pro \$106.29, Leo's Pro \$81.41  
 Security National Bank \$135.52, William Whear \$310.00, Dakota County Sheriff Department  
 \$1,188.00, The Paper Company \$61.00, Ben Franklin \$8.34, Batten, Batten, Hudson & Swab, Inc.  
 \$220.00, IBM \$350.00, Duane Lovegrove \$540.00, Joy K. Nixon \$299.47, Modern Office Enterprises  
 Ltd. \$43.30, Redler's Professional Pharmacy \$101.49, General Business Eqt. Ltd. \$208.47,  
 Tri-County Hardware \$47.98, Northwestern Bell Tele. \$91.00, Sears, Roebuck and Co. \$104.34  
 Iowa Public Service \$1,188.00, Klemett Dean \$70.24, Klemett Dean \$45.00, T & D Service  
 \$20.00, Northwestern Bell \$19.08, Crystal Oil Co. \$3.65, Farmers Co-op \$539.00,  
 Torticills S/C Inc. \$4.25, Clausen Elect. \$136.59, Tagatz True Value \$60.13, Maintenance  
 Engineering Ltd. \$15.32, City of Dakota City \$1,377.44, Brown & Even Inc. \$745.71,  
 Western Paper Co. \$61.61, American Linen \$25.20, Mid American Research \$258.90, Minear Lock  
 and Key \$9.55, Bahr Plumbing \$40.00, Culligan \$285.00, Dakota County Extension Service  
 \$1,300.00, Northwestern Bell \$60.00, Northwestern Bell \$50.02, Maurice Roady \$36.25,  
 Northwestern Bell \$25.66, Lorraine Tillman \$50.00, Lorraine Tillman \$128.16, Midwest Business  
 Products 13.25, Joe Morten Insurance \$20.00, Wayne Wheeler \$2,320.00, Star Printing and  
 Publishing Co. \$47.80, Northwestern Bell \$52.53, General Business Equipment \$48.00,  
 State of Nebraska \$6.60, Mid West Business Products \$7.13, Hammond & Stephens Co. \$6.72,  
 Northwestern Bell \$43.37, Maxine Titler \$231.57, Sioux City Stationery Co. \$24.30,  
 Kennard Eriksen \$67.91, So Soo City Star \$8.13, Robert A. Wichser \$319.32, Robert A. Wichser  
 \$178.98, Dakota County Court \$24.00, Golby C. Uhlir \$236.25, Clerk of District Court \$74.00  
 Clerk of the Supreme Court \$20.00, Robert A. Wichser \$410.80, Robert A. Wichser \$722.10  
 Raymone B. Johansen \$104.30, Judy Wolf \$50.00, James H. Walston \$50.00, William P. Bernard  
 \$50.00, Bruce Smith \$50.00, Ted Piepho \$500.00, United States Leasing Corp. \$43.56,  
 Alexander & Alerander, Inc. \$341.00, Joe Morten & Son Inc. \$8,777.00, Executive Copy Systems  
 \$16.00, State of Nebraska \$424.00, City of So Sioux City \$37.69, Northwestern Bell \$9.45,  
 Region IV Office of Developmental \$2,543.50, Region IV Mental Health Service Dist. \$2,336.00  
 Dakota County Clerk \$18.98.

COUNTY ROAD:

Social Security \$971.32, Blue Cross \$515.79, Geo. W. Anderson \$846.37, Leland Armbright  
 \$950.94, Donald Belt \$913.78, Caleb Chapman \$846.37, Marvin O. Flaugh \$846.37, Walter  
 Heinemann \$913.78, Robert L. Jacobsen \$880.61, Lawrence Jepsen \$1,070.00, Kurt A. Johnson \$846.37  
 Walter N. Johnson \$975.26, Norman Luschen \$91.38, Thomas J. Mahoney \$935.00, Arnold J. Mellick  
 \$946.95, Richard McNear, Marlon Millard \$846.37, Steve Millard \$629.00, Lee M. Novak \$884.00  
 Willis J. Roeber \$641.75, Earl Stading \$846.37, State of Nebraska \$2,896.40, Northwestern  
 Bell \$70.46, Northwestern Bell \$80.50, Nebraska Public Power \$10.50, Emerson Utilities \$6.00  
 Dakota City Utility Dept. \$20.30, So. Sioux City Utility Dept. \$30.89, Herman Brown Co.  
 \$1,166.60, Sioux City Iron Co. \$20.03, Midcon \$239.17, Coast to Coast \$6.22, Sterling Springs  
 \$62.38, Tuckers Glass \$14.00, Clausen Electric \$.89, Van's Used Trucks & Parts \$40.00,  
 Anderson Equipment Co. \$1,875.57, Condon Motor Co. \$278.72, Paus Motor Sales, Inc. \$83.81  
 Stephan's Welding Shop \$5.60, Anderson Co. \$6.50, Bliven Welding \$21.70, Standard Bearing  
 \$10.67, Graham Co. \$46.10, Hansen Machine Shop \$29.24, Mikes Auto Parts \$267.39, Dakota  
 Auto Parts \$25.68, Monroe Welding Supply Co. \$60.80, Mid-American Research Chemical \$23.40  
 C. W. Suter & Son \$2.45, Auto Parts & Exchange \$116.73, Means Services Inc. \$80.98  
 Curtis Industries \$125.88, Snap-On Tools \$40.95, The Sioux City Iron \$23.85, Midwest  
 Sales & Service \$162.32, Walensky Lumber \$54.35, Firestone \$993.60, So. Sioux Oil Co.  
 \$560.97, Warren Oil Co. \$2,480.86, Adams Service \$459.00, Engels Mobil Service \$158.55,  
 Diamond Horseshoe \$4,264.04, Crystal Oil Co. \$207.14, Farmers Coop \$466.30, Joe's Surplus  
 \$38.21, C. & N. W. Trans Co. \$200.00, Great Plains Supply Co. \$1.83, Sioux City Blueprint  
 Co. \$10.20.

REVENUE SHARING:

J. Myron Olson & Son \$4733.75, Louis Pedersen \$1,893.50, Sides Grain \$5,682.32, St. Regis  
 Paper Co. \$9,597.42, Higman Sand & Gravel \$13,582.80, So. Sioux City Star \$16.38.

ASSISTANCE FUND:

Blue Cross \$245.98, Social Security \$456.19, Mildred Jorgensen \$1,508.39, Jeanine Bliven  
 \$781.17, Margaret Boeshart \$1,166.71, Pauline Jensen \$1,183.38, Patricia Lane \$1,045.09  
 Mary O'Dell \$711.85, Charlene Weber \$1,045.29, Mildred Jorgensen \$3.04, Mildred Jorgensen  
 \$41.00, Margaret Boeshart \$14.54, Patricia Lane \$21.70, Pauline Jensen \$4.08, Charlene Weber  
 \$38.59, Northwestern Bell \$209.34, Credit Bureau of So. Soo. \$4.00, Dr. Frederick Lohr  
 \$30.00

POOR RELIEF:

State Department of Public Welfare \$18,558.79,

DAKOTA COUNTY HISTORICAL SOCIETY:

Dakota County Historical Society \$319.34

SOLDIERS & SAILORS FUND:

Maurice A. Roady \$800.00

INSTITUTIONAL FUND:

Norfolk Regional Center \$936.00, Lincoln Regional Center \$528.00, Beatrice State Hospital  
 \$3,250.69,

*Commissioners Record  
August 25, 1980*

JOINT CONTRACT

This joint Contract made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, by and between the CITY OF SOUTH SIOUX CITY, NEBRASKA, THE CITY OF DAKOTA CITY, NEBRASKA, and THE COUNTY OF DAKOTA, STATE OF NEBRASKA.

WHEREAS, the governing body of each of the aforesaid governmental subdivision has duly adopted an ordinance or resolution authorizing the entering into of this joint contract pursuant to the provisions of the Interlocal Cooperation Act (Sec. 23-2201 to 23-2207, R.R.S.).

NOW, THEREFORE, pursuant to the authority of said act of the legislature of the state of Nebraska and pursuant to the authority and direction of the ordinances and resolutions hereinabove referred to adopted by each of the governmental subdivisions who are parties hereto and in consideration of the mutual covenants and undertakings herein contained;

IT IS HEREBY COVENANTED AND AGREED by and between the aforesaid governmental subdivisions and each of them, their and each of their successors, as follows:

ARTICLE I.

FORMATION AND PURPOSE

The Dakota County Solid Waste Disposal Agency (hereinafter

referred to as the "agency") is hereby created and established. The agency meeting shall acquire, construct, maintain and operate a solid waste disposal systems for the use and benefit of the aforesaid governmental subdivisions and for the use of such other municipalities and other persons as may be authorized by the management committee of the agency. Such solid waste disposal system shall include all improvements, works, facilities and property, real and personal, and rights therein, and appurtenances necessary, useful or convenient, for the treatment, deposit and disposal, including incineration or other reduction processes, of solid waste, garbage, ashes, trash or any solid refuse matter not usually collected, carried away and disposed of by a sewerage system.

ARTICLE 2.

MANAGEMENT COMMITTEE

2.1. Appointment and Qualification of Management

Committee Members. The governing body of each governmental subdivision executing this joint contract shall, within 10 days from the date of approval by the Department of Environmental Control, State of Nebraska, as required by Section 23-2205, R.R.S., appoint representatives as its members of the management committee. Written notice of such appointment together with a copy of the written acceptance of the appointee, shall be given by the clerk of each appointing

governmental subdivision to the clerk of the City of South Sioux City, Nebraska. The City of South Sioux City, Nebraska, and The County of Dakota, State of Nebraska, shall be entitled to appoint 2 members each to the Management Committee and all other members shall be entitled to appoint one such member.

2.2 Meetings of Management Committee. The clerk of the City of South Sioux City, Nebraska shall, within 10 days from the date of approval of this joint contract, give at least 5 days' written notice to each representative appointed to the management committee of the date, time and place of the organization meeting of the management committee. At such organization meeting, the management committee shall elect from among its members a chairman to preside over its meeting during the ensuing year or until his successor has been elected. At such organization meeting, or as soon thereafter as may be convenient, the management committee shall adopt rules, regulations or bylaws providing for the holding and conduct of regular and special meetings of the management committee, and containing other appropriate provisions for the transaction of business and the duties and the powers of the chairman and such other officers and employees as may be appointed, which rules, regulations or bylaws may be amended by the management committee from time to time.

2.3 Term of Office and Successor Appointments. Each member of the management committee shall hold office for a

BOARD OF COMMISSIONERS  
BOOK L PAGE 171 ATTACHMENT 4.

term of 2 years from the date of his appointment by his respective governing body and until such date as the governing body of the governmental subdivision appointing him shall appoint a successor who accepts such appointment in writing. Each successor appointee shall hold office for a term of 2 years from the date of his appointment and until such date as the governing body appointing him shall appoint a successor who accepts such appointment in writing.

A member of the management committee may resign therefrom by giving written notice of such resignation to the management committee and to the clerk of the governmental subdivision which appointed him. A member may be removed prior to the expiration of his term by the governing body which appointed him either for cause or if such member ceases to be a resident of such municipality, or ceases to be a member of the appointing governing body or employee of the appointing governmental subdivision if he was a member of the appointing governing body or employee of the appointing governmental subdivision when appointed as its representative to the management committee. The governing body shall give the management committee written notice of removal of its representative on the management committee. In the event of the death, resignation or removal of a member of the management committee, the governing body which appointed him shall appoint a successor.

Written notice of successor appointments to the management

committee and written acceptance thereof by such appointees shall be given to the management committee.

2.4 Officers and Employees. The chairman of the management committee shall preside over meetings of the management committee. The management committee may annually elect from among its members a vice-chairman to preside in the absence of the chairman. The chairman and vice-chairman shall have such other powers and duties as may be provided in the rules, regulations or bylaws adopted by the management committee. The management committee shall appoint a treasurer and a secretary and may appoint such other officers and employees, including counsel, as it may deem necessary. The officers and employees, including counsel, other than the chairman and vice-chairman, need not be members of the management committee or residents of the governmental subdivisions and they shall hold office for a term of \_\_\_\_\_ years from the date of appointment. Temporary employees may be hired from time to time for such periods of time as their services may be required.

2.5 Voting -- Quorum. All actions of the management committee, except as hereinafter provided, shall be by a majority vote of the entire membership. A majority of the members shall constitute a quorum at any meeting of the

management committee. In the absence of a quorum at any meeting, a majority of the members then present may adjourn such meeting to any subsequent date and the secretary shall give at least 3 days' written notice to all members of the management committee of such adjourned meeting date.

2.6 Powers and Authority. The management committee shall have and may exercise all the powers and authority of the agency, except as hereinafter otherwise provided.

### ARTICLE 3.

#### DURATION

The term of this joint contract shall be for a period of 10 years from the date of execution hereof, unless sooner terminated.

This joint contract and the agency may be terminated prior to the expiration of such term by the adoption of a resolution to that effect by the governing bodies of three-fourths (3/4) of the governmental subdivisions then participating in the agency and who have executed the joint contract, such resolutions having been adopted within 3 calendar months after the first such resolution is adopted. Such termination of the agency and the joint contract shall not be made effective earlier than the



end of the fiscal year of the agency next succeeding the fiscal year in which the last of the required number of governmental subdivisions adopts such resolution.

ARTICLE 4.

ACQUISITION AND CONSTRUCTION OF SYSTEM

After investigation and the obtaining of appraisals and estimates as to the costs of initial acquisition of suitable lands and easements, rights-of-way and equipment and the costs of initial acquisition and construction of other improvements, works and facilities necessary for the maintenance and operation of a solid waste disposal system, and the obtaining of options on suitable lands, easements and rights-of-way where considered necessary or desirable, the management committee shall make recommendations to the governing bodies of the municipalities which have executed this joint contract concerning same.

Upon the adoption of resolutions by the governing bodies of all of the governmental subdivisions which have executed this joint contract approving the proposal of the management committee, the management committee shall undertake such acquisitions and construction and pursuant thereto may exercise the powers set forth in the act of the legislature of the state of Nebraska hereinabove referred to. The costs

BOARD OF COMMISSIONERS  
BOOK L PAGE 171 ATTACHMENT 8

of such initial acquisition and construction shall be apportioned and allotted among the governmental subdivisions which have executed this joint contract in the same ratio as the total population of each bears to the total population of all of the governmental subdivisions who are parties hereto. The population of the municipalities for the purpose of such computation shall be the official 1980 preliminary population published by the United States Bureau of the Census. The official preliminary 1980 population with appropriate omissions is as follows:

CITY OF SOUTH SIOUX CITY	8865	
CITY OF DAKOTA CITY	1381	
COUNTY OF DAKOTA	4505	14,751
<b>**INFORMATION PURPOSES ONLY-----</b>		
HOMER	547	
HUBBARD	220	
JACKSON	287	
EMERSON	303	
	1,357	
<b>TOTAL</b>		<b>16,108</b>

The management committee shall by resolution determine the total costs of initial acquisition and construction, the apportioned and allotted share of each of the governmental subdivisions and the dates and amounts of payments to the management committee by each of the governmental subdivisions. The secretary of the management committee shall, within 10 days after date of adoption of such resolution, deliver a certified copy thereof to the clerk of each of the members.

All of the costs incurred by the management committee

in connection with its investigation and the obtaining of appraisals and estimates and engineering and legal expenses relating to the initial acquisition and construction of a solid waste disposal system and the obtaining of options shall be part of the costs of initial acquisition and construction. All of the costs of maintenance, management and administration of the solid waste disposal system prior to its use for such purpose by any member shall be allotted and apportioned among the governmental subdivisions which have executed this joint contract on the same basis as the costs of initial acquisition and construction.

ARTICLE 5.

OPERATION OF SYSTEM

The management committee shall have power to operate, maintain, manage and administer the solid waste disposal system and may exercise the powers set forth in the act of the legislature of the state of Nebraska hereinabove referred to the extent necessary or convenient therefor.

The management committee may not, except by unanimous vote of all its members,

(a) subsequent to the time when the solid waste disposal system is used by two-thirds of the governments

which have executed the joint contract, enter into a contract or contracts providing for or relating to the use of the solid waste disposal system by governmental subdivisions which are not members of the agency and other persons upon payment of charges therefor as fixed by the management committee,

(b) acquire lands for use as a site or sites for a solid waste disposal system where such lands are located beyond the boundaries of Dakota County, Nebraska, and

(c) undertake a major change in the method of operating the solid waste disposal system.

In these and other situations hereinafter provided in which a unanimous vote is required, the secretary of the management committee shall give written notice of the proposal to be voted on to the mayors and clerks of each of the governmental subdivisions which are members of the agency at least 10 days prior to the date of the meeting of the management committee at which the proposal is to be voted on. Any governmental subdivisions may, by certified resolution of its governing body filed with the secretary of the management committee, cast the vote of its appointee members of the management committee and the member of the management committee

whose vote is so cast shall not be entitled to vote and may be absent from the meeting.

ARTICLE 6.

OPERATING EXPENSES

After two-thirds of the governmental subdivisions which have executed the joint contract commence the use of the solid waste disposal system, the costs of operation, maintenance, management and administration of the solid waste disposal system shall be allotted and apportioned among all the member municipalities using the solid waste disposal system in the same ratio as the total tonnage of solid waste collected in and disposed of from each such governmental subdivisions other than through private solid waste disposal service, bears to the total such tonnage of all of the member municipalities using the solid waste disposal system.

All costs incurred by the management committee in connection with the solid waste disposal system subsequent to the commencement of the use thereof by two-thirds of the governmental subdivisions including the cost of acquiring additional lands, easements, rights-of-way and equipment and

the cost of subsequent acquisition and construction of improvements, works and facilities necessary for the maintenance and operation of the solid waste disposal system, shall be allotted and apportioned among all the member governmental subdivisions using the solid waste disposal system on the same basis as costs of operation, maintenance, management and administration, unless otherwise determined by the management committee by unanimous vote.

To the extent that the management committee may determine not to so allot and apportion the cost of acquiring additional lands, easements, rights-of-way and equipment and the cost of subsequent acquisition and construction of improvements, works and facilities necessary for the maintenance and operation of the solid waste disposal system, the management committee shall by resolution allot and apportion such costs among the member governmental subdivisions then using the solid waste disposal system on the same basis as initial acquisition and construction costs, except that the then most recent official United States Bureau of the Census population count, shall be used. Such resolution shall specify the dates and amounts of payments to the management committee by each of the member governmental subdivisions of

of prior years shall be appropriated to the annual budget of the succeeding year.

Each municipality shall pay to the treasurer of the management committee 25% of its apportioned share of the annual budget within 30 days after August 1 of each fiscal year and the balance in equal shares on or before December 1, March 1 and June 1, unless a different schedule of payments is established by the management committee.

ARTICLE 8.

CAPITAL FUNDS

The management committee shall maintain a capital reserve account which shall not be permitted to exceed the net amount of \$5,000.00 except upon two-thirds vote of all of the members of the management committee.

The capital reserve account shall consist only of:

1. Monies received from the governmental subdivisions in payment of the costs of initial or subsequent acquisition of lands, easements, rights-of-way and equipment and initial

or subsequent acquisition and construction of other improvements works and facilities, where the cost thereof were allotted and apportioned among the governmental subdivisions on the basis of population,

2. Monies received from new members to be retained in the capital reserve account as provided in article 10, and

3. Funds received by the management committee from the sale or lease of lands, easements and rights-of-way acquired by the management committee with monies (a) received from the governmental subdivision in payment of the costs of initial or subsequent acquisition of lands, easements, rights-of-way and equipment and initial or subsequent acquisition and construction of improvements, works and facilities, where the costs thereof were allotted and apportioned among the governmental subdivisions on the basis of population, or (b) obtained from the capital reserve account.

The monies in the capital reserve account may be used to finance the cost of acquisition of lands, easements, rights-of-way and equipment and the acquisition and construction of improvements, works and facilities or, upon two-thirds



vote of all of the members of the management committee, may be repaid to the then members of the agency in the same proportion as the payments of each such member made to the agency on the basis of its population, or as a new member, or both, bear to the total such payments of all such members, but only to the extent of previously unreimbursed payments so made by the municipalities.

Funds received by the management committee from the sale or lease of lands, easements or rights-of-way acquired by the management committee with monies not obtained from the capital reserve account or from the governmental subdivisions on the basis of population or from new members shall be credited to a surplus account and may thereafter be used by the management committee for any purpose of the joint meeting.

ARTICLE 9.

DELEGATION OF FUNCTIONS

The management committee may by unanimous vote delegate the operation, management, control or administration of any part or all of the solid waste disposal system to the governing body of any one of the governmental subdivisions who are

members of the joint meeting on such terms and conditions as the management committee may deem advisable. In the event of such delegation, the governing body of such governmental subdivisions shall have and exercise such powers and authority of the management committee with respect to such delegated functions as may be provided in such instrument of delegation.

ARTICLE 10.

NEW MEMBERS

The management committee may by majority vote of all of its members admit other governmental subdivisions to membership in the agency upon such terms and conditions as may be determined by the management committee and upon the adoption by the governing body of such other governmental subdivisions of ordinances substantially similar to the ordinances adopted by the members of the joint meeting.

Within 10 days from the date on which such new member or members execute a supplement to this joint contract, the governing body of each new member governmental subdivisions shall appoint a representative as its member of the management committee. Written notice of such appointment, together with a copy of the written acceptance of the appointee,

shall be given by the clerk of such appointing municipality to the management committee. Such appointee shall thereupon become a member of the management committee, provided that the appointing municipality has complied with the terms and conditions of membership as determined by the management committee.

Monies received from new members upon admission to the agency may be retained in the capital reserve account by determination of the management committee upon 2/3 vote of all of its members. To the extent that such monies are not so retained in the capital reserve account, they shall be paid by the management committee to the other then members of the agency in the same proportion as the payments of each such member made to the agency on the basis of its population, or as a new member, or both, bear to the total such payments of all the then members of the agency, but only to the extent of previously unreimbursed payments so made by such members.

ARTICLE 11.

DISCONTINUANCE OF USE OF SYSTEM

Any governmental subdivision which is a party to this

joint contract may discontinue its use of the solid waste disposal system of the agency at the end of any fiscal year upon written notice to that effect delivered to the secretary of the management committee at least 1 year prior to the end of such fiscal year. During the last fiscal year of use of the solid waste disposal system by the discontinuing governmental subdivisions, the discontinuing governmental subdivisions shall be limited in its use of the solid waste disposal system to the total tonnage disposed of by it in the solid waste disposal system of the agency during the previous calendar year.

Any governmental subdivisions discontinuing its use of the solid waste disposal system shall nevertheless continue its participation in the agency except that such governmental subdivisions and its representative serving as a member of the management committee shall not be entitled to vote or be counted for the purpose of determining the existence of a two thirds or unanimous vote in all situations in which this joint contract requires a two-thirds or unanimous vote, except with respect to the admission of new members as provided in article 10.

Subsequent to the discontinuance of the use of the solid waste disposal system by one or more member governmental

subdivisions, the management committee may by vote of two-thirds of its members, excluding the members representing the governmental subdivisions or governmental subdivisions discontinuing use of the solid waste disposal system, terminate the operation of the solid waste disposal system entirely in which event all costs of the solid waste disposal system shall be allotted and apportioned among all of the then members of the agency on the same basis as initial acquisition and construction costs except that the then most recent official United States Bureau of the Census population, shall be used for the purpose of computation.

ARTICLE 12.

TERMINATION

Upon the termination of the agency, either at the expiration of the term thereof or at the time fixed by resolutions to that effect adopted by the governing bodies of two-thirds of the governmental subdivisions then members of the agency, the management committee shall expeditiously sell or otherwise dispose of all of the lands, rights-of-way, easements, equipment, public improvements, works and facilities of the agency by public sale.

The monies received by the management committee from

such sale, to the extent they would otherwise be credited to the capital reserve account, as provided in article 8 of this joint contract, together with the monies in the capital reserve account, shall be distributed among the then members of the agency (1) in reimbursement of the payments by each then member of its share of the cost of initial and subsequent acquisition and construction which had been allotted and apportioned on the basis of population, and payments made to the agency by new members, to the extent that such reimbursement has not previously been made, and thereafter (2) in proportion to the payments referred to in subdivision (1) of this paragraph.

In the event that the monies referred to in the foregoing paragraph are insufficient in amount to fully reimburse the then members of the joint meeting for payments made by them referred to in subdivision (1) of the foregoing paragraph, then all other funds of the agency on hand in accounts of the management committee or received in connection with the termination of the agency or obtained from any other source shall be first applied as set forth in subdivision (1) of the foregoing paragraph.

To the extent that these funds are not so used they shall be distributed among the members of the agency

which are then using the solid waste disposal system or which have not discontinued using the solid waste disposal system either more than 12 months before the expiration of the term hereof or more than 12 months before the adoption of resolutions providing for termination by the governing bodies of two-thirds of the governmental subdivisions then participating. The distribution of these funds shall be made to such members in the same ratio as the payments by each such member of its share of the cost of initial and subsequent acquisition and construction which had been allotted and apportioned on the basis of population, and payments made to the agency by new members, bear to the total such payments of all such members of the agency or on such other basis as may be unanimously determined by the management committee.

ARTICLE 13.

BOOKS AND ACCOUNTS

The management committee shall keep and maintain such books and accounts as they may deem advisable and as may be

required by the State Auditor, which books and accounts shall be audited annually by a certified public accountant selected by the management committee. Certified reports of audits shall be prepared as of the end of each calendar year, copies of which shall be furnished to the clerks of the governmental subdivisions then members of the agency. The books and accounts of the joint meeting shall be available for inspection at reasonable hours by the chief financial officer, or his authorized representative, of each of the governmental subdivisions who are members of the agency.

The treasurer shall prepare and submit to the management committee for approval annual statements of receipts, expenditures and disbursements and the financial condition of the joint meeting within \_\_\_\_\_ days after the close of each fiscal year. Copies of the treasurer's annual statements, approved by the management committee, shall be forwarded to each member of the management committee and to the clerk of each member governmental subdivision.

ARTICLE 14.

RECORDS AND REPORTS

The management committee shall maintain and keep such



other records and make such reports to the member municipalities as it may deem necessary or advisable for the proper conduct of its duties and functions. The secretary of the management committee shall make accurate minutes of the official action taken by the management committee at all of its meetings and shall mail to the members of the management committee and the clerks of the governmental subdivision who are members of the joint meeting certified copies of such minutes within 10 days of the date of each meeting.

ARTICLE 15.

COMPENSATION AND DISBURSEMENTS

The members of the management committee and the chairman and vice-chairman thereof shall not be entitled to receive compensation from the joint meeting for their services, but only to the extent approved by unanimous vote of the management committee. They shall be entitled to receive reimbursement for all necessary expenses incurred by them in connection with their duties as members of the management committee or as chairman or vice-chairman thereof. The management committee shall fix the compensation of all other officers and employees.

of the management committee, including counsel, and may provide for the reimbursement of expenses to such officers and employees.

All payments and disbursements for the account of the agency (except disbursements out of a petty cash fund) shall be made only by check. Disbursements for salaries shall be made in accordance with schedules approved by resolution of the management committee. Vouchers for payroll and other disbursements shall be signed by the treasurer and either the chairman or vice-chairman of the management committee. Payments and disbursements, except disbursements for salaries, shall be made only upon receipt of bills or statements itemizing in detail the goods or services for which payment is sought with the certification of the person claiming payment that the same is correct.

At intervals not greater than monthly the management committee shall approve by resolution all payments and disbursements. Within 10 days of the adoption of such resolution, the secretary shall forward a certified copy

thereof to each member of the management committee and to the clerk of each member governmental subdivisions.

The management committee shall publicly advertise for bids and shall award contracts to the lowest responsible bidder to the same extent and in the same manner as may be required of governing bodies by Sec. 16-321, R.R.S.

ARTICLE 16.

SEVERABILITY

If any provision of this contract is determined to be invalid, such invalidity shall not affect the other provisions of this Contract which can be given effect without the invalid provisions. Each provision of this Contract is declared to be severable.

IN WITNESS WHEREOF, the said governmental subdivisions who are parties hereto have, on the day and year first written above, caused these presents to be signed by the respective municipal officers thereto duly authorized and

BOARD OF COMMISSIONERS  
BOOK L PAGE 171 ATTACHMENT 26

have cause their respective corporate seals to be hereto  
affixed.

THE CITY OF SOUTH SIOUX CITY,  
NEBRASKA,

ATTEST:

BY: \_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY CLERK



ATTEST:

*Theodore A. Piepho*  
\_\_\_\_\_  
COUNTY CLERK

THE COUNTY OF DAKOTA, STATE  
OF NEBRASKA

BY: *Larry Morgan*  
\_\_\_\_\_  
Chairman, Board of County  
Commissioners

ATTEST:

\_\_\_\_\_  
CITY CLERK

THE CITY OF DAKOTA CITY,  
NEBRASKA

BY: \_\_\_\_\_  
MAYOR

Robert Garvey moved, seconded by Rodney Smith to ratify the  
joint agreement with the City of So. Sioux, Dakota City and  
the State of Nebraska for formation and purpose of solid  
waste disposal agency.

Adoption of said resolution by unanimous vote this 25th day  
of August 1980.

ATTEST:

*Theodore A. Piepho*  
\_\_\_\_\_  
Theodore A. Piepho

*Larry Morgan*  
\_\_\_\_\_  
Larry Morgan

*Mensy DeGraaff*  
\_\_\_\_\_  
Mensy DeGraaff

*Daniel Rohde*  
\_\_\_\_\_  
Daniel Rohde



*Robert Garvey*  
\_\_\_\_\_  
Robert Garvey

*Rodney Smith*  
\_\_\_\_\_  
Rodney Smith

WEED FUND:

Blue Cross \$34.51, Social Security \$76.76, Paul Foreshoe \$850.00, Ruth Foreshoe \$50.00  
 Claire D. Barr \$227.25, Maurice Crofoot \$25.00, Paul R. Culbertson \$25.00, Elmer E.  
 Nelson \$25.00, John Ryan \$25.00, George W. Shrader \$25.00, Standard Bearings Co.  
 \$12.53, Bliven Welding \$9.23, Torticill Service \$49.70, Crippen Manufacturing Co., Inc. \$11.33  
 Nutra-Flo Chemical Co. \$43.00, Sioux City Stationery Co. \$73.33, Farmers Co-op Ass'n  
 \$20.70, Paul Foreshoe \$27.49, Paul Foreshoe \$2.21, Paul Foreshoe \$4.60, Paul Foreshoe \$15.00  
 Maurice Crofoot \$1.53, Paul R. Culbertson \$1.36, Elmer E. Nelson \$2.38, John Ryan \$4.25  
 George W. Shrader \$1.70.


FEDERAL HIWAY SAFETY PROGRAM:

Social Security \$61.30, Blue Cross \$38.43, Gene Persinger \$1,000.00, Gene Persinger \$10.00

With no further business Chairman Morgan called for a motion to adjourn.

DeGraaff moved, seconded by Rohde to adjourn.  
 Unanimous Motion Carried.

ATTEST:

  
 THEODORE A. PIEPHO, COUNTY CLERK

  
 LARRY MORGAN, CHAIRMAN

\*\*\*\*\*

COMMISSIONERS MEETING  
 August 25, 1980 Proceedings  
 Basement Meeting Room

Chairman Morgan called their regular scheduled meeting to order at 9:07 a.m.  
 Present were: Robert Garvey, Rodney Smith, Daniel Rohde, Larry Morgan and Ted Piepho, Secretary.  
 Absent: Henry DeGraaff

Ms. Mildred Jorgensen (County Welfare Director) appeared before the board with her monthly report to the board.

Robert Giese (County Treasurer) appeared before the board and informed the board that he received a letter from the Berg Corporation requesting interest of overpayment of 1979 personal property tax.

Rohde moved, seconded by Garvey to refund the excess interest paid by Hart Beverage for 1979 personal property tax.  
 Aye: Rohde, Garvey and Morgan  
 Abstaining: Rodney Smith

Garvey moved, seconded by Rohde to refund the excess interest paid by the Berg Corporation for 1979 personal property taxes.  
 Unanimous Motion Carried.

The Board discussed the joint contract between Dakota County, Dakota City, City of So. Sioux City and the State of Nebraska for formation and purpose of Dakota County Solid Waste Disposal Agency.

Duane Upton and Sid Saunders with Consolidated Engineers appeared before the board. Mr. Upton explained the procedures of applying for an FAS Project.

Mr. Vern Larson, Dennis Gann, Dennis Nelson appeared before the board to see if they had approved the joint contract between Dakota County, City of Dakota, City of So. Sioux and State of Nebraska.

The board informed them that there weren't any major changes that should be considered as far as they were concerned.

Garvey moved, seconded by Smith to ratify the joint agreement with the City of So. Sioux, Dakota City and State of Nebraska for formation and purpose of solid waste disposal agency.  
 Unanimous Motion Carried.

Chairman Morgan opened the bids submitted by Midwest Culvert, Eaton Company and Midwest Service and Sales.

Following are the bids submitted by the three:

Midwest Culvert Operations	
1) 1 60" 14 ga. 60' SCSP w/beveled ends upper 75° 3" x 1" Corr. 2:1 slope	\$2,094.00
1 60" Wing Channel Band	69.80
1 60" 14 ga. 62' SCSP w/beveled ends upper 75° 3' x 1' Corr. 2:1 slope	2,163.80
1 60" Wing Channel Band	69.80
1 48" 14 ga. 60' SCSP w/1-elbow fab 11° 3" x 1" Corr.	1,584.00
1 48" channel band	26.40
1 30" 14 ga. 2' CSP w/1-Elbow Fab 11°	107.16
2 30" 12" CMP bands	30.00
Total	\$6,144.96
2) 1 60" 16 ga. 60' SCSP w/ beveled ends upper 75° 3" x 1" corr. 2:1 slope	1,800.00
1 60" Wing Channel Band	60.00
1 60" 16 ga. 62" SCSP w/ beveled ends upper 75° 3" x 1" Corr. 2:1 slope	1,860.00
1 60" Wing Channel Band	60.00
1 48" 16ga. 60' SCSP w/1-elbow fab. 11° 3" x 1" corr.	1,350.00
1 48" Channel Band	22.50
1 30" 16 ga. 2" CSP w/1-Elbow fab 11°	102.85
2 30" 12" CSP Bands	30.00
Total	\$5,285.35

Midwest Service and Sales Co.

Due to the light guage of metal, we do not recommend 60" 16 ga. material for manufacturing or

installation-especially with a minimum amount of cover. We therefore, will not quote 60" pipe in 16 guage material as requested.

1) 1-60" x 60' 3x1 14 ga. with beveled ends as specified-one piece, no bands needed \$2,550.47  
 1-60" x 62' 3x1 14 ga. with beveled ends as specified- one piece, no bands needed 3,628.85

If the above units are desired in 2 pieces and 1 band each rather than one piece each, add a total of \$656.62 for the pair. Our bid for these two units would then be tied together at a total of \$5,835.94 for the pair.

1-48" x 60' 3x1 16 ga. with 11° elbow-furnished in two sections with 1 band 1,612.32  
 Option: 1-48" x 60' 3x 1 14 ga. with 11° elbow-furnished in two sections with 1 band 1,893.38  
 1-30" elbow 14 ga. (4' of pipe) with 2 Double Dimple Bands 201.22

Eaton Company

1) 1-60" x 60' 16 ga. Spriol 3 x 11 CMP w/one band both ends beveled as per Spec. 1,896.02  
 1-60" x 62' 16 ga. Spriol 3" x 1" CMP w/ one band both ends beveled as per Spec. 1,952.11  
 1-48" x 60' 16ga. Spriol 3" x 1" CMP w/ two bands and 1 48" elbow as per Spec. 1,560.32  
 1-30" 16 ga. 11° w/ two bands (24" wide) elbow 205.06  
 5,613.51

2) 1 60" x 60' 14 ga. Spriol 3" xL" CMP w/one 24" wide band-both ends beveled as per Spec. 2,199.87  
 1-60" x 62' 14 ga. Spriol 3" x 1" CMP w/one 24" wide band-both ends beveled as per Spec. 2,265.75  
 1-48" x 60' 14 ga. Spriol 3" x 1" CMP w/two 24" wide bands and 1-48" elbow as per Specs. (11°) 1,820.22  
 1 30" x 14 Ga. 11° elbow w/ two 24" wide bands 221.96  
 \$6,507.80

Smith moved, seconded by Rohde to accept the low bid of Midwest Culvert for \$6,144.96 for 14 guage materials.

Unanimous Motion Carried.

Howard Rasmussen, Pat Dorsey and Milo Birkley appeared before the board. They reviewed the agreement prepared by the Co. Attorney between them as individuals and Dakota County. Milo Birkley thought the Hubbard-Jackson road should be hard surfaced because of the heavy traffic. All three agreed that Mr. Bohac should define the easement, before signing.

Mr. Birkley ask that it be recorded in the minutes that this road would qualify for State and Federal Funds when hard surfaced.

Rohde moved, seconded by Smith that the board acknowledges to all three landowners that the engineer for the county on the Hubbard-Jackson road project has assured the board that the project, when finished, will meet the basic, present minimum requirements for state road hard surfacing.

Unanimous Motion Carried.

Mr. LeRoy Sorenson appeared before the board he wanted a road built to approximately 14 acres that was secluded by the straightening of the Omadi Drainage in about 68 or 69. Mr. Sorenson said his son wants to build there.

Mr. Morgan stated the county could not build a road unless it was on a section line.

Mr. Smith informed Mr. Sorenson the drainage ditch was meeting August 26th and suggested he go to that meeting.

The Board agreed to meet Mr. Sorenson after adjourning to look at the situation.

Mr. Maurice Redmond appeared before the board. He said that there was a misunderstanding between him and the board on Mr. Speers position. Mr. Redmond was under the opinion that the board had approved the position last year by budgeting for an intake office. He didn't fill the position because he couldn't find the individual he was looking for. Mr. Redmond explained that he was in the process of implementing a new program (deferred prosecution) in which a board would be set up to screen offenses. This would reduce the case load in his office and works well in counties that have already implemented this program.

Mr. Redmond said his office has done a good job but didn't think they could without Mr. Speer.

Mr. Smith said he didn't see where Mr. Speer's position could save any money because when an attorney acts as a friend of the court in collecting child support that its assessed against the individual.

Mr. Smith said that he voted down the claim on Mr. Speer because Mr. Redmond had listed as a child support attorney.

Mr. Smith said he could go along with Mr. Speers position but that his salary had to be made up by Revenue from the Title IV agreement.


Rohde moved seconded by Smith to approve the minutes of August 18, 1980.

Unanimous Motion Carried.

Rohde moved, seconded by Garvey to adjourn.

Unanimous Motion Carried. 1:15 p.m.

ATTEST:

  
 THEODORE A. PIEPHO, COUNTY CLERK

  
 LARRY MORGAN, CHAIRMAN

"PROJECT C-22(1) CONTRACT"

This Contract and Conveyance is between Milo Birkley and wife, the Parties of the First Part, and Dakota County, Nebraska, the Party of the Second Part.

For consideration of Three Thousand Dollars (\$3,000.00) from the Road Fund of Dakota County, fifty percent to be paid upon the signing of this instrument and the other fifty percent to be paid upon the completion of the Project hereinafter mentioned, (the Parties of the First Part agree and guarantee that the Party of the Second Part shall have perfect, unimpeded, complete and unfettered access to any and all fill dirt pits and barrows present upon the land described) as W 1/2 NW 1/4, Section 13, Township 28, Range 7, Dakota County, Nebraska, and NE 1/4 NE 1/4, Section 14, Township 28, Range 7, Dakota County, Nebraska, and further described as being a plot of land located between station 55 + 52 and 59 + 00, and located 33 feet east and west of the project center line; and between station 68 + 00 and station 76 + 00 located 33 feet east of project center line and not to exceed 60 feet west of project center line; and, a barrow pit from project center line at station 59 + 00, thence west 162 feet, thence south 350 feet, thence east 153 feet to the project center line at station 62 + 50, as set forth from plans and profile sheets 5 and 6, Nebraska Federal Aid Project RS-661(2) also known as Dakota County Project C22-1, Hubbard-Jackson Road, for the purpose of hauling away such quantities of fill dirt as

is required for the raising and leveling of the Hubbard-Jackson Road, which connects Nebraska Highway 35 with United States Highway 20, to the satisfaction of the Party of the Second Part.

The aforementioned monetary sum is drawn upon anticipated fill dirt requirements paid for at the rate of approximately twenty-five cents per cubic yard of fill dirt, but it is understood and accepted by the parties that, in the event the Party of the Second Part has requirements in excess of the quantity of fill dirt originally thought to be needed for the Project, the Party of the Second Part may continue to haul away such quantities of fill dirt as is needed to complete the Project to its satisfaction, without paying to the Parties of the First Part any additional sum of monies whatsoever.

The Parties of the First Part, by their signatures below, affirmatively demonstrate that they intend this instrument to be a contemporaneous and effective deed to the Party of the Second part of an easement in gross upon their estate, binding upon all their heirs and assigns, so as to permit the Party of the Second Part perfect, unimpeded, complete and unfettered access to the fill dirt pits and permission to remove the resources thereof, until September 1, 1981.



The Party of the Second Part further agrees to leave barrow pit in a general clean and neat condition, uniform in grade with level bottom upon completion of dirt removal.

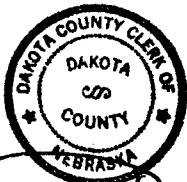
The Parties of the First Part shall be held harmless for liability that may arise in the performance of the Party of the Second Part.

Upon the foregoing, we the undersigned do set our hands and seals on this, the 2<sup>nd</sup> day of September, 1980.

Phyllis Birkley  
Miss Birkley

Parties of the First Part  
Grantors

Robert P. Garvey  
Loy Gray  
Wannell A. R. h. de  
Radney P. Smith



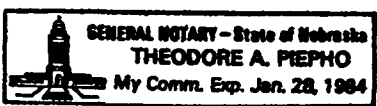
Attest:  
Theodore A. Negro  
County Clerk

The Dakota County Board of  
Commissioners, for the Party  
of the Second Part

STATE OF NEBRASKA     )  
                                  )   ss  
COUNTY OF DAKOTA    )

On this 29<sup>th</sup> day of August, 1980,  
before me personally came Milo Birkley  
and Phyllis Birkley  
\_\_\_\_\_, to me known to be the identical  
persons whose names are affixed to the foregoing instrument  
as grantors and acknowledged the same to be their voluntary  
act and deed.

Witness my hand and seal the day and year last above  
written.



Theodore Piepho  
NOTARY PUBLIC

"PROJECT C-22(1) CONTRACT"

This Contract and Conveyance is between Howard Rasmussen and wife, the Parties of the First Part, and Dakota County, Nebraska, the Party of the Second Part.

For consideration of Five Hundred Dollars (\$500.00) from the Road Fund of Dakota County, fifty percent to be paid upon the signing of this instrument and the other fifty percent to be paid upon the completion of the Project hereinafter mentioned, the Parties of the First Part agree and guarantee that the Party of the Second Part shall have perfect, unimpeded, complete and unfettered access to any and all fill dirt pits and barrows present upon the land described as NW 1/4 except NW 1/4 NW 1/4, Section 12, Township 28, Range 7, Dakota County, Nebraska, and further described as being a plot of land located between station 17 + 00 and station 34 + 00 and located 33 feet east of the center line of existing road and west of the center line of the existing road to the existing fence, as set forth on plans and profile sheet 3 and 4, Nebraska Federal Aid project RS-661(2), also known as Dakota County Project C22-1, Hubbard-Jackson Road, for the purpose of hauling away such quantities of fill dirt as is required for the raising and leveling of the Hubbard-Jackson Road, which connects Nebraska Highway 35 with United States Highway 20, to the satisfaction of the Party of the Second Part.

The aforementioned monetary sum is drawn upon anticipated fill dirt requirements paid for at the rate of approximately twenty-five cents per cubic yard of fill dirt, but it is understood and accepted by the parties that, in the event the Party of the Second Part has requirements in excess of the quantity of fill dirt originally thought to be needed for the Project, the Party of the Second Part may continue to haul away such quantities of fill dirt as is needed to complete the Project to its satisfaction, without paying to the Parties of the First Part any additional sum of monies whatsoever.

The Parties of the First Part, by their signatures below, affirmatively demonstrate that they intend this instrument to be a contemporaneous and effective deed to the Party of the Second part of an easement in gross upon their estate, binding upon all their heirs and assigns, so as to permit the Party of the Second Part perfect, unimpeded, complete and unfettered access to the fill dirt pits and permission to remove the resources thereof, until September 1, 1981.

The Party of the Second Part further agrees to leave barrow pit in a general clean and neat condition, uniform in grade with level bottom upon completion of dirt removal.

The Parties of the First Part shall be held harmless for liability that may arise in the performance of the Party of the Second Part.

Upon the foregoing, we the undersigned do set our hands and seals on this, the 2<sup>nd</sup> day of September 1980.

Howard Rasmussen  
Petronilla C. Rasmussen

Parties of the First Part  
Grantors



Ray Brown  
Radney R. Smith  
Samuel & Rahole  
Robert P. Garvey

The Dakota County Board of  
Commissioners, for the Party  
of the Second Part

Attest:  
Theodore Atchey  
County Clerk

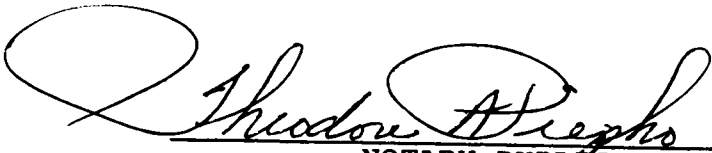
BOARD OF COMMISSIONERS  
BOOK L PAGE 172 ATTACHMENT 8

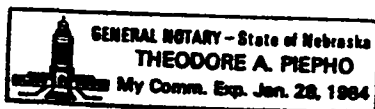
STATE OF NEBRASKA     )  
                                  )   ss  
COUNTY OF DAKOTA    )

On this 29 day of August, 1980,  
before me personally came HOWARD RASMUSSEN  
AND PETRONILLA C. RASMUSSEN

\_\_\_\_\_, to me known to be the identical  
persons whose names are affixed to the foregoing instrument  
as grantors and acknowledged the same to be their voluntary  
act and deed.

Witness my hand and seal the day and year last above  
written.

  
\_\_\_\_\_  
NOTARY PUBLIC



"PROJECT C-22(1) CONTRACT"

This Contract and Conveyance is between Pat Dorcey and wife, the Parties of the First Part, and Dakota County, Nebraska, the Party of the Second Part.

For consideration of Two Thousand Seven Hundred and Fifty Dollars (\$2,750.00) from the Road Fund of Dakota County, fifty percent to be paid upon the signing of this instrument and the other fifty percent to be paid upon the completion of the Project hereinafter mentioned, the Parties of the First Part agree and guarantee that the Party of the Second Part shall have perfect, unimpeded, complete and unfettered access to any and all fill dirt pits and barrows present upon the land described as South 120 rods of W 1/2 SW 1/4, Section 12, Township 28, Range 7, Dakota County, Nebraska, and further described as being a plot of land located between station 34 + 00 and station 37 + 00 and located 33 feet east and west of the center line of the existing road, and; between station 47 + 00 and station 53 + 00 and located 33 feet east and west of the center line of the existing road, and; a barrow pit west between 47 + 50 and 53 + 52 extending west to existing wind break from the center line of existing road as set forth from plans and profile sheets 4 and 5, Nebraska Federal Aid Project RS-661(2), also known as Dakota County Project C22-1, Hubbard-Jackson Road, for the purpose of hauling away such quantities of fill dirt as is required for the raising and leveling of the Hubbard-Jackson Road,

which connects Nebraska Highway 35 with United States Highway 20, to the satisfaction of the Party of the Second Part.

The aforementioned monetary sum is drawn upon anticipated fill dirt requirements paid for at the rate of approximately twenty-five cents per cubic yard of fill dirt, but it is understood and accepted by the parties that, in the event the Party of the Second Part has requirements in excess of the quantity of fill dirt originally thought to be needed for the Project, the Party of the Second Part may continue to haul away such quantities of fill dirt as is needed to complete the Project to its satisfaction, without paying to the Parties of the First Part any additional sum of monies whatsoever.

The Parties of the First Part, by their signatures below, affirmatively demonstrate that they intend this instrument to be a contemporaneous and effective deed to the Party of the Second part of an easement in gross upon their estate, binding upon all their heirs and assigns, so as to permit the Party of the Second Part perfect, unimpeded, complete and unfettered access to the fill dirt pits and permission to remove the resources thereof, until September 1, 1981.

The Party of the Second Part further agrees to leave barrow pit in a general clean and neat condition, uniform in grade with level bottom upon completion of dirt removal.



The Parties of the First Part shall be held harmless for liability that may arise in the performance of the Party of the Second Part.

Upon the foregoing, we the undersigned do set our hands and seals on this, the 2<sup>nd</sup> day of September, 1980.

Patrick J. Dorsey  
Suzanne M. Morrey

Parties of the First Part  
Grantors



Attest:  
Theodore H. [Signature]  
County Clerk

Larry [Signature]  
Robert R. Smith  
James F. Rohde  
Robert P. Garry

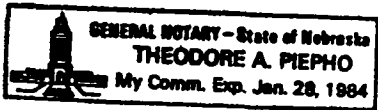
The Dakota County Board of  
Commissioners, for the Party  
of the Second Part

BOARD OF COMMISSIONERS  
BOOK L PAGE 172 ATTACHMENT 12

STATE OF NEBRASKA     )  
                                  )    ss  
COUNTY OF DAKOTA    )

On this 29<sup>th</sup> day of August, 1980,  
before me personally came Patrick J. Dorsey  
and Suzanne M Dorsey  
\_\_\_\_\_, to me known to be the identical  
persons whose names are affixed to the foregoing instrument  
as grantors and acknowledged the same to be their voluntary  
act and deed.

Witness my hand and seal the day and year last above  
written.



Theodore Piepho.  
NOTARY PUBLIC

COMMISSIONERS MEETING  
 SEPTEMBER 2, 1980  
 BASEMENT MEETING ROOM

Chairman Morgan called their regular scheduled meeting to order at 9:12 a.m.  
 Present: Rodney Smith, Daniel Rohde, Robert Garvey, Larry Morgan and Ted Piepho Secretary.  
 Absent: Henry DeGraaff.

Smith moved, seconded by Rohde to approve the minutes of August 25, 1980 as typed.  
 Unanimous Motion Carried.

Dick Brown (District Probation Officer) appeared before the board for approval to purchase a micro film reader.

Smith moved, seconded by Garvey to approve Mr. Brown's purchase of a micro film reader.  
 Unanimous Motion Carried.

Oma Rogers and Sandy McGinty appeared before the board requesting that the road by Atokad not be closed. It was closed for the fair and is closed during the racing season.

Mr. Smith said this board should know that it does not have to go through court. Atokad had the previous County Attorney check the real estate records and no way is it a county road. It is privately owned by Atokad.

Oma Rogers said that Atokad broke the law by putting logs across the road but Rod denied that because it is a private road.

Mr. Morgan said Oma had called him during the fair so he had discussed it with the Atokad manager and felt they had made a senseable agreement but then a day later the road was closed again.

Oma asked that a stop sign be placed at the entrance of Atokad.

Mr. Morgan appointed Robert Garvey and himself to the landfill agency.

Smith moved, seconded by Rohde to appoint Larry Morgan and Robert Garvey to the land fill agency.

Smith moved, seconded by Garvey that the county budget be amended.  
 Following is the resolution.

Unanimous Motion Carried.

Resolution

That the County Budget be amended, as it concerns child support collections, through the County Attorney's office and the employment of William Speer as a special assistant in this capacity is approved with the express stipulation that Mr. Speer's salary of \$13,000.00 must only be paid out Title Four Child Support Agreement receipts.

If the County Attorney's office, through said assistant, does not collect funds sufficient to pay his wages, they shall be so limited to funds actually paid into the hands of the Dakota County Treasurer.

Howard Rasmussen, Pat Dorcey and Milo Birkley, appeared before the board with the agreements between them and the county in which, the Parties of the First Part agree and guarantee that the Party of the Second Part shall have perfect, unimpeded, complete and unfettered access to any and all fill dirt pits and barrows present upon the land described.

Smith moved, seconded by Garvey to approve the claims of :  
 Howard Rasmussen, August 29, 1980, 50% of "Project C-22 (1) Contract \$250.00  
 Pat Dorcey, August 29, 1980 50% of Project C-22 (1) contract, \$1,375.00.  
 Milo Birkley, August 29, 1980, 50% of Project C-22 (1) Contract \$1,500.00.

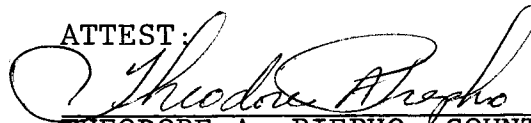
Rohde moved, seconded by Garvey to convene in closed session. 10:05 a.m.

Rohde moved, seconded by Garvey to reconvene in open session 12:25 p.m.  
 Unanimous Motion Carried.

Klem Dean appeared before the board with bids on a vacuum cleaner and ask that the board approve the purchase.

Rohde moved, seconded by Garvey authorizing Mr. Dean to purchase a new vacuum sweeper from the lowest bidder.  
 Unanimous Motion Carried.

Rohde moved, seconded by Garvey to adjourn.  
 Unanimous Motion Carried. 12:45 p.m.

ATTEST:  
  
 THEODORE A. PIEPHO, COUNTY CLERK

  
 LARRY MORGAN, CHAIRMAN

COMMISSIONERS MEETING  
SEPT. 8, 1980 Proceedings  
BASEMENT MEETING ROOM

Chairman Morgan called their regular scheduled meeting to order at 9:18 a.m.

Present were: Robert Garvey, Daniel Rohde, Rodney Smith, Larry Morgan and Ted Piepho, Secretary.  
Absent: Henry DeGraaff

Robert Giese (County Treasurer) appeared before the board about a service agreement on the L-3000 in his office. He informed the board that the decoder in the machine went bad and there was no money in his budget to repair it. Mr. Giese said it would cost 7 hundred and some dollars to fix the machine but that Burroughs would fix it and give him a service agreement for \$893. Mr. Giese asked the board which way they wanted to go.

Smith moved, , seconded by Garvey, to amend the County Treasurers budget by 893 dollars due to an emergency and authorize the expenditure of \$893 for repair and service agreement on the L3000.

Unanimous Motion Carried.

Rohde moved, seconded by Garvey to approve the minutes of Sept. 2nd as typed.

Unanimous Motion Carried.

Rohde moved, seconded by Garvey to convene as Board of Equalization.

Unanimous Motion Carried 9:23 a.m.

Garvey moved, seconded by Smith to reconvene as Board of Commissioners.

Unanimous Motion Carried.

11:25 a.m.

Leroy and Merle Sorenson appeared before the board. Merle and the board discussed options that he had as far as getting a road to about 14 acres that is now accessible by an easement through Hohensteins property. The board told him that they would have to, and that it is mandatory that it be on a section line.

Garvey moved seconded by Smith to adjourn.

Unanimous Motion Carried.

12:05 p.m.

ATTEST:



THEODORE A. PIEPHO, COUNTY CLERK

  
LARRY MORGAN, CHAIRMAN

\*\*\*\*\*

COMMISSIONERS MEETING  
SEPTEMBER 15, 1980  
BASEMENT MEETING ROOM

Chairman Morgan called the regular scheduled meeting to order at 9:03 a.m.

Present were: Daniel Rohde, Henry DeGraaff, Bob Garvey, Larry Morgan, Ted Piepho, Secretary.  
Absent: Rod Smith

Rohde moved, seconded by Garvey to approve the minutes of September 8th as typed.

Virginia Piper appeared before the board and presented 2 claims for Betty Garwood and Sharon Shannon to add \$150.00 to their salaries to cover the overtime they spent on child support for the last 3 months.

Mr. Morgan said we didn't authorize any expenditures in child support budget.

Virginia said we have 3 options in which the money is to be handled that is received from State on Child Support.

Virginia asked if it was to late to ammend the child support budget. Larry said, the monies are seperated from general and that budget shouldn't be ammended at this time.

Virginia asked if a hearing would be needed later in the fiscal year if she overspent.

DeGraaff moved, seconded by Rohde to authorize the Clerk of District Court to pay the extra salaries and that it would be from her budget, and at the end of the year these salaries could be transferred from the Clerk of District Court's child support to the general.

Bruce Hovey appeared before the board and said he would accept the job of County Road Superintendent but he didn't know if he could be moved by next spring. He stated he could start October 15th or possibly before that.

Garvey moved, seconded by Rohde to hire Bruce Hovey as County Road Highway Superintendent at a salary of \$24,000 beginning October 15th or sooner if it is possible for him to start earilier.

Unanimous Motion Carried.

Phil McNaughton appeared before the board as an applicant for part time Building Inspector. The Board discussed his resume and stated it would be about \$6.00 per hour for 20 hours a week, plus travel. Phil is available immediately.

Garvey moved, seconded by Rohde to appoint Rod Smith as a representative to Golden Rod Hills.  
Unanimous Motion Carried.

DeGraaff moved, seconded by Rohde to appoint Bob Garvey as a board representative to SIMPCO.

Garvey moved, seconded by DeGraaff to nominate Dan Rohde as Vice Chairman to the Board of Commissioners.

Unanimous Motion Carried.

Garvey moved, seconded by DeGraaff that nominations cease, and the board secretary be instructed to cast a unanimous ballot for Dan Rohde. Unanimous Motion Carried.

Rohde moved, seconded by Garvey to convene as Board of Equalization. Unanimous Motion Carried.

Rohde moved, seconded by DeGraaff to reconvene as Board of Commissioners. Unanimous Motion Carried.

The board reviewed the following claims for all funds of Dakota County for the month of September.

Garvey moved, seconded by Rohde to deny the claim of Willard Criss in the amount of \$500 for rent storage of weed control equipment. Unanimous Motion Carried.

The board felt this claim should have been re-submitted to the Weed Board first. The board approved the following claims.

WEED FUND: Social Security \$65.45, Blue Cross \$34.51, Paul M. Foreshoe \$850.00, Ruth Foreshoe \$50.00, Claire D. Barr \$42.75, Maurice Crofoot \$25.00, Paul R. Culbertson \$25.00, Elmer E. Nelson \$25.00, John Ryan \$25.00, George W. Shrader \$25.00, Maurice Crofoot \$1.53, Elmer E. Nelson \$2.38, John Ryan \$4.25, George W. Shrader \$1.70, Paul Foreshoe \$56.44, South Sioux City Star \$66.43, So Soo Oil Co. \$316.68

CHILD SUPPORT - COUNTY ATTORNEY: Child Support \$1,083.00, Social Security \$132.80, Raymond Speer \$1,083.00.

FEDERAL GRANT PROGRAM(HIWAY SAFETY) Social Security \$65.59, Danny Potts \$1,070.00, Danny Potts \$10.00.

GENERAL FUND: Social Security \$2,424.34, Blue Cross \$1,733.69, Teachers retirement \$ Larry Morgan \$541.66, Henry DeGraaff \$541.66, Robert Garvey \$541.66, Daniel Rohde \$541.66, Rodney Smtih \$541.66, Theodore Piepho \$1,208.33, Mary Hinkle \$840.39, Eloise Gormally \$615.25, Margaret Rahn \$615.25, Myra Smith \$599.20, Robert Giese \$1,208.33, Irene M. VanLent \$840.39, Charlotte J. Doenhoefer \$615.25, Ruth Jensen \$615.25, Nadine Johanson \$615.25, Mardell Sorensen \$439.50, Ruth Warnock \$724.76, Virginia A. Piper \$1,208.33, Betty J. Garwood \$840.39, Betty Garwood \$150.00, Sharon M. Shannon \$615.25, Sharon Shannon \$150.00, William Whear \$1,208.33, Harvey Bates \$1,087.87, Jarold Gilson \$1,070.00, Linda Wilson \$791.80, Gene Persinger \$181.80, Darlene Arneson \$632.40, Dena Lemon \$274.55, Linda Lensink \$27.20, Cheryl Lundberg \$435.20, Earlean McClain \$571.20, Neva Neal \$343.47, Pat Parkins \$248.20, Armon Todd \$963.00, Linda Wilson \$95.20, Maurice Redmond \$1,208.33, Dennis J. Mahr \$1,512.50, Gloria Engelbrecht \$850.00, Cindy Harris \$650.00, Joy K. Nixon \$1,208.33, Thelma E. Baugous \$840.46, Nellie June Beardshear \$615.25, Shirley Ann Bentz \$627.00, Dorothy J. Lundberg \$615.25, Lillian Rager \$615.25, Jeanette Ramirez \$615.25, Madelyn Thorsland \$615.25, Nondas Vitols \$615.25, Klemett Dean \$1,259.39, Nancy Dean \$209.25, Harold Nelson \$309.75, Patricia Stingley \$668.75, Jon C. Norris \$624.17, Maurice Rody \$713.33, Lorraine Tillman \$1,123.50, Bonibel Chapman \$615.25, Dr. J.H. Walston \$230.00, Maxine Titler \$666.67, So Soo City Star \$55.79, Northwestern Bell \$119.29, Sioux City Stationery Co. \$44.25, Redfield & Co. \$125.74, Star Printing and Publishing Co. \$97.00, Robert Giese \$46.83, Burrough's Corp \$893.00, Northwestern Bell Tele. Co. \$54.83, Sooland Office Supply \$7.06, General Business Equipment \$2.49, So. Sioux City Star \$98.28, County Treasurer Office \$0.63, Norfolk Printing Co. \$223.54, Northwestern National Bank \$200.25, Executive Copy Systems \$13.57, Northwestern Bell \$74.48, West Publishing Co. \$82.50, Sioux City Stationery Co. \$48.19, Virginia Piper \$78.24, West Publishing Co. \$72.25, Des Moines Stamp Mfg. Co. \$29.20, Executive Copy Systems \$79.95, General Business Equip. \$83.05, Nebraska Continuing Legal Education Inc. \$20.87, Northwestern Bell Telephone \$98.90, Sioux City Stationery Co. \$20.83, Northwestern Bell \$252.93, Western Union \$248.27, Jerald Gilson \$12.00, William F. Whear \$351.04, Harvey Bates \$573.28, Jarold Gilson \$661.12, Danny Potts \$444.64, Armon Todd \$67.20, Sioux City Stationery Co. \$34.07, Gene Persinger \$50.00, Krogh's Coast to Coast \$26.40, Jarold Gilson \$19.55, Leo's Pro \$120.99, Security National Bank \$135.52, William Whear \$300.00, Dakota County Sheriff \$1,494.50, Ben Franklin \$41.55, Maurice Redmond \$95.00, Maurice Redmond \$348.98, Maurice Redmond \$145.63, Dennis J. Mahr \$71.06, Dennis J. Mahr \$10.92, Cindy Harris \$15.84, Dakota County Sheriff \$5.00, Department of Public Welfare \$44.20, Matthew Bender & Co. \$83.44, Bancroft-Whitney Co. \$20.65, Executive Leasing, Inc. \$332.36, Joe Morten & Sons, Inc. \$20.00, Nebraska County Attorneys Association \$70.00, Clerk of District Court \$232.40, Marian Health Center \$450.00, Mid West Business Products \$43.98, So. Soo City Star \$119.85, West Publishing Co. \$46.00, Nebraska Continuing Legal Education \$5.66, The Bobbs Merrill Co. Inc. \$51.25, Charles C. Thomas \$44.81, Northwestern Bell Tele. \$290.27, Standard Office Equipment \$163.98, Sioux City Stationery \$127.21, Northwestern Bell Telephone \$92.00, Duane L. Barton \$200.00, So. Soo City Star \$178.65, Tri-County True Value Hardware \$24.40, Rowan Co. \$81.89, Monroe \$82.66, General Business Eqt. Ltd. \$21.26, Sioux City Stationery Co. \$18.28, Joy K. Nixon \$40.32, Northwestern Bell Telephone Co. \$28.27, Northwestern Bell Telephone Co. \$140.01, General Business Eqt. \$403.00, Bill Hedrick Refrigeration \$57.50, Watson Heating Co. \$707.22, Nebraska Department of Labor \$11.50, Ike's Welding \$1.25, Mid American Research Corp. \$116.10, Curry Floor & Asoustics Co. \$74.47, Western Paper \$65.80, Klemett Dean \$35.00, Emsco Industries \$352.53, Minear Key \$1.50, Clausen Electric \$34.08, T & D Service \$20.00, Robertsons Implement \$23.02, Kroghs Coast to Coast \$15.26, Torticill's S/C Inc. \$20.65, William Church \$46.00, Cook Paint & Varnish \$65.58, American Linen \$13.40, I.P.S. \$1,188.00, City of Dakota City \$518.10, \$Tagatz \$44.21, Dakota County Extension Ser. \$1,300.00, Northwestern Bell Telephone \$61.79, Maurice Rody \$42.78, Northwestern Bell \$46.99, Redfield & Co. \$75.93, Greater Siouxland Fair \$108.00, So. Sioux City Star \$26.85, Northwestern Bell Telephone Co. \$21.71, General Business Equipment \$1.19, Lorraine Tillman \$134.19, General Business Equipment Ltd. \$10.75, Department of Administrative Services \$40.20, Northwestern Bell Telephone Co. \$54.53, Sioux City Stationery Co. \$2.70, Northwestern Bell \$36.62, Sarand, Inc. \$91.17, Maxine Titler \$72.07, Hammond and Stephens Co. \$149.75, So. Sioux City Star \$8.13, Judy Smith \$20.64, Larry J. Mahr \$20.64, Danny L. Maryott \$20.64, Cecil W. Orton \$122.50, Thomas V. Vakulskas \$361.25, Wm. L. Binkard \$300.56, Wm. L. Binkard \$376.65, Dakota County Court \$40.00, George L. Hirschbach \$577.50, Robert A. Wichser \$358.64, Michael W. Ellwanger \$1,589.60, Clerk of District Court \$390.00, Clerk of District Court \$144.00, Michael W. Ellwanger \$353.00, William Horneber \$682.50

Dakota County Sheriffs Office \$100.40, State of Nebraska \$3.18, So. Soo City Star \$59.50  
 County Treasurer \$1,000.00, County Treasurer \$1,000.00. County Treasurer \$30.00  
 Dakota County Treasurer \$4,470.83, Northwestern Bell \$9.45, City of South Sioux City \$24.41  
 Siouxland Interstate Metropolitan \$3,635.00, Region IV Mental Health Center \$2,336.00,  
 U.S. Leasing \$43.56.

ASSISTANCE FUND:

Blue Cross \$245.98, Social Security \$456.19, Mildred Jorgensen \$1,508.39, Jeanine Bliven  
 \$781.17, Margaret Boeshart \$1,166.71, Pauline Jensen \$1,183.38, Patricia Lane \$1,045.09,  
 Mary O'Dell \$711.85, Charlene Weber \$1,045.29, Mildred Jorgensen \$3.36, Mildred Jorgensen  
 \$69.26, Margaret Boeshart \$67.41, Pauline Jensen \$5.04, Charlene Weber \$56.07, Patricia Lane  
 \$44.94, A B Dick Products \$150.00, Vernon G. Helt \$37.00, South Sioux Medical Clinic \$7.50  
 I.B.M. Corp. \$113.28, Sioux City Stationery Co. \$12.12, Northwestern Bell \$199.84,

POOR RELIEF FUND:

State Department of Public Welfare \$37,885.37.

DAKOTA COUNTY HISTORICAL SOCIETY:

Dakota County Historical Society \$876.82.

DAKOTA COUNTY AGRICULTURAL SOCIETY:

Dakota County Fair \$3,000.00

COUNTY ROAD FUND:

Social Security \$956.72, Blue Cross \$519.71, Geo. W. Anderson \$846.37, Leland Armbright  
 \$944.56, Donald Belt \$913.78, Caleb Chapman \$846.37, Marvin Flaugh \$846.37, Walter Heinemann  
 \$913.78, Robert L. Jacobsen \$880.61, Lawrence Jepsen \$1,070.00, Kurt A. Johnson \$846.37,  
 Walter N. Johnson \$989.26, Thomas Mahaney \$835.13, Richard McNear \$887.19, Arnold Mellick  
 \$946.95, Marlan Millard \$846.37, Steve Millard \$646.00, Lee Marvin Novak \$896.75,  
 Willis J. Roeber \$605.62, Earl Stading \$846.37, Northwestern Bell \$99.75, Anderson  
 Equipment Co. \$24.72, Herman M. Brown Co. \$660.44, Saunders GMC \$664.89, Midcon -Equipment  
 Co. \$171.75, Circle R. Frame Aligners \$13.30, Standard Bearing \$6.61, Graham Brake Co.  
 \$23.61, Anderson Radio \$3.50, Midcon Equipment \$76.30, International Harvester Co. \$15.84  
 Condon Motor Co. \$303.22, M & S Company \$281.61, Farmers Co-op Ass'n \$403.20, City of So.  
 Sioux \$61.78, City of Dakota City \$20.03, Municipal Utilities \$6.00, Firestone \$485.50,  
 Stephan's Welding Shop \$9.80, Dakota Auto Parts \$93.01, Mikes Auto Parts \$187.24,  
 Automotive Electric Inc. \$46.04, Curtis Industries \$42.23, Kroghs Coast to Coast \$80.89,  
 Means Service \$63.12, Joes Surplus \$61.72, Northern Auto Parts \$91.87, United Wholesales  
 \$24.70, Premier Fastener Co. \$236.44, Monroe Welding Co. \$225.60, Snap-On Tools \$154.09,  
 Sioux City Iron \$22.81, ACE Mobile Concrete \$231.30, Midwest Culvert Operations \$125.28  
 St. Regis Paper Co. \$921.24, St. Regis \$12,521.83, Royal Ornamental Iron Co. \$95.10,  
 Walensky Lumber \$24.21, Diamond Horseshoe Truck Stop \$4,322.04, Warren Oil Co. \$3,977.88,  
 So. Soo Oil Co. \$1,346.05, Crystal Oil Co. \$133.58.

REVENUE SHARING:

Stalp Gravel \$6,731.26, So Soo City Star \$18.20, Higman Sand & Gravel Inc. \$13,814.22.

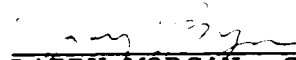
Garvey moved seconded by Rohde to adjourn.

Unanimous Motion Carried 12:10 p.m.

ATTEST:



THEODORE A. PIEPHO, COUNTY CLERK



LARRY MORGAN, CHAIRMAN

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COMMISSIONERS MEETING  
 September 22, 1980 Proceedings  
 Basement Meeting Room

Chairman Morgan called their regular scheduled meeting to order at 9:03 a.m.  
 Present were: Robert Garvey, Henry DeGraaff, Daniel Rohde, Rodney Smith, Larry Morgan and  
 Ted Piepho, Secretary.

Mildred Jorgensen (County Welfare Director) appeared before the board with her monthly office  
 report.

Lance Hedquist (SIMPCO) appeared before the board. Mr. Hedquist asked the board if the county  
 wished to continue participation as an Economic Development District. By participating in  
 this program allows the county and the cities/villages within the county to be eligible  
 for more Federal Grants and loans although it is not necessary that they apply for said  
 grants and loans.

Rohde moved, seconded by Garvey to re-affirm our participation in the Economic District.  
 Unanimous Motion Carried.

Robert Giese (County Treasurer) appeared before the board with the treasurers report for  
 August 1980. Mr. Giese informed the board of Dakota County's money investments and the balances  
 of all funds.

The board reviewed the cooperation agreement between Homer, and Dakota County.

Smith moved, seconded by Garvey that the agreement between Homer and Dakota County be returned  
 to the County Attorney to be revised according to the Attorney General's opinion.  
 Unanimous Motion Carried.

The board discussed having consolidated Engineers get 3 projects in the works for hard  
 surfacing. The three projects were: Hubbard-Jackson road, road north of IBP and old Highway  
 20 by the Diamond Horseshoe. The board agreed for Mr. Morgan to have consolidated proceed  
 with getting these three projects approved for FAS.

Joy Nixon (County Assessor) appeared before the board to discuss the contract agreement between the state and county for the appraisal of commercial property.

Mrs. Nixon thought all the agreement should include is the businesses to be appraised and the cost.

Mr. Smith, Mr. Morgan and Mr. Garvey agreed.

Mr. Smith said he was against hiring someone to appraise this property when the assessors office is suppose to be qualified to do it.

Smith moved, seconded by Garvey, that the county assessor provide the board with a list of the businesses she doesn't feel her office is qualified to appraise and that be forwarded to the state for an estimate for appraising those businesses.

Unanimous Motion Carried.

Ms. Nixon said she thought the time element was the factor and not that her office wasn't qualified to appraise these businesses.

John Porter (Porter-Ripa Engineering) appeared before the board. Mr. Porter asked the board if the county needed any help and explained what projects they were assisting other counties with.

The board received a letter from Leamer Law Office explaining a situation where years ago the county had right of way through Lots 10-11-12, block 112, Covington and that the County didn't need this easement.

Smith moved, seconded by Garvey that the county give a Quit Claim deed for lots 10-11-12 Block 112, Covington at no expense to the County.

Unanimous Motion Carried.

Mr. DeGraaff left at 11:20 a.m. to have John Porter inspect a bridge that had recently been completed.

Garvey moved seconded by Rohde to convene as Board of Equalization to hear the protest of Bryce Anderson.

Aye: Robert Garvey, Daniel Rohde, Rodney Smith, Larry Morgan.

Absent: Henry DeGraaff.

Motion Carried 11:25 a.m.

Rohde moved seconded by Smith to reconvene as Board of Commissioners.

Aye: Robert Garvey, Daniel Rohde, Rodney Smith, Larry Morgan.

Absent: Henry DeGraaff.

Richard Larson appeared before the board per the boards request for an interview for part time building inspector.

The board asked Mr. Larson questions concerning whether he could leave his present job at different times to do the necessary work of the building inspector. Mr. Larson didn't know and would have to check with his employers.

Garvey moved, seconded by Smith to hire Lyle Todd for the position of part time building inspector at \$6.00 hr. and 21¢ a mile and the job is expected to be about 20 hours a week.

Aye: Smith, Garvey, Rohde, and Morgan

Absent: DeGraaff

Smith moved, seconded by Rohde to approve the minutes of September 15, 1980 as amended.

Amendment being that the motion by Garvey, seconded by DeGraaff that nominations cease include (and the board's secretary be instructed to cast a unanimous ballot for Dan Rohde).

Aye: Smith, Garvey, Rohde and Morgan

Absent: DeGraaff.

With no further business Morgan asked for a motion to adjourn till Wednesday September 24, 1980 to meet with Mr. Wolle in executive session.

Rohde so moved, seconded by Garvey.

Aye: Smith, Garvey, Rohde, Morgan

Absent: Henry DeGraaff.

Motion Carried 12:10 p.m.

Minutes of Adjourned Meeting of Dakota County  
Commissioners (September 24, 1980)

The County Commissioners met in regular adjourned session at 7:00 O'clock P.M. in the regular meeting place in the County Court House.

Present were: Larry Morgan, Robert Garvey, Daniel Rohde, Henry DeGraaff and Rodney R. Smith.

Absent: Ted Piepho. Also present were Maurice Redmond, County Attorney and Charles Woolie, special county attorney. A quorum being present and the following proceedings were had and done:

Robert Garvey was appointed temporary Secretary pro-tem to record the proceedings.

It was moved, seconded and unanimously passed that the Commissioners go into executive session to discuss strategy and objectives in union bargaining. Executive session commenced at 7:15 p.m.

It was moved, seconded and unanimously passed that the Commissioners go out of executive session at 8:00 p.m.

It was moved, seconded and unanimously passed that Charles Woolie be employed as special county attorney to assist the county attorney in the defense of a present action before the Commission of Industrial Relations.

The question of uncollectable distress warrants was discussed and county attorney to check on whether they could or should be stricken from the tax rolls.

There being no further business, the meeting was adjourned.

Attest:

  
 Theodore A. Piepho, County Clerk

  
 Larry Morgan, Chairman

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COMMISSIONERS MEETING  
 OCTOBER 6, 1980 PROCEEDINGS  
 BASEMENT MEETING ROOM

Chairman Morgan called their regular scheduled meeting to order at 9:03 a.m.  
 Present were: Robert Garvey, Daniel Rohde, Rodney Smith, Henry DeGraaff, Larry Morgan and Ted Piepho Secretary.

Smith moved, seconded by Rohde to approve the minutes of September 22nd as typed.  
 Unanimous Motion Carried.

DeGraaff moved, seconded by Rohde to appoint William Krause as Liaison Representative for the U. S. Council for international year of disabled persons.  
 Unanimous Motion Carried.

Joy Nixon (County Assessor) appeared before the board and presented a letter from the state withdrawing their contract proposal to reappraise Commerical property due to the time left in which the work would have to be completed. Ms. Nixon also presented the board with a list of businesses that she recommends be done by an outside source. The board asked her to get cost figures on said projects.

Lyle Todd (Building Inspector) appeared before the board to discuss hours-duties etc. concerning the building inspector. The board and Mr. Todd agreed to have office hours from 9 a.m. to 12:00 noon Monday, Tuesday and Wednesday.

Chairman Morgan signed the Highway safety Project Monthly Reimbursement Voucher No. 7 for expenditures of \$1111.50 for Project No. PTR 81-14.

Smith moved, seconded by Rohde to ratify the INTERLOCAL COOPERATION AGREEMENT between the County of Dakota and the Village of Homer on the joint Village/County building located within the corporate limits of Homer.  
 Unanimous Motion Carried

Ted Piepho ( County Clerk) read a letter from the Department of Environmental Control to Mrs. Peg Goodsell dated October 1, 1980. Letter follows:

Mrs. Peg Goodsell  
 Dakota City, Ne. 68731

Dear Mrs. Goodsell:

This is in response to your letter of September 29, 1980 concerning the closed landfill on your property. I have discussed this matter with Mr. Drain, our Director, who recently visited with Larry Morgan, Chairman of the Dakota county Commissioners. Mr. Drain sought to encourage the County to work with Mr. Salzman to cover the refuse at the landfill properly and take some steps to prevent the flow of leachate (water) through the landfill and onto neighboring property. At this point, the matter was simply under discussion and the outcome is uncertain at this time.

I did talk this morning to Mr. Lee Jackson of the Soil Conservation Service. Lee said you had contacted the field office of SCS about the problem. Lee told me of the approach SCS is planning to use and said SCS would have plans ready by Thanksgiving. It seems to me that this might be the answer to the problem. Another aspect that occurred to me concerns the fact that you have a signed contract which might be enforceable in court against the signatories. This is something you might well take up with your own attorney.

It would seem to me that the best and least expensive way to correct the situation would be work with SCS and follow through on their proposals which should correct about 98% of the problem as it now exists.

Thank you for writing and I hope this letter may be of some assistance to you in deciding what to do.

Sincerely yours,  
 s/ Richard H. Hansen  
 Richard H. Hansen  
 Legal Counsel

RH:ck  
 Copy to: Larry Morgan, Chairman  
 Dakota County Commissioners.

The board discussed the welds on the bridge South of Jackson on the Hubbard-Jackson road. They determined that a portion of the were not satisfactory and that the County clerk notify Midwest Bridge and Construction Co. of Norfolk that payment will not be made until it qualifys in accordance with specifications of the American Welding society and that all welding be in accordance with these same specifications.

Robert Giese (County Treasurer) appeared before the board and requested the board members to sign a memo of the amount of distress warrants for 78, 79 and 80. Those amounts were: 1978 - \$152,062.06, 1979- \$159,690.07, 1980-\$156,086.45.

The board discussed buying a new road grader. They felt that a qualified person should list the specifications as to the type and size the county needs.

James Kennelly from Jackson appeared before the board to call their attention to the bridge over Elk Creek Southeast of the school in Jackson.





Mr. Kennelly said this bridge is in very poor condition and that there are holes big enough for a motorcycle tire to drop through.

Mr. Morgan opened the mail addressed to the Commissioners. With no further business Chairman Morgan called for a motion to adjourn.

Smith moved, seconded by Rohde to adjourn.  
Unanimous Motion Carried. 11:00 a.m.

ATTEST:

  
THEODORE A. PIEPHO, COUNTY CLERK

  
LARRY MORGAN, CHAIRMAN

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COMMISSIONERS MEETING  
OCTOBER 20, 1980 Proceedings  
BASEMENT MEETING ROOM

Chairman Morgan called their regular scheduled meeting to order at 9:02 a.m. Present were: Robert Garvey, Daniel Rohde, Rodney Smith, Henry DeGraaff, Larry Morgan and Ted Piepho, Secretary.

Mr. Morgan informed the board that NRD had approved 15,000 dollars expenditure on the dam that is to be constructed at the landfill site. NRD had also approved an additional \$5,000 of additional funds. Mr. Morgan indicated that the dam would cost approximately \$26,824.

Mildred Jorgensen ( County Welfare Director) appeared before the board with her monthly report to the board.

Mr. Don McKinney (Dakota City Clerk) asked the board to consider funding vaults with county burials. Comments from the board followed.

Robert Giese (County Treasurer) appeared before the board with the balances of various funds and the counties investments.

Lance Hedquist (SIMPCO) appeared before the board and asked if the county would apply for a CDBG grant on behalf of the cities and villages of the county. He explained that the grants on approved on a point system and that the cities and villages would have a better chance of getting their request.

Smith moved, seconded by Garvey that the county apply for a grant on behalf of the cities and villages of Dakota County that wish to participate in applying for CDBG funding.  
Unanimous Motion Carried.

Klem Dean (Building and Grounds Custodian) appeared before the board with bids from Abbott Construction and Prenger Construction for the replacement of 12 ground floor windows.

The bids of Abbott Construction and Prenger Construction follows.

Abbott Construction:

Mr. Klemmett Dean

R. E. replacement of 12 windows units in Dakota County Courthouse ground floor as advertised.

We Abbott Const. Co. submit the following bid for the removal of present windows and furnish material for installing new Pella windows as follows.

Proposal no. one:

Remove present windows, frame openings for Pella 24-28-28c.d.2 half screen slim shade, window, install same. Install brick sill under window with white velour brick. Interior trim mah. or hemlock, stained, sealed & 1 coat of varnish. For the sum of \$10,024.00.

Proposal no. two:

remove present windows, frame openings for Pella 28-24-24C.D. half screen slim shade window, install same. opening framed with 2x4, sheating 1" solar sheet, insulation 3½" fiber glass, visqueen 4 mil., sheetrock ½", taped textured, 2 coats paint, trim mah. or hemlock, stained sealed & 1 coat varnish, white velour brick to finish filling in present opening. for the sum of \$8,885.00

Signed Cecil E. Abbott

Prenger Construction Co.:

1. Remove 12 ground floor windows replace with same size Pella, material and labor \$980. per window x 12=\$11,760.00  
Slim shade for the same \$124.00 x 12= 1,488.00  
Complete with stain and varnish \$13,248.00

2. Remove 12 ground floor windows and replace with 28-24-24 Pello half screen slim shade. Frame in opening insulate, sheetrock, tape, texture and paint.  
\$1,325.00 per window x 12 = \$15,900.00.

Rohde moved, seconded by Smith to accept the low bid of Abbott Construction proposal no. two; remove present windows, frame openings for Pella 28-24-24-C.D. half screen slim shade windows and install same. Opening framed with 2 x 4, sheating 1" solar sheet, insulation 3½" fiber glass, visqueen 4 mil., sheetrock ½", taped textured, 2 coats paint, trim mah. or hemlock, stained sealed & 1 coat varnish, white velour brick to finish filling in present opening for the sum of \$8,885.00 and to be paid out of the building fund.  
Unanimous Motion Carried.

Smith moved, seconded by DeGraaff that the Road Supt. prepare specifications for a motor grader and authorize him to get help that he needs in preparing and to advertise according to law.  
Unanimous Motion Carried.

Rohde moved, seconded by Smith to approve the minutes of October 6th as typed.

The board reviewed the claims submitted by the various offices and funds for the month of October.

Rohde moved, seconded by Garvey to approve the following claims: Unanimous Motion Carried.

## GENERAL FUND:

Social Security \$2,557.54, Blue Cross Insurance \$1,750.41, Larry Morgan \$541.66, Henry DeGraaff \$541.66, Robert Garvey \$541.66, Daniel Rohde \$541.66, Rodney Smith \$541.66, Theodore A. Piepho \$1,208.33, Mary Hinkle \$840.39, Eloise Gormally \$615.25, Margaret Rahn \$615.25, Myra Smith \$599.20, Robert A. Giese \$1,208.33, Irene M. VanLent \$840.39, Charlotte J Doenhoefer \$615.25, Ruth Jensen \$615.25, Nadine Johanson \$615.25, Mardell Sorensen \$615.25, Ruth Warnock \$600.00, Virginia A. Piper \$1,208.33, Betty J. Garwood \$840.39, Sharon M. Shannon \$615.25, William Whear \$1,208.33, Harvey Bates \$1087.87, Jarold Gilson \$1070.00, Mike McManigal \$950.00, Linda Wilson \$791.80, Darlene K. Arneson \$686.80, Norma Barajas \$467.50, Dena Lemon \$81.60, Cheryl Lundberg \$435.20, Earlean McClain \$680.00, Neva Neal \$343.47, Pat Parkins \$491.30, Armon Todd \$963.00, Linda Wilson \$88.40, Maurice S. Redmond \$1,208.33, Dennis J. Mahr \$1,337.50, Gloria Engelbrecht \$850.00, Cindy Harris \$650.00, Joy K. Nixon \$1,208.33, Thelma E. Baugous \$840.46, Dorothy J. Lundberg \$615.25, Madelyn Thorsland \$615.25, Shirley Ann Bentz \$615.25, Lillian Rager \$615.25, Nellie June Beardshear \$615.25, Nondas Vitols \$615.25, Jeanette Ramirez \$615.25, Klemett Dean \$1,259.39, Nancy Dean \$294.50, Harold Nelson \$367.50, Patricia Stingley \$668.75, Bruce Hovey \$1,000.00, Jon C. Norris \$624.17, Maurice A. Roady \$713.33, Lorraine Tillman \$1,123.50, Bonibel Chapman \$615.25, Dr. J.H. Walston \$230.00, Maxine Titler \$666.67, Lyle Todd \$51.00, So. Sioux City Star \$826.84, Skull Marshall & Marks \$675.72, Shull Marshall, & Marks \$2,363.66, Ted Piepho \$38.66, Midwest Business Products \$18.42, Sooland Business Forms \$61.12, Theodore Piepho \$10.00, Northwestern Bell \$169.94, Irene VanLent \$8.00, Robert A. Giese \$57.96, Precision Typewriter Works \$513.75, So Sioux City Star \$141.96, Northwestern Bell Tele. \$73.64, Precision Typewriter Works \$3.00, Redfield & Company \$197.37, Northwestern National Bank \$200.25, Executive Copy Systems \$14.12, Northwestern Bell \$71.13, Redfield & Co. \$128.58, Sioux City Stationery Co. \$35.85, Mid West Business Products \$15.47, Burroughs Corp. \$30.41, West Publishing Co. \$100.75, Bancroft-Whitney Co. \$212.05, Northwestern Bell Telephone \$99.47, Norfolk Printing Co. \$92.45, Mid West \$56.65, Sioux City Stationery Co. \$30.65, Des Moines Stamp Mfg. Co. \$44.50, General Business Equip. \$13.46, Executive Copy Systems \$450.00, Redfield & Co. Inc. \$172.23, Northwestern Bell \$253.15, Western Union \$227.19, Sioux Valley Radio Eng. Co. \$43.00, Jerry Gilson \$6.61, William Whear \$446.80, Jarold Gilson \$536.80, Harvey Bates \$617.44, Michael McManigal \$312.40, Armon Todd \$145.44, Sioux City Stationery \$51.96, American Marketing International \$82.95, The Paper Company \$8.94, Redfield & Co. \$45.43, Police Officers Association \$12.00, Law Enforcement Equip. Co. \$154.85, Law Enforcement Equip. Co. \$227.75, Leo's Pro \$207.48, Charlie Zook Dodge Inc. \$155.44, Security National Bank \$135.52, Jacks' Mens Wear & Uniform \$272.25, William F. Whear \$310.00, Sheriffs Department \$1,876.00, Sheriffs Department \$60.22, Nebraska Correctional Industries \$84.40, Howard Helzer \$138.82, So Sioux City Star \$7.58, Northwestern Bell Telephone Co. \$143.72, Dennis J. Mahr \$199.02, The Bobbs Merrill Co. Inc. \$24.28, The Michie Company \$87.44, Michelle Photography \$40.00, Burroughs Corp. \$18.80, Standard Office Equipment Co Inc. \$6.87, Sioux City Stationery Co. \$52.88, Executive Leasing, inc. \$163.24, Callaghan & Company \$46.75, Bancroft-Whitney Co. \$25.80, Bancroft-Whitney Co. \$13.15, Northwestern Bell Telephone \$39.51, Matthew Bender & Co. \$101.46, West Publishing Co. \$150.75, Woodbury County Bar Ass'n \$4.00, Nebraska State Bar Ass'n. \$18.50, Larry D. Donelson \$52.60, Dennis J. Mahr \$5.36, Redfield & Co., Inc. \$11.96, Thelma E. Baugous \$97.80, So. Sioux City Star \$270.71, Joy K. Nixon \$380.15, General Business Equipment Ltd. \$56.55, Northwestern Bell \$104.08, City of Dakota City \$2,753.35, Klemett Dean \$35.00, Klemett Dean \$70.24, Ikes Welding \$12.50, Minear Key Co. \$9.00, T & D Garbage \$20.00, Torticill Service \$18.20, Tagatz Hardware \$24.51, I.P.S. \$1,188.00, Mid American Research Corp. \$191.30, Sioux City Stationery Co. \$14.20, Robertson Imp. \$20.49, Farmers Co-op Ass'n. \$108.00, Western Paper Co. \$78.67, Polly Elevator Co. \$10.00, Harris Janitor Supply \$34.80, Watson Heating Co. \$247.79, American Linen \$23.80, Dakota County Extension Ser. \$1,300.00, Northwestern Bell \$23.49, Northwestern Bell \$23.48, U.S. Civil Defense Council \$33.00, Sioux Valley Radio Eng. Co. \$345.60, Northwestern Bell \$42.38, Maurice A. Roady \$292.61, LaNette Beermann \$53.63, Redfield & Co. \$447.06, So. Sioux City Star \$321.44, Redfield & Co. \$6.85, District Judge's Office \$363.52, Northwestern Bell Telephone Co. \$29.84, Lorraine Tillman \$95.76, General Business Equip. LTD \$3.36, Northwestern Bell Telephone Co. \$52.36, State of Nebr. \$46.45, General Business Equip. \$34.40, Sioux City Stationery Co. \$9.17, So. Sioux City Star \$8.13, Northwestern Bell Telep. \$6.90, Northwestern Bell \$24.13, Sioux City Stationery Co. \$3.67, Maxine E. Titler \$5.00, Maxine Titler \$6.00, Hammond & Stephens Co. \$10.48, Lyle Todd \$9.87, Rich Parr \$20.64, Andrew Donner \$20.64, Craig Kleinberg \$20.64, Marjorie Vanderlinden \$20.00, Judy Smith \$20.64, Larry J. Mahr \$20.64, Danny L. Maryott \$20.64, Joseph Mahr \$20.64, Mark Harrington \$21.12, Craig Kiertzner \$20.64, Dakota County Court \$450.04, Thomas A. Vakulskas \$173.75, Robert A. Wichser \$429.60, Kurt Hohenstein \$206.25, Sandra K. Inkster \$157.50, Melvin Miller \$20.00, Sharon Pauli \$20.64, Western Paper & Supply Co. \$10.95, Clerk of District Court \$259.00, Clerk of District Court \$240.18, Michael W. Ellwanger \$245.00, Judith M. Wolf \$129.25, Clark Court Reporting Service \$231.10, Sandra K. Inkster \$70.00, Sandra K. Inkster \$52.50, Robert A. Wichser \$764.28, James C. Hanks \$187.25, County Clerk \$17.98, Pitney Bowes \$78.00, Northwestern Bell \$9.45, Executive Copy Systems \$520.00, City of So Sioux City \$18.73, Dakota county Treasurer \$81.00, County Treasurer \$30.00, United States Leasing \$43.56, Social Security \$7.41.

## ASSISTANCE FUND:

Social Security \$456.19, Blue Cross \$245.98, Mildred Jorgensen \$1,508.39, Jeanine Bliven \$781.17, Margaret Boeshart \$1,166.71, Pauline Jensen \$1,183.38, Patricia Lane \$1,045.09, Mary O'Dell \$711.85, Charlene Weber \$1,045.29, Mildred Jorgensen \$132.07, Margaret Boeshart \$16.59, Patricia Lane \$18.69, Pauline Jensen \$5.88, Charlene Weber \$72.66, Dakota County Treasurer \$626.00, Northwestern Bell \$210.81, Mildred Jorgensen \$26.00, Sioux City Stationery \$56.93, A B Dick Products \$338.40, A B Dick Products \$17.70.

## POOR RELIEF:

State Department of Public Welfare \$12,097.80, Jack Becker Funeral Home \$165.00.

## SOLDIERS &amp; SAILORS:

Maurice A. Roady \$2,000.00.

## DAKOTA COUNTY HISTORICAL SOCIETY:

Dakota County Historical Society \$1,194.26.

## CHILD SUPPORT--COUNTY ATTORNEY:

Social Security \$66.39, Blue Cross \$38.43, Raymond Speer \$1,083.00.

## FEDERAL GRANT HIWAY SAFETY PROGRAM:

Social Security \$61.30, Blue Cross \$38.43, Danny Potts \$1,000.00, Danny Potts \$10.00

WEED FUND:


Blue Cross \$34.51, Social Security \$62.83, Paul M. Foreshoe \$850.00, Ruth B. Foreshoe \$50.00 Maurice Crofoot \$25.00, Paul R. Culbertson \$25.00, Elmer E. Nelson \$25.00, John Ryan \$25.00 George W. Shrader \$25.00, John Ryan \$4.25, Paul R. Culbertson \$1.36, Maurice Crofoot \$1.53, George W. Shrader \$6.70, Eleanor Lischke \$60.00, Torticill Service Center \$77.35, So Soo Oil Co. \$293.96, Paul Foreshoe \$13.81

COUNTY ROAD FUND:

Social Security \$971.86, Blue Cross \$481.28, Blue Cross \$38.43, Colonial 12.00, George W. Anderson \$846.37, Leland Armbricht \$920.13, Donald Belt \$913.78, Caleb Chapman \$846.37, Marvin O. Flaugh \$846.37, Walter Heinemann \$913.78, Robert Jacobsen \$880.61, Lawrence Jepsen \$1,070.00, Kurt A. Johnson \$846.37, Walter N. Johnson \$982.26, Thomas James Mahoney III \$913.75, Richard McNear \$905.25, Arnold J. Mellick \$946.95, Marlan Millard \$846.37, Steve Millard \$845.75, Lee M. Novak \$573.75, Willis J. Roeber \$910.56, Earl Stading \$846.37. Leland Armbricht \$20.00, Northwestern Bell \$92.60, City of Dakota City \$20.00, Village of Emerson \$6.00, City of So. Sioux \$52.57, Nebraska Public Power Dist. \$10.50, International Harvester Co. \$50.90, Hydraulic Sales & Service \$3.20, John Deere Sales & Service \$22.00, Graham Brake Co. \$264.37, All Power Inc. \$75.48, D. C. Implement \$88.00, Auto Parts Exchange Co. \$304.63, Missouri Valley Machinery Co. \$1473.45, Anderson Drive In Radio \$15.30, United Wholesalers \$12.02, Kidder Knoepfler Co. \$553.68, Standard Bearing \$41.14, Mid Con Equipment Co. \$1524.16, Herman M. Brown \$775.06, D. & L Repair \$54.00, Clausen Electric \$15.60, Sieg \$13.85, Thorp Electric Ltd. \$24.36, Northwest Truck & Trailer Ser. \$105.29, Premier Fastener Co. \$241.87, Hansen Machine Shop \$34.45, Automotive Electric Inc. \$56.63, Condon \$11.00, Mikes Auto Parts \$31.74, Northern Auto Parts \$6.62, Mid American Research Chemical Corp \$191.30, Sioux City Iron Co. \$136.22, Means Services Inc. \$62.34, Flaugh's Service \$57.00, Joes Surplus \$39.56, Cleveland Cotton Prod. \$150.40, Auto Parts & Exchange \$117.20, Monroe Welding Co. \$25.20, Mid American Research Chemical Corp. \$116.10, Snap-On Tools \$182.45, Firestone \$578.17, Ben Fish Tire Co. \$552.75, Higman Sand & Gravel \$11,037.30 Lorensen Lumber & Grain \$200.25, Sides Grain & Feed \$1671.54, Adams Service \$872.35, Diamond Horseshoe \$2,906.41, Crystal Oil Co. \$359.99, So. Soo Oil Co. \$995.58, Warren Oil Co. \$4053.89 Engels Mobil Service \$406.65, Homer Service Station \$149.18, Farmers Co-op Ass'n \$1,742.60 Adams Service \$95.80, Newman Traffic Control Signs \$420.00, State of Nebr. Department of Roads \$6,676.26, Sioux City Blue Print Co. \$10.20.

Smith moved seconded by DeGraaff to adjourn. Unanimous Motion Carried 3:00 p.m.

ATTEST:

  
THEODORE A. PIEPHO, COUNTY CLERK

  
LARRY MORGAN, CHAIRMAN

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SEE OCTOBER 27, 1980 PUBLIC HEARING AS ATTACHMENTS A THROUGH AND INCLUDING F

Commissioners Meeting  
Nov. 3, 1980 Proceedings  
Basement Meeting Room

Present: Robert Garvey, Daniel Rohde, Rodney Smith, Henry DeGraff and Larry Morgan.

Commissioner Garvey moved, seconded by Commissioner DeGraff to declare an emergency meeting of Nov. 3, 1980 for the purpose of discussing in accordance with 84-1411 and 84-1410 collective bargaining procedures. Unanimous Motion Carried

Rohde moved, seconded by Garvey to convene in closed session to meet with Mr. Charles Woole, attorney retained by the Board of Commissioners for collective bargaining and Mr. Ray Speers, assistant to the Dakota County Attorney to discuss collective bargaining procedures with the County board. Unanimous Motion Carried 9:05 a.m.

Smith moved, seconded by Rohde to reconvene in open session. Unanimous Motion Carried 10:15 a.m.

Smith moved, seconded by Garvey to appeal order of Oct. 28, 1980 by Judge Benjamin Wall to resume collective bargaining and that the union be so informed. Unanimous Motion Carried

Rohde moved, seconded by DeGraff to adjourn. Unanimous Motion Carried 10:20 a.m.

ATTEST:

  
THEODORE A. PIEPHO, COUNTY CLERK

  
LARRY MORGAN, CHAIRMAN

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Commissioners Meeting  
Nov. 10, 1980 Proceedings  
Basement Meeting Room

Chairman Morgan called their regular scheduled meeting to order at 9:00 a.m.

Present were: Robert Garvey, Daniel Rohde, Henry DeGraff, Rod Smith, Larry Morgan and Ted Piepho, secretary.

Bruce Hovey appeared before the board and said he had found an individual for the road dept. office. The board told him they didn't do the hiring and that if he felt she was the individual to go ahead and hire her.

Mr. Smith said he had a new inquiry of an added feature to the phone system on the second floor of the court house. Mr. Smith reported that it had been ordered by the county attorney and that it was ordered about a month ago. Mr. Smith said the cost had been computed at an increased cost of the monthly phone bill of about \$190.00 plus and an installation charge of \$300.00 plus. Virginia Piper came before the board about the said subject and indicated to the board that she was under the opinion that the system would cost about \$2.00 a month just for her office and she thought that it would be more now and she couldn't afford it.

The board thought that they should meet with the officials involved with the phone system and asked Virginia Piper to schedule those officials involved to meet with them at 10:30 a.m.

Harvey Wenter and others appeared before the board concerning the landfill site. Harvey Wenter was spokesman for the group. He said he thought he found a better site, which would be cheaper with less road to maintain than the previous site offered. Mr. Wenter said Mr. O'Neill objected to putting the road on the section line. He offered an easement to follow between Suidae and O'Neill's property. Mr. Wenter proceeded to show the board a map, explaining the location of the new site. He said he has talked to the people who own land around the site.

Mr. Smith said he went out to look at the site and could not find any way to get up to it.

Mr. Wenter said there was no private road to it and that he would take them up to the site. Mr. Wenter said it wouldn't have to be much of a road. He said the 5 miles of road into the other site would be ruined in a short time with the trucks driving them every day, especially when it's muddy.

Mr. Smith said he thought the Landfill Agency should look at the site first since they are not sure that the state will approve it.

Mr. Wenter said he felt the board should go and look at the site now because they are the ones who will be voting on it. Mr. Wenter said if he had anything to say about it, he would pick this site for the convenience of it alone.

Gretchen Hirschbach asked if we could break our contract with the other landowner for any other reason than the D.E.C. not approving it?

Mr. Smith said he thought we could at this point. He continued saying that we can't keep picking out new sites because of the time involved.

Mr. Wenter said he didn't think there would be any problems with this site. He said that although you will have some objections no matter where you put a landfill, the people he has talked to who have land involved, have no objections to the landfill site or the road.

Mr. Smith asked if Frank Smith had any objections.

Mr. Wenter replied, "no". He went on to ask how many members of the board went to see the landfill that was just approved of last month.

Mr. Smith said they all saw it - they were out there several times.

Mr. DeGraff said he did not go.

Mr. Wenter said he thought the board should look at this site before making any decisions.

Mr. Smith asked how to get up to the site by auto.

Mr. Wenter said you have to go through fields and continued to explain the route. He added that he thought the Landfill Agency should look at the site.

Mr. Smith suggested getting in touch with Mr. Gill to make sure he can go along to the site.

Mr. Bob Knudsen appeared before the board with a petition having 184 signatures. Mr. Knudsen said he thought he could have gotten more signatures if he would have had more time. He said those who signed the petition were mostly concerned about the cost of building the road and the upkeep of it.

Mrs. Carolyn Knudsen appeared before the board stating that she spoke with Mr. Dean Curtis at the Emerson-Hubbard school. Mr. Curtis said the school board is concerned about this present site because it is a school bus route and the school board will be discussing the site at their regular meeting tonight.

Gale Mast appeared before the board. He said taxes are an important issue to the people. They are looking for some conservative tax moves and Mr. Mast said that he didn't believe the route now being taken, is the right way. Mr. Mast said his personal concern is safety.

Mr. Wenter asked the board how soon they would let the citizens know if they decide to approve this site.

Mr. Morgan said it would depend on how soon they could get estimated road costs. He said it would take a long time.

Mrs. Charlyne McKivergan appeared before the board and asked if a hold could be put on the present site, if the board feels this most recently offered site is a better site.

Mr. Smith said they could if they had Mr. Pedersen's permission, but added they do have a deadline. He said the lease is subject to final approval by the D.E.C. and the County Commissioners. Mr. Smith said at this time, the only way to get out of it would be if the D.E.C. would not approve it or to go to Mr. Pedersen and ask him if he would be willing to wait until the board had time to investigate this other site.

Mr. Morgan read a letter from Brower Construction stating they will discontinue any further activity to construct the burning methane plant.

Mr. Morgan read a letter from Leamer Law Office regarding a claim submitted by Bill Criss for past due wages. The letter asked on what basis they rejected the claim.

Mr. Lance Hedquist appeared before the board regarding the Community Development Block Grant applications. Mr. Hedquist said Homer, Hubbard, Jackson, Dakota City, and South Sioux City desire to submit applications. Homer, Hubbard and South Sioux will submit their own applications. Jackson and Dakota City request the board to apply for the fund. Mr. Hedquist said he has two requests for the board. First, they approve to submit an application for Dakota City and Jackson and second, to include themselves if they desire to get involved in the housing rehabilitation program on a loan type basis.

PUBLIC HEARING  
 COUNTY COURT ROOM  
 October 27, 1980

Chairman Morgan called the public hearing to order at 10:05 a.m. on October 27, 1980. This hearing is in request of DEC to hold a hearing on the license application by Dakota County Solid Waste Disposal Agency to operate a solid waste disposal area in a tract of land in the Northwest Quarter (NW $\frac{1}{4}$ ) of Section Eight (8), Township Twenty-Eight (28) North, Range Seven (7) East of the Sixth Principal Meridian (6th p.m.), Located in Dakota County, Nebraska, and more particularly described as follows:

Beginning as the Northwest corner of the Northwest  $\frac{1}{4}$  of Section 8, Township 28 North, Range 7 East of the 6th P.M. as fenced; thence N 90° 00' 00" E along the North line of the N.W. $\frac{1}{4}$  of Section 8 as fenced for 1284.11 feet; thence S 4° 52' 00" E for 476.65 feet; thence S 22° 54' 30" W for 170.50 feet; thence S 85° 07' 30" W for 157.77 feet; thence S 15° 11' 10" W for 564.40 feet; thence S 74° 28' 40" W for 232.92 feet; thence S 58° 28' 40" W for 339.46 feet; thence N 76° 07' 50" W for 463.24 feet to a point on the West line of the Northwest Quarter of Section 8 as fenced; thence N 00° 27' 00" E along the West line as fenced of the Northwest  $\frac{1}{4}$  of Section 8 for 1318.89 feet to the Point of Beginning, containing 35.28 acres more or less.

Note: For the purpose of this survey the North line of the Northwest Quarter of Section 8, Township 28 North, Range 7 East as fenced is assumed to bear due East and West.

Which was published October 16th and 23rd of October, 1980, in the South Sioux City Star. Mr. Morgan offered Plat of Survey as Exhibit 1.

The purpose of this hearing is to hear testimony in favor of or opposition to in granting this license, to answer any questions that we may answer at this point and primarily to provide information to the County Board so the County Board may make a decision on whether or not it should be recommended to the DEC for approval.

Mr. Morgan turned the meeting over to Mr. Gene Sturm from SIMPCO for a presentation that will provide some facts and figures for this site. Mr. Sturm briefly went over some of the things concerning this site and the operation of a Sanitary Landfill. Mr. Sturm offered the following information. The location of the site is approximately 5 miles Southwest of Jackson, in a straight line. He diagramed a logical access to the site. The life expectancy is about 10 years, with sufficient land to expand it. The development cost of the site is approximately \$126,200.00. The road improvements are the major expense. The cost is in line with other sites we have looked at located in a remote area. The annual cost, to be absorbed by South Sioux City, Dakota City and Dakota County, would be about \$80,000.00, which would be an ongoing cost. There are two ways the Agency could operate the site. They might hire a private firm to operate the site. They could operate it themselves.

This site will be operated according to State law and that would require the garbage to be covered with 6" of soil each day. The agency is working on the traffic to the site. It is anticipated that only covered and licensed trucks be allowed into the site. This should eliminate litter problems along the road. If there are problems, the agency would be responsible for them. As far as pest control in the garbage, the soil is compacted so tight that rodents cannot live in it. There would be a pest control applied, if needed and there may be a possibility that mice and things get out there through the garbage. Again, if there is a pest control needed, that is covered in the State's guidelines. Mr. Sturm said some of the pro's and con's to the site are listed in the handout. There would be very little run-off drainage into the site. The Dakota County Solid Waste Disposal Agency will actually run and control the site. The site looks as if it will be approved by the state as the soil does appear to be of such type that the state will approve. Mr. Sturm briefly explained the positive and negative aspects of the site. He then introduced Mr. Dick Leitschuck and asked him to explain the diversion structures around the site.

Mr. Leitschuck: These soils are similar to the sites we've had before. For soils to be suitable for landfills, there are several things to be considered, such as the texture of the soil and the slope of the land involved. We need deep soil, which is easy to excavate and that which will withstand lots of traffic. Mr. Leitschuck explained the different soils in the site area from a soil map.

Various questions were asked by several individuals attending the hearing. Mr. Ed Mitchell asked, How many acres would be involved in run-off? Mr. Leitschuck said he thought about 200 acres. Mr. Mitchell said he was told about 800 acres. Discussion followed as to the number of acres of drainage there would be. Mr. Wenther said there would be more than 300 acres and named farms that drain to that area. Mr. Wenther was concerned about seepage.

Mr. Fred Sebesta (Engineer with the Nebraska DEC) said on August 4, 1980, representatives of Nebraska DEC did visually inspect garbage disposal area. They also reviewed the license applications and partial operations and feel the site can develop and operate in an environmental acceptable manner subsequently in a letter to the Dakota County Commissioners, requesting that this hearing be held here today. The Department recommended that the Dakota County Commissioners approve this application, especially in light of the dire need for facility of this type in the area. The Nebraska DEC will not, however, issue a license to operate the disposal site until a completed operational plan and soil test indicate whether the site is environmentally acceptable.

As far as discussing further, we will require that there be a maximum of 1/8 permeability per day at a depth of 10' underground water.

Mr. Wenther: If the ground water level is 40' below this land, its o.k.?

Mr. Sebesta: No. I'm saying if the water level is 10' below where they want to put garbage and they have the proper soils, then we would o.k. it.

There was added discussion concerning the run-off and the contamination of the ground water and natural springs in this area from other concerned individuals at the hearing. When asked if they could guarantee there would not be any water contamination, Mr. Sebesta said, We can't guarantee anything. The question was asked, Why is it that we're hearing of landfills that all the water in a mile area is contaminated? Mr. Sebesta indicated that this is because of open dumps that were not compacted and properly prepared. It was mentioned that it seems this may be one of the easiest sites to contaminate the ground water in the State of Nebraska. Mr. Sebesta said, You control the runoff, so you don't have much going through the fill area.

Mr. Gene Sturm explained the criteria concerning the County's Zoning regulations.

1. The need for a Sanitary Landfill
2. Use of the surrounding property. Since the surrounding property is basically rural and very remote, we feel there wouldn't be a conflict with the surrounding property.
3. Cost of public improvements. They are a little higher than some sites, but less than others that

- have been considered.
4. Long term effects on county development. We see no reason that this type of operation would have any long range effects of county development.
  5. Adverse effects on ground water. That has to be addressed by the State when they make their final review; when they consider the permeability of the soils on the site after the necessary tests and test holes are drilled.
  6. Drainage problem. It drains only a small area above the site so that wouldn't be a problem.
  7. The county also included any specific conditions that they felt might effect the site in their zoning regulations. They have included specific criteria which they felt would affect the site. These would include setbacks and so forth. First of all, the site has to be 1000' from a residential structure. This was a safe guard for wells. The distance from Federal primary and secondary roads is 1000'. The distance from residential areas; this is in regards to county regulations zoned residential and again, this is 1000'. There is criteria to protect airports from the hazard of birds and that being 5000 feet for a piston aircraft and 10,000 feet for jet aircraft. Also, there is criteria for locations within commercial surface of an existing airport. The last criteria is in regards to the approval of the DEC. There is no reason to believe they will not approve it. Finally, it has to be in an agriculture zone and it is.

Mr. Sturm directed the hearing back to Chairman Morgan and he opened the hearing to public comments.

Mr. William Binkard stepped forward and introduced himself as attorney for a group of individuals that have asked him to assist them in a question and answer session.

Dave Mellick appeared before the Board.

Mr. Binkard: Dave, you're familiar with the site they're talking about here?

Mr. Mellick: Yes, I am.

Mr. Binkard: Would you state where you live in relation to this site.

Mr. Mellick: Less than one half mile from the proposed site.

Mr. Binkard: Would 600 yards be an approximate distance?

Mr. Mellick: That would be a close approximation.

Mr. Binkard: Who owns the land?

Mr. Mellick: I do.

Mr. Binkard: Are you concerned about the land in a particular way with your ownership?

Mr. Mellick: Yes, I am. I have a loan with Farmer's Home Administration and land valuation is my concern there.

Mr. Binkard: Are you familiar with other residences near the site?

Mr. Mellick: I did a little research and there are about 21 farm families within a radius of the site.

Mr. Binkard: Is your overall opinion that you would rather the Board developed some alternative to this land-fill site for the disposal of waste for the area?

Mr. Mellick: Yes. I'm concerned about the seepage problem and the valuation of my property. Mr. Mellick pin pointed the area on a map where he lives.

Vern Nelson appeared before the Board.

Mr. Binkard: Where do you live in relation to the site?

Mr. Nelson: About a mile straight west.

Mr. Binkard: Your concern is basically underground water. Is that your main concern?

Mr. Nelson: That is my main concern. If they get the underground water or springs, we're done. We can't live out there. Who's going to buy our reservoirs and truck our water in for us?

Mr. Binkard: Most of the water in the area is used for pasture?

Mr. Nelson: Yes, in the near area.

Mr. Binkard: That's the concern for the water supply?

Mr. Nelson: Yes

Mr. Binkard: Are you also concerned about the dairy cattle in the near vicinity?

Mr. Nelson: Me and my father; the water is our main concern. If we have problems with the water, we're wiped out.

Mr. Binkard: What is your concern about possible drainage problems?

Mr. Nelson: If they don't get it covered, we've got a lot of wild life out there and anything can happen. That's a great wild life area out there.

Mr. Binkard: So your thought is you would like to see some alternative developed?

Mr. Nelson: You bet! There's got to be a better way.

Commissioner Rohde: Will the water drain past you, Mr. Nelson?

Mr. Nelson: The underground water will; now it will cross my land, the land I farm. Bottles and cans float down the creek now.

Mrs. Charlyne McKivergan appeared before the Board.

Mr. Binkard: Where do you live?

Mrs. McKivergan: As the road goes, about 2½ miles.

Mr. Binkard: As the crow flies, how far are you?

Mrs. McKivergan: About 1½ miles

Mr. Binkard: That's southeast to the site?

Mrs. McKivergan: Yes, we are.

Mr. Binkard: Now, as I understand it, your on the gravel road leading from Hubbard to the site?

Mrs. McKivergan: Actually, it appears that the site is as far from Hubbard as it is from Highway 20 and they mentioned the access from Highway 20 being this northern road, but there hasn't been anything said about the access from Highway 35 and from 35 it would be through Hubbard right by our place, which we are not looking forward to at all, you can be sure.

Mr. Binkard: Now the site in Section 21, up until about two years ago was by your place?

Mrs. McKivergan: Yes. About a mile south of our building, straight south. That was a sorry situation.

Mr. Brinkard: Would you describe just generally the effects that you experienced in relation to that earlier, the site as it was operated.

Mrs. McKivergan: The debris was great. I think that among our farmers the big problem was the blowing plastic and I think Mr. Morgan can identify with that problem very well out in the old area. Now I know they are saying if it is run properly, this will not happen. They are talking about fill in the winter time. How do you go out and get dirt that is frozen and place it over this stuff to prevent all of this? We are in the feeder pig business. This gentleman said this morning there wouldn't likely be any rodents. There again, we know rodents like such things and travel miles to get into things they aren't suppose to, so they certainly could be disease carriers. I don't know how you would eliminate birds, and being we are in the feeder pig business, this concerns us greatly. I think it would be very interesting to see the trucks try to get to the site. If these trucks can't get to the site, I don't want them in my front yard.

Commissioner DeGraaff asked a question concerning the money spent on the existing roads.

Mrs. McKivergan: I am of the opinion that very little money would be spent on the existing roads.

Commissioner DeGraaff addressed Chairman Morgan with the amount of money to be spent on the existing roads.

Chairman Morgan outlined the plans that have been in the mill for a couple of years, As far as any upgrading of roads, we don't anticipate any more than gravel and other normal road maintainance.

Mrs. McKivergan asked if this type of traffic would be of any danger to our school busses with the existing roads that are there.

Chairman Morgan explained there shouldn't be any more danger than a grain truck or anything like that, and the frequency of travel would be about 7 compactors and licensed trucks a day. The frequency shouldn't be a great problem.

Mrs. McKivergan said she personally couldn't see any good out of this for our community and she really didn't want to see a disposal out there. I think too many people are being affected by it, and I appreciate the fact that you have a problem, but it certainly presents a problem for us also.

Mr. Joe Wenter appeared before the Board.

Mr. Binkard: Where do you live?

Mr. Wenter: I live about a mile straight west of the site.

Mrs. Binkard: I understand you own about 80 acres which is touching the forty acre tract on the northwest of that.

Mr. Wenter: It lies Northwest of that and touches the 40 acre tract. I'm the second farm it drains into.

Mr. Binkard: I've got a sketch of the land out there that I've drawn. Does that show the ownership of the land out there?

Mr. Wenter: That is right.

Mr. Binkard asked Mr. Wenter to point to the site on the map and draw a circle on the map of his experience of how it drains.

Mr. Wenter explained the drainage of the area as he has experienced it.

Mr. Binkard: Now, as I understand it, it is your wish that some alternative, other than this site could be found?

Mr. Wenter: This gentleman over here said we need a landfill. We don't need a landfill. South Sioux City and Dakota City needs a landfill. And on top of that, you've closed our schools and insisted our children go to town. You don't care about our kids, but you want our dollars. Now you turn around and the majority of the Commissioners are from South Sioux and now you want to come out and put your dump on us and we're going to help pay for it. You call that fair? Put your dump where you need it.

Gale Mast appeared before the Board.

Mr. Mast: I'm on the road from Highway 20 going toward the landfill site and I've got some reasons as the rest of them and I've got some others I'd like you to listen to. Any reasons you've heard in any of the other land sites are equally as important as this one; the objections are equally as strong. I'm going to have to disagree with several things that have come up. Much of what's been said is right, but much is left unanswered.

It is their proposal, their expectation, but there is no positive speck in it so I'd like to go on to several points. Number one, is that we're all interested in the safety of health. Now this affects the people of South Sioux and Dakota City as well as ourselves. We're talking about some of the major livestock areas. We have feeder pigs, cattle operations and we have a very important milk producer, and this is going to come right back into our lives. We will, maybe not in this life of the project, but we will have a chemical build up that will show up in the water. It's not immediate, but there is still percolation that goes down. I could fill this room with data. I think I could go to about 9 out of 10 homes in Dakota County to find old chemicals and they would be the ones that would show up in the water supplies. I think this operation is too expensive. Today you could send trucks over that road and he could not travel it legally, because he would have to stay in the center of that road and I'm sure he couldn't make it after this minor snow storm we just had. I doubt if you could make it in a regular automobile. Right today, There are five of us that listen on the CB's to help the school bus through. I was told by one of the commissioners that if South Sioux would put a 2" layer of clay, they could continue to use the South Sioux site. I think this should be stopped right where its at.

Robert Knudsen appeared before the Board.

Mr. Binkard: Where do you live in relation to the site?

Mr. Knudsen: We live about a mile and a half southeast of there and we've also got some buildings a mile south of the proposed landfill; we've got some livestock at both places.

Mr. Binkard: Now you live about a mile from the Section 21 site, which was the site a couple years ago. Now describe to your recollection, what you experienced living a mile from the site.

Mr. Knudsen: The rotary hoe gets plugged up and we've got rats and we never had rats before we had the land fill and we still have them. We've tried to control them, but we can't. You can't pack frozen dirt. He mentioned an incident that they had a load of fertilizer upset and spent two weeks waiting for environmental control to come up, but they never did. There have been times when the school bus leaves the children at our place and their parents have to come and pick them up or we take them home.

Harvey Wenter appeared before the Board.

Mr. Binkard: What is the breakdown of homes in that area?

Mr. Wenter: There are 8 homes that people live in today that are  $\frac{1}{2}$  to  $1\frac{1}{2}$  miles from the site and there are 16 homes from  $\frac{1}{2}$  to  $2\frac{1}{2}$  miles from the site.

Mr. Binkard: What is your concern about this rent price of this project?

Mr. Wenter: This land that they are giving \$8,000.00 a year for amounts to \$220.00 per acre per year for rent. This is more than this land is worth if you go out and buy it. If they want to go ahead and condemn this land, I think these costs are way out of line. They are going to spend \$108,000.00 to build these roads to the site and do nothing with the other 5 miles. There is no way two of these trucks could meet on this road today.

Mr. Binkard concluded with a summary. There are a lot of people that live out there and that is a delightful area out there. It's spring fed and they raise cattle out there. It's as natural as can be, but what we are going to experience, we are not only going to see people's refuge out there, but also salt brine which is one of the most deadly things that can get into a water supply. We're going to see that and that's going to contaminate the springs. The road improvement costs are going to be much greater than they are listed here. I'll submit there will be run-off and there will be seepage and it will affect the entire area out there. There are alternatives to this. There will have to be some alternatives in the future other than taking garbage out in the country to bury it. Considering all these cost factors, I would submit the alternatives should be considered at this time. If we do go with this, I would like to have the Board take a look at this in the amount of rent that is being paid for that land. You are paying more rent every year than what it's worth, for maybe 10 or maybe 20 years and in the end, the landowner gets to keep it. I don't think that's an efficient way. Possibly, it could be done as a short-term project, one to three years. I would urge the Board to consider all of these things when making their decision.

Chairman Morgan asked if there were any questions or comments by the audience.

Various questions were asked concerning the road conditions to the site and condemnation of land.

Mrs. Hirschbach asked about the validity of South Sioux laying a two inch layer of clay and continue to use their present site.

Mr. Morgan asked Fred Sebesta of the Nebraska DEC to answer this question.

Mr. Sebesta explained that a minimum of 10' separation of the ground water and the bottom of the landfill and at least two feet of that has to be clay or material of permeability of 1/8" per day or less.

Mr. Morgan asked if there were other things to consider in the South Sioux City site other than two feet of clay. Mr. Sebesta was not positive of any other requirements other than the county and cities zoning requirements.

Mr. Smith said he didn't think that Mrs. Hirschbach's question had been answered. After a few comments, he asked if South Sioux could continue dumping where they are presently dumping.

Mr. Sebesta said he didn't think so.

Mr. Smith explained the problem the county has and that South Sioux is sharing on most of the cost for a landfill. (recorder ran out of tape and was out of tape about five or ten minutes. The Clerk asked the Chairman to recess to get a new tape. The 1200 ft. tape was short footage.)

Mr. Wayne Boyd spoke on the question of using the South Sioux site and its expense. Mr. Boyd said that Mr. Dennis Gann was not here and that he had done the research on the landfill site. Mr. Boyd said that industrial land is very expensive and didn't have the cost for hauling boxsite from Wyoming and said that was considered, but the cost would be much greater than what we are talking about on the present site.

Mr. Morgan explained that Brower Construction tried to get commitments but they were unable to do so from Sioux City.

Mr. Sebesta said that a burning facility does not eliminate the need for a sanitary landfill as you still have to bury the iron that you can't burn and the ash.



Question: Will we, as individuals, have any recourse if there are any damages?

Mr. Rod Smith thought that if it was run like the last one, they would have and when asked who would be responsible, he thought the county and the landfill agency would be responsible.

Mr. Morgan closed the hearing at 12:35 being no one offered any other comments.

Garvey moved, second by Smith to approve the application by the Dakota County Solid Waste Disposal Agency and recommended approval of the application to operate a solid waste disposal area 5 miles southwest of Jackson.

#### RESOLUTION

BE IT RESOLVED THAT THE DAKOTA COUNTY BOARD OF COMMISSIONERS APPROVES THE APPLICATION FOR A SANITARY LAND FILL SITE BY THE DAKOTA COUNTY SOLID WASTE DISPOSAL AGENCY AT THE FOLLOWING DESCRIBED SITE:

A tract of land in the Northwest Quarter (NW $\frac{1}{4}$ ) of Section Eight (8), Township Twenty-Eight (28) North, Range Seven (7) East of the Sixth Principal Meridian (6th P.M.), located in Dakota County, Nebraska and more particularly described as follows:

Beginning at the Northwest corner of the Northwest  $\frac{1}{4}$  of Section 8, Township 28 North, Range 7 East of the 6th P.M. as fenced; thence N 90 degree 00' E along the North line of the N.W.  $\frac{1}{4}$  of Section 8 as fenced for 1284.11 feet; thence S 4 degree 52' 00" E for 476.65 feet; thence S 22 degree 54' 30" W for 170.50 feet; thence S 85 degree 07' 30" W for 157.77 feet; thence S 15 degree 11' 10" W for 564.40 feet; thence S 74 degree 28' 40" W for 232.92 feet; thence S 58 degree 28' 40" W for 339.46 feet; thence N 76 degree 07' 50" W for 463.24 feet to a point on the West line of the Northwest Quarter of Section 8 as fenced; thence N 00 degree 27' 00" E along the West line as fenced of the Northwest  $\frac{1}{4}$  of Section 8 for 1318.89 feet to the Point of Beginning, containing 35.28 acres more or less.

NOTE: For the purpose of this survey the North line of the Northwest Quarter of Section 8, Township 28 North, Range 7 East as fenced is assumed to bear due East and West.

THE BOARD FURTHER FINDS:

1. The need for a county sanitary landfill site exists. A resolution by the County Board in 1970 pointed out the need for a county landfill site.
2. The use of the surrounding property will not be unduly impaired.
3. A representative of the U.S. Soil Conservation Service testified that site drainage can be controlled with proper diversion structures.
4. There are no other specific conditions for additional considerations.

The Board further concludes that the proposed site meets Dakota County Zoning Regulation Requirements.

The Dakota County Clerk is instructed to send a copy of this resolution to the Nebraska Department of Environmental Control.

Said resolution was adopted and passed this 27th day of October 1980 by three to two vote of said Board of Commissioners.

Voting Aye: Robert Garvey  
Rodney Smith  
Larry Morgan

Voting Nay: Henry DeGraaff  
Daniel Rohde

\_\_\_\_\_  
Chairman-Board of Commissioners

ATTEST:

\_\_\_\_\_  
COUNTY CLERK

Mr. Morgan said he could relate to everyone who spoke here today in opposition to this since he has property in the vicinity and has experienced some of the problems these people have as he is located near the past landfill. Mr. Morgan said this was one of the most remote sites we have looked at. The responsibility of the landfill operators is the responsibility of the agency. Mr. Morgan thought that the site could be operated correctly.

Mr. Rohde asked who's going to see that this site and guarantee that this site is going to be run properly. Mr. Rohde said he felt the operations of the last landfill in Section 21 was the fault of the DEC.

Chairman Morgan called for a roll call vote.

Commissioner Garvey	Yes
Commissioner DeGraff	No
Commissioner Rohde	No
Commissioner Smith	Yes
Commissioner Morgan	Yes
Motion carried	

Those in attendance at the public hearing on the license application by the Solid Waste Disposal Agency included: Mrs. Joe Wether, Joe Wether, Franklin Nelson, Mrs. Vernon Nelson, Vern Nelson, Ed. M. Mitchell, Mrs. Eleanor Rouse, Carolyn Knudsen, Robert Knudsen, Alice Wether, Harvey Wether, Charles Nelson, Gale G. Mast, Vern Larson, Don Lahan, Mrs. Joe McKivergan, Joe McKivergan, George F. Saunders, Terry Pedersen, Louis Pedersen, Marvin Rasmussen, Wayne Boyd, Lance A. Hedquist, Lyle Todd, Bruce Hovey, Mary Ann (Walsh) Davidson, B.V. McGuirsh, Gretchen Hirschbach, Roy Bartels, Lance Zueseblich-Journal, Julie Goodsen-Star, Dick Leitschuck, Soil Conservation, Fred Sebesta-Nebr. Dept. of Environmental Control and Gene Sturm-SIMPCO. Two names were illegible.

Mr. Bruce Hovey (Highway Supt.) informed the Board he would like to hold off purchasing a motor grader. He recommended that we don't use pea gravel on the roads, but that we use a lower class gravel. Mr. Hovey said we need to seal the building at Homer and that he would like to cement the floor of the County's portion of the building at Homer.

Mr. Smith advised the Board they deal with the landowner and not Mr. Greenleaf with his present problem.

With no further business, Rohde moved, second by Smith to adjourn. Unanimous motion carried 1:20 p.m.

DeGraff moved, seconded by Smith, to enter into the following agreement:

AGREEMENT

THIS AGREEMENT, made and entered into this 10th day of November, 1980 by and between the County of Dakota, Nebraska and the Cities of Jackson and Dakota City, Nebraska

WITNESSED:

WHEREAS, it is the desire of both parties to promote the provisions of a sound and adequate shelter for all residents of Dakota County and that the provision of this housing is a public as well as a private responsibility; and

WHEREAS, both parties desire to cooperate with other jurisdictions in Dakota County to realize the above objectives.

NOW, THEREFORE, BE AND IT IS HEREBY AGREED by the City Councils of the Cities of Jackson and Dakota City, Nebraska and the Commissioners of the County of Dakota, Nebraska, that:

Section 1: Both parties will cooperate with other Woodbury County jurisdictions in applying for a Community Development Block Grant from the U.S. Department of Housing and Community Development.

Section 2: That the County of Dakota will apply for a Community Development Block Grant on its behalf and on the behalf of other Dakota County jurisdictions, and that the Cities of Dakota City and Jackson may not otherwise apply for assistance during the program period.

Section 3: That the County of Dakota be designated the lead agency and be responsible for administrative purposes, and, as such, be considered the applicant.

Section 4: That the Cities of Jackson and Dakota City, Nebraska will assist Dakota County in implementing any programs or projects contained within the Cities of Jackson and Dakota City, Nebraska.

PASSED AND APPROVED: November 6, 1980

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MAYOR OF DAKOTA CITY

ATTEST:

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CITY CLERK

PASSED AND APPROVED: November 10, 1980

  
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CHAIRMAN, DAKOTA COUNTY COMMISSIONERS

ATTEST:

  
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COUNTY CLERK

PASSED AND APPROVED: November 5, 1980

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CHAIRMAN, JACKSON VILLAGE BOARD

ATTEST:

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VILLAGE CLERK

Unanimous Motion Carried

DeGraff moved, seconded by Rohde to adopt the following resolution:

RESOLUTION


BE IT RESLOVED BY THE DAKOTA COUNTY BOARD OF COMMISSIONERS, DAKOTA COUNTY, NEBRASKA

SECTION 1: That the County of Dakota, Nebraska intends to participate in the Community Development Block Grant Program for the purpose of constructing water system improvements in Dakota City, and housing rehabilitation in Dakota County, Dakota City, and Jackson.

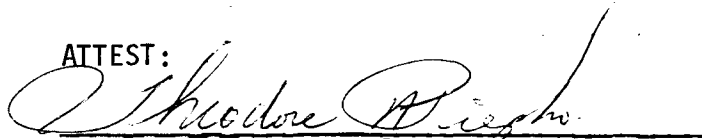
SECTION 2: That the Chairman of the Board is authorized to sign documents to obtain financial assistance, including a project agreement.

SECTION 3: Ted Piepho is designated as Project Liaison Officer to work with the Department of Housing and Urban Development and all government agencies in carrying out the program.

PASSED AND APPROVED THIS 10th day of November, 1980.

  
Larry Morgan,  
Chairman

ATTEST:

  
Theodore Piepho  
County Clerk

Unanimous Motion Carried

Dave Mellick submitted a petition with 11 names to cause to be operated on the Walter Pedersen property a Sanitary Landfill and in lieu thereof consider other sites which may require less cost of road construction and maintenance thus resulting in a savings of taxpayer's dollars.

With no further business, Chairman Morgan called for a motion to adjourn to look at the Landfill site. DeGraff moved, seconded by Rohde. Unanimous motion carried. 11:10 a.m.

The board visually inspected the newly offered landfill site. Discussion followed at the site. No business or action was taken at the site area.

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Commissioners Meeting  
November 17, 1980 Proceedings  
Basement Meeting Room

Chairman Morgan called their regular scheduled meeting to order at 9:03 a.m.  
Present were: Daniel Rohde, Robert Garvey, Rodney Smith, Henry DeGraff, Larry Morgan and Ted Piepho, secretary.

Mildred Jorgensen (County Welfare Director) appeared before the board with her monthly report. She said a 44 year old South Sioux City resident has applied for disability and that Social Security has turned her down. The board also denied benefits to this individual. Mrs Jorgensen explained the Hunt Memorial Fund and submitted a claim for glasses for this individual. The board acknowledged approval of the claim.

Robert Giese (County Treasurer) appeared before the board with his monthly report. He reported the balances of all funds as of October 31, 1980. He also reported the investments he has in time C.D.'s being \$1,317,387.20. Interest on C.D.'s for the month of October were \$20,912.30

DeGraff moved, seconded by Rohde to go into executive session to discuss Dakota County's investments. Unanimous motion carried 9:30 a.m.

Rohde moved, seconded by Garvey to reconvene in open session. Unanimous motion carried 10:45 a.m.

Vincent Kramper appeared before the board and asked approval of a plaque to be displayed in the courthouse commemorating the recent 1975 addition to the court house. He asked that the following names be put on the plaque: Building Committee: Chairman, Vincent Kramper, Ivan Krumwiede, Joe Cote, Jim Fegley, Dick Lilja, Jack Heeney, Lester Wallwey, Lloyd Chaillie, and Charles Strong. Contractor: Paul Bielenberg, Engineer: Eldon Schroder, Sheriff: Allan Bligh and Commissioners: Daniel Rohde, John Servine and Robert Blessing. Mr. Kramper said it would be paid for by the contractor and engineer at no cost to the county.

Harvey Wenter appeared before the board and asked about the road situation concerning the most recently discussed landfill site.

Bruce Hovey (Highway Superintendent) estimated the cost of the roads to be about the same.

Mr. Smith asked about the cost of the sites with consideration given that a dam needs to be constructed in the Pedersen site.

Mr. Morgan said they would be the same as far as the county's concern.

Mr. Hovey said it would reduce the cost of the new site offered if it would include part of both O'Neills and Gills property which is approximately 1/2 mile closer to the highway than the exact location of the recently offered site.

Mr. Morgan asked Mr. O'Neill if he would offer part of his property for the landfill site.

Mr. Erwin O'Neill said, Yes, he had no objections.

Mr. Morgan asked about the reaction of other land owners around the site.

Mr. Wenter said he has talked to Frank Smith, Waldo Birkley, and Charles Nelson and they have no objections.

Mr. Morgan asked if Mr. Gill had approved the site on the nearest side hill which would involve both Gills and O'Neills property.

Mr. Wenter said that Mr. Gill has not looked at the site as he has been too busy.

Mr. Erwin O'Neill asked that no hazardous waste be included in the lease. Mr. Morgan said this would be included in the states regulations.

Mr. Morgan asked Mr. Garvey to set up a meeting with the Landfill Agency to take place sometime today.

Rohde moved, seconded by DeGraff to approve the minutes of October 27 as typed. Unanimous motion carried

Mr. Hovey appeared before the board and asked that the insurance for Robert Wiese be discontinued since he is no longer employed by the county. Smith moved, seconded by DeGraff to terminate Wiese's insurance and that he be notified. Unanimous motion carried.

Ted Piepho (County Clerk) appeared before the board and reported the monthly activity of his office.

Bill Whear (County Sheriff), Virginia Piper (Clerk of Dist. Court), Richard Brown (District Probation Officer), Maurice Redman (County Attorney), Raymond Peer (Child Support Attorney) and Judge Francis Knief1 appeared before the board per the boards request for discussion concerning the added phone system to the second floor of the court house.

Mr. Morgan asked for a description of the system.

Mr. Redman described it as an intercom system between all offices dealing with the courts and the sheriff's office on the second floor of the courthouse. Redman said there is an additional phone for the district and county court bench, eliminating a possible full time balif sitting in the court room. Redman said the phone company told him this was the least expensive and least sophisticated system available.

Mr. Smith said that he was told that push button phones were put in because they were not able to use the present phones with this system and that this was a very sophisticated system.

Mr. Whear said the phone company told him that this system could be done on the present phone system. However, the installer said it could not be done. Mr. Whear said the phone company will be taking the phone back out.

Mr. Smith asked Mr. Redman for the additional increase cost per office.

Mr. Redman said the increase would be \$6 per month, and \$5 installation per office.

Mr. Knief1 said this is a simple intercom system. He said that if the board was not satisfied, it could be removed and be replaced with balif, but there are not enough people around. There are only two probation officers. Mr. Knief1 said that on this system when the intercom is being used, the phone line is open. Otherwise, the lines are retied up with incoming calls.

Mr. Smith said that he had been given different costs and information than that given by Mr. Redman.

Claims for the general fund and the county road/bridge fund were reviewed by the board. Rohde moved, seconded by DeGraff to approve the following claims:

#### COUNTY ROAD AND BRIDGE FUND:

Social Security \$764.87, Blue Cross \$453.32, Blue Cross \$61.90, Lone Star \$3.75, Leland Armbricht \$680.00, George Anderson \$846.37, Donald Belt \$913.78, Caleb Chapman \$846.37, Beverly Gradert \$78.00, Walter Heinemann \$913.78, Robert L. Jacobsen \$880.61, Lawrence Jepsen \$1070.00, Kurt A. Johnson \$846.37, Walter Johnson \$982.26, Thomas James Mahaney III \$680.00, Richard McNear \$858.50, Arnold Mellick \$946.95, Marlan Millard \$846.37, Willis J. Roeber \$242.25, Earl Stading \$846.37, Midwest Bridge and Construction \$6370.00, State of Nebraska, Division of Employment \$1272.00, Northwestern Bell \$55.07, City of Dakota City \$20.00, City of South Sioux \$5.07, City of Emerson \$6.00, Wilson Concrete \$1112.20, Clausen Electric \$671.37, Hydraulic Sales and Service \$6.41, Johnson Hardware \$44.54, Filter Care \$35.52, Hansen Machine Shop \$9.50, Kidder-Knoepfler Co. \$44.40, Graham Barke \$257.52, Nothern Auto Parts Warehouse \$171.76, Auto Parts and Exchange \$138.59, Dakota Auto Parts \$57.89, Anderson Drive-In Radio Center \$2.75, Independent Radiator Works \$99.00, Premier Fastener Co. \$325.92, Condon Motor Co. \$300.85, Tucker's Glass \$130.37, D & L Repair \$36.90, Mike's Auto Parts \$82.28, Joe's Surplus \$78.21, Midcon Equipment Co. \$88.07, Nebraska Tractor and Equipment Co. \$41.70, D.C. Implement \$29.63, Herman M. Brown Co. \$780.36, Tagatz Hardware \$27.38, Curtis Industries \$260.25, Tri-County Hardware \$19.41, Monroe Welding Supply Co. \$49.35, Means Service, Inc. \$71.48, Stephan's Welding Shop \$7.90, Saunder's GMC, Inc. \$110.50, Brower Construction Co. \$104.00, Stalp Gravel Co. \$3716.17, Higmand Sand and Gravel \$7017.30, St. Regis Paper Co. \$1060.98, Standard Ready Mix Concrete \$727.50, Lechner Lumber Co. \$26.00, South Sioux Oil Co. \$585.01, Crystal Oil Co. \$1447.14, Diamond Horseshoe Truck Stop \$5151.61, Warren Oil Co. \$1782.81, Herman M. Brown Co. \$2143.01, Firestone Stores \$372.50, Great Plains Supply Co. \$37.76

#### CHILD SUPPORT-COUNTY ATTORNEY:

Raymond Speer \$1,083.00, Social Security \$66.39, Blue Cross \$38.43,

#### FEDERAL GRANT-HIGHWAY SAFETY PROGRAM:

Danny Potts \$1070.00, Social Security \$65.59, Blue Cross \$38.43, Team Electronics \$213.16, Danny Potts \$10.00

#### ASSISTANCE FUND:

Social Security \$456.19, Blue Cross \$245.98, Mildred Jorgensen \$1508.39, Jeanine Bliven \$781.17, Margaret Boeshart \$1166.71, Pauline Jensen \$1183.38, Patricia Lane \$1045.09, Mary O'Dell \$711.85, Charlene Weber \$1045.29, Margaret Boeshart \$27.30, Pauline Jensen \$5.04, Mildred Jorgensen \$1.68, Patricia Lane \$67.20, Charlene Weber \$62.58, Mildred Jorgensen \$57.71, Northwestern Bell \$212.06, South Sioux City Star \$377.25, A B Dick Products \$33.02, Sioux City Stationery Co. \$85.83,

#### POOR RELIEF FUND:

State Dept. of Public Welfare \$14,108.43,

#### HUNT MEMORIAL FUND:

Dr. McCoy \$88.00,

#### DAKOTA COUNTY AGRICULTURAL SOCIETY:

%Chris Miller \$4500.00

#### DAKOTA COUNTY HISTORICAL SOCIETY:

Dakota County Historical Society \$1429.32

#### WEED FUND:

Social Security \$62.83, Blue Cross \$34.51, Paul Foreshoe \$850.00, Ruth Foeshoe \$50.00, Paul R. Culbertson \$25.00, Maurice Crofoot \$25.00, Elmer Nelson \$25.00, John Ryan \$25.00, George Shrader \$25.00, George Shrader \$1.70, Maurice Crofoot \$1.53, Paul Culbertson \$1.36, Elmer Nelson \$2.38, Bliven Welding Co. \$4.66, Flaugh's Service \$7.50, South Sioux City Star \$7.28, Torticill Service Center \$8.00, Tri-County Press \$2.52, Paul Foreshoe \$85.81, So. Soo Oil Co. \$18.60


NEBRASKA COMMISSION OF INDUSTRIAL RELATIONS:  
\$20.00, \$100.00

GENERAL ELECTION:  
Payroll \$4825.95, Polling place rental \$295.00, Convassing Board \$67.85

GENERAL FUND:  
Social Security \$2581.11, Blue Cross \$1641.97, Blue Cross \$18.50, BlueCross\$48.52, Larry Morgan \$541.66, Henry DeGraaff \$541.66, Robert Garvey \$541.66, Daniel Rohde \$541.66, Rodney Smith \$541.66, Theodore Piepho \$1208.33, Mary Hinkle \$840.39, Eloise Gormally \$615.25, Margaret Rahn \$615.25, Myra Smith \$599.20, Robert Giese \$1208.33, Irene M. Van Lent \$840.39, Charlotte J. Doenhoefer \$615.25, Ruth M. Jensen \$615.25, Mardell Sorensen \$542.05, Ruth Warnock \$615.25, Nadine Johanson \$615.25, Virginia Piper \$1,208.33, Betty J. Garwood \$840.39, Sharon M. Shannon \$615.25, William F. Whear \$1208.33, Harvey Bates \$1087.87, Jarold Gilson \$1070.00, Michael McManigal \$950.00, Linda Wilson \$791.80, Linda Wilson \$27.20, Darlene Arneson \$527.00, Norma Barajas \$399.50, Sally Deal \$64.60, Cheryl Lundberg \$391.00, Earlean McClain \$549.10, Neva Neal \$343.47, Pat Parkins \$353.60, Armon Todd \$963.00, Maurice Redmond \$1,208.33, Dennis J. Mahr \$1,337.50, Gloria Engelbrecht \$900.00, Cindy Harris \$650.00, Joy Nixon \$1,208.33, Thelma E. Baugous \$840.39, Nellie June Beardshear \$615.25, Shirley Ann Bentz \$615.25, Dorothy J. Lundberg \$615.25, Lillian Rager \$615.25, Jeanette Ramirez \$615.25, Madelyn Thorsland \$615.25, Nondas Vitols \$615.25, Klemett Dean \$1,259.39, Nancy Dean \$207.70, Harold Nelson \$339.50, Patricia Stingley \$668.75, Bruce Hovey \$2000.00, Jon C. Norris \$624.17, Maurice A. Roady \$713.33, Bonibel Chapman \$615.25, Lorraine Tillman \$1,123.50, Dr. J. H. Walston \$230.00, Lyle Todd \$177.00, Maxine Titler \$666.67, South Sioux City Star \$1,024.94, South Sioux City Star \$42.32, Theodore Piepho \$7.98, Sooland Office Supply \$13.65, Northwestern Bell \$135.59, Sooland Office Supply \$22.45, Star Printing and Publishing \$279.90, Sioux City Stationery \$2.67, Robert Giese \$53.34, South Sioux City Star \$2,991.55, Northwestern Bell \$139.35, Virginia Piper \$110.48, Northwestern National Bank \$200.25, Northwestern Bell \$67.54, Redfield & Co., Inc. \$69.88, Sioux City Stationery \$38.96, West Publishing Co. \$51.00, Bancroft-Whitney Co. \$110.80, Nebraska State Insurance Agency \$20.00, IBM Corp. \$173.63, Precision Typewriter Works \$47.50, Shepard's/McGraw Hill \$62.80, International Business Machine Corp, \$749.00, Northwestern Bell \$99.80, Sioux City Stationery \$5.67, Redfield & Co. \$399.56, Northwestern Bell \$276.94, Western Union \$248.27, Armon Todd \$5.87, William F. Whear \$435.04, Harvey Bates \$598.16, Jarold Gilson \$411.28, Mike McManigal \$601.60, Armon Todd \$243.84, The Paper Co. \$18.89, Sioux City Stationery \$8.07, Sheriff Dept. \$114.76, Leo's Pro Service \$171.04, Charlie Zook Dodge \$21.71, T & W Tire Service, Inc. \$139.86, Security National Bank \$135.52, William F. Whear \$300.00, Sheriff's Dept. \$1,449.00, Joe Morton Ins. \$96.00, Sioux City Stationery \$15.82, Standard Office Equipment \$41.52, West Publishing Company \$23.00, Northwestern Bell \$109.61, Northwestern bell \$24.24, Executive Leasing, Inc. \$164.67, Shepard's Inc. \$248.00, South Sioux City Medical Clinic \$30.00, Maurice S. Redmond \$142.63, Thelma E. Baugous \$38.24, Joy Nixon \$177.34, Northwestern Bell \$31.11, Norfolk Printing Co. \$1,163.07, General Business Equipment \$21.30, Precision Typewriter Works \$15.00, General Business Equipment \$75.00, American Linen Supply \$14.00, Bill Hedrick Refrigeration \$54.77, Minear Lock and Key Service \$4.50, T & D Service \$20.00, Clausen Electric \$165.31, Robertson Imp. \$13.78, Tagatz Hardware \$15.79, South Sioux City Star \$21.84, City of Dakota City \$1,244.75, Klemett Dean \$35.00, Iowa Public Service \$1,188.00, Torticills Station \$12.20, Bahr Plumbing \$182.21, Western Paper Co. \$27.09, Charles Carson \$150.00, Jolin Lighting \$77.00, Team Electronics \$10.35, Dakota County Extension Service \$1,300.00, Jon C. Norris \$12.20, Northwestern Bell \$32.37, National Emblem Sales, The American Legion \$273.50, Maurice A. Roady \$40.81, Redfield & Co. \$123.00, B & J Foods \$66.74, Lynette Beermann \$117.00, Frank Belt \$25.00, Theodore Piepho \$25.20, Sooland Office Supply \$104.00, South Sioux City Star \$775.32, Lorraine Tillman \$128.73, Northwestern Bell \$22.10, State of Nebraska, Division of Communications \$45.20, Northwestern Bell \$53.89, Bell & Howell \$204.87, Lyle Todd \$2.47, Northwestern Bell \$13.80, Lyle Todd \$16.80, South Sioux City Star \$8.13, South Sioux City Star \$7.28, Maxine Titler \$59.40, Maxine Titler \$5.53, National Pen Corp. \$46.01, Precision Typewriter Works \$47.50, Northwestern Bell \$25.00, Sioux Ctiy Stationery \$3.25, Mark Harrington \$20.64, Craig Kiertzner \$20.64, Marjorie Vanderlinder \$20.00, Connie Engel \$20.64, Melvin Miller \$20.00, Keith Edward Smith \$20.00, Keith Smith, Sr. \$20.64, Kirk Smith \$20.00, Jeff Hartnett \$20.64, William L Binkard \$230.98, Jeffrey T. Myers \$603.75, Kurt A Ho-Henstein \$23.10, Dakota County Court \$141.54, Clerk of Dist. Court \$259.00, Clerk of Dist. Court \$4.50, Dr. James Walston \$12.00, Paddock Steak House \$212.71, Coffee King \$49.90, Sioux City Stationery \$648.00, William L. Binkard \$237.50, William P. Bernard \$150.00, Dr. James Walston \$150.00, Ada Frum \$100.00, William Binkard \$616.93, William Binkard \$390.04, William Binkard \$858.72, William Horneber \$455.00, Robert A. Wichser \$574.78, Golby C. Uhlir \$122.50, Donald A. Fitch \$362.00, Thomas A. Vakulskas \$78.75, Thomas A. Vakulskas \$499.55, South Sioux City Medical Clinic \$12.00, South Sioux Animal Hospital \$15.00, U.S. Leasing Corp. \$19.97, City of South Sioux \$823.52, Roger D. and Mary E. Collins \$24.33, Region IV Office of Developmental Disabilities \$2,453.50, Dakota County Treasurer \$1,000.00, Northwestern Bell \$9.45, City of South Sioux \$18.92, Northeast Nebraska Area Agency on Aging \$504.00, Dakota County Treasurer \$00.90, State of Nebraska-Division of Employment \$1060.00, Mid West Business \$1,189.26, U. S. Leasing \$43.56, Dakota County Dist. Court \$2,563.80,

Rohde moved, seconded by DeGraff to adjourn. Unanimous motion carried 12:20 p.m.

ATTEST:

  
THEODORE A. PIEPHO, COUNTY CLERK

  
LARRY MORGAN, CHAIRMAN

COMMISSIONERS MEETING  
Nov. 24, 1980 Proceedings  
Basement Meeting Room

Chairman Morgan called their regular scheduled meeting to order at 9:04 a.m. Present were: Robert Garvey, Rodney Smith, Daniel Rohde, Henry DeGraaff, Larry Morgan and Ted Piepho, secretary.

Dave Beerman appeared before the board and read the following resolution by the Dakota County Farm Bureau: "We recommend that in the writing of a county Labor Union contract a penalty be imposed on any employee of the county using county equipment or supplies on private property or for personal use." Mr. Beerman asked if the county has a policy as to what the equipment should be used for.

Mr. Smith said the county presently does not have a policy, but any county employee caught using county property, should be discharged.

Mr. Morgan said we will get a policy written and he asked Mr. Beerman to check back with the board early next Spring about a policy.

Rohde moved, seconded by Garvey to approve the minutes of Nov. 3 as typed. Unanimous motion carried.

Garvey moved, seconded by Rohde approve the minutes of Nov.10 as typed. Unanimous motion carried.

Rohde moved, seconded by Garvey to approve the minutes of Nov.17 as typed . Unanimous motion carried.

Chairman Morgan read the county Judge's report on fines collected in October. The board acknowledged receipt of the fines.

Harvey Wenter appeared before the board concerning the landfill situation. Chairman Morgan said Mr. Wenter had arranged a meeting with Erwin O'Neill, Leonard Gill, Chairman Morgan and himself. Mr. Gill suggested that Mr. O'Neill sell his portion of the property, resulting in joint ownership. Mr. O'Neill said he would not sell his property, but he would lease it to Mr. Gill and Mr. Gill could then lease the property to the county. Mr. O'Neill said he would still offer an easement for the road. Chairman Morgan said Mr. Gill is interested in having an operating agreement with the Landfill Agency to operate it. He said the state has been notified of this most recent site and they will be here the first part of this week. Chairman Morgan said the Landfill Agency will be meeting today. He said there have been no other new developments.

Mr. Wenter asked if we had an extension from Mr. Pedersen.

Mr. Morgan said we will find out today at the meeting. He said if the Landfill Agency will approve the site, we will then be able to proceed with the necessary arrangements.

Robert Giese (County Treasurer) appeared before the board per the boards request in requard to the investments of Dakota County.

Garvey moved, seconded by DeGraff to go into executive session to further discuss the county's investments. Unanimous motion carried 9:28 a.m.

DeGraff moved, seconded by Rohde to reconvene in open session. Unanimous motion carried 10:20 a.m.

Mr. Smith reported the information he received from the phone company about the recently added intercom system on the second floor of the court house. He said the phone company was not able to give him the breakdown cost for each office, but they would get back to him with this information.

Jerry Sullivan appeared before the board regarding an article in the newspaper about closing a bridge near his residence. He said the actual amount the county spends each year to maintain this area is much less than the figures given in the newspaper. Commissioner DeGraff said he got the information from George Saunders, who he felt should have known how much was spent because he was the Highway Supterintendent for some twenty years.

Mr. Sullivan said he felt that before such statements were printed, they should be double checked. He also asked about plans to discontinue the road.

The board said there are no such plans.

With no further business, Chairman Morgan called for a motion to adjorn.

Smith moved, seconded by Rohde to adjorn. Unanimous motion carried 10:30 a.m.

ATTEST:

  
THEODORE A. PIEPHO, COUNTY CLERK

  
LARRY MORGAN, CHAIRMAN

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COMMISSIONERS MEETING  
December 1, 1980 Proceedings  
Basement Meeting Room

Vice Chairman Daniel Rohde called their regular scheduled meeting to order at 9:00 a.m. Present were: Daniel Rohde, Robert Garvey, Rodney Smith, Henry DeGraff, and Ted Piepho, secretary. Absent: Larry Morgan

Garvey moved, seconded by Smith to approve the minutes of November 24 as typed. Unanimous motion carried.

Joy Nixon (County Assessor) appeared before the board regarding a contract with Midwest Appraisal Company to assess commerical property in Dakota County.

Rod Smith asked Ms. Nixon if she felt this job was beyond the capabilities of her staff and herself.

Ms. Nixon said she felt she and her staff could do the job but she was under the opinion that Chairman Morgan wanted a second opinion.

Mr. Smith asked if a proposal has been requested from Leonard Dierking, a local appraiser.

Mr. Garvey said Mr. Dierking had been asked before when they talked about it.

Ms. Nixon agreed with the board that he should be asked again.

Ms. Nixon commented that a large company would likely have access to more information than a local appraiser would.

Mr. Smith asked Ms. Nixon to submit a list of the 11 properties that she had submitted before, to the appraisal company, in hopes of lowering the fee.

DeGraff moved, seconded by Garvey to approve the following claims for the recount of School District 11 Board Member election: Judy Novak \$20.13, Joyce Hart \$20.13, Arline Broyhill \$20.13, Eunice Burn \$20.13, Mary Wolf \$20.13, and a claim for Judy Saeger for \$32.20 for her work on the Election board being she forgot to sign the payroll voucher the day of the Election. Unanimous motion carried.

Karen Waldschmitt with the Iowa Health Systems appeared before the board asking them to consider appointing someone from Dakota County to serve as a member on the sub area advisory council. Ms. Waldschmitt explained the role of the Iowa Health Systems to the Commissioners. She said the council consists of 39 members who each serve a three-year term. Ms. Waldschmitt said Henry DeGraff and Don Kramper are the present members from Dakota County. She said the basic funds come from the Dept. of Health and Human Services. Ms. Waldschmitt left an annual report for the board to review.

Don Kramper told the board that being on the sub area advisory council has been an interesting experience for him. Mr. Kramper suggested two individuals for the appointment, those being Paul Culbertson and Lance Hedquist.

Ms. Waldschmitt told the board that she and Mr. Kramper would be glad to meet with any individual that the board appoints, if that individual would like to know more about the functions and operations of the advisory council. She added that the deadline for making an appointment to the council, is January 15, 1981.

Mr. Smith told Ms. Waldschmitt the board will consider appointing someone to the advisory council.

Ted Piepho(County Clerk) presented a Notification of County Highway Superintendent for determining incentive payments to Dakota County for the period Jan. 1, 1980-Dec.31, 1980.

Smith moved, seconded by Garvey to acknowledge this notification and the chairman be authorized to sign same. Unanimous motion carried.

With no further business, Vice Chairman Rohde called for a motion to adjourn. Smith moved, seconded by Garvey to adjourn. Unanimous motion carried 10:20 a.m.

ATTEST:

  
THEODORE A. PIEPHO, COUNTY CLERK

  
LARRY MORGAN, CHAIRMAN

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COMMISSIONERS MEETING  
December 8, 1980 Proceedings  
Basement Meeting Room

Vice Chairman Daniel Rohde called their regular scheduled meeting to order at 9:03 a.m. Present were: Robert Garvey, Rodney Smith, Daniel Rohde, Henry DeGraff, and Ted Piepho, secretary. Absent: Larry Morgan

DeGraff moved, seconded by Smith to approve the minutes of December 1 as typed. Unanimous motion carried.

Norma Fry, with the Sioux Lakes Emergency Medical System, appeared before the board seeking support from Dakota County for the Sioux Lakes EMS. Ms. Fry told the board that most of the previous work in Dakota County has been the training of personnel involved in rescue and ambulance services. She explained the functions of the Sioux Lakes EMS and asked the board to please contact her regarding support of the system.

Kurt Hohenstein and Willard Criss appeared before the board regarding a claim for \$500.00 submitted in 1979 by Mr. Criss, which was rejected by the County Board. Mr. Hohenstein explained the original claim was submitted by Mr. Criss for storage rent for January-April 1979, during which time he was serving as the County Weed Superintendent. Mr. Hohenstein said he felt the original claim was not properly submitted. He said the claim should have been for back wages the board agreed to pay Mr. Criss, that being \$125.00 per month for January-April 1979. Mr. Hohenstein said the County Weed Board had suggested to Mr. Criss that he submit the claim for storage rent; therefore eliminating any Social Security and taxes being withheld. Mr. Hohenstein said a second claim for back wages had been submitted. He said in October 1979, the Weed Board voted to allow the claim but it was not paid.

Raul Culbertson, a member of the County Weed Board, appeared before the board giving the following three reasons why the Weed Board felt this claim should not be paid: First, Mr. Criss did not give the board a 30 day notice resignation, as stated in the contract. Second, Mr. Criss did not submit a true, up to date inventory to the board per their request and third, it was in the contract that Mr. Criss would dispose of any empty cans, etc.

Henry DeGraff told the board the County Weed Board will be meeting today and he would ask them how they feel about the claim at this time.

Mr. Hohenstein and Mr. Criss also agreed to attend the County Weed Board meeting today.

Vice Chairman Rohde said the board would make their decision regarding the claim at the December 15 meeting.

Bruce Hovey appeared before the board regarding a transceiver radio system for the Road Department. Mr. Hovey said he would be meeting with a representative today about the radios. He said he would try to make arrangements for this representative to meet with the board, to explain the radio system to them.


Ted Piepho(County Clerk) appeared before the board with the monthly report from his office.

Garvey moved, seconded by DeGraff to not participate in the Sioux Lakes EMS. Unanimous motion carried.

With no further business, Vice Chairman Rohde called for motion to adjourn.

Smith moved, seconded by Garvey to adjourn. Unanimous motion carried. 11:05 a.m.

ATTEST:

  
THEODORE A. PIEPHO, COUNTY CLERK

  
LARRY MORGAN, CHAIRMAN



COMMISSIONERS MEETING  
December 15, 1980 Proceedings  
Basement Meeting Room

Chairman Morgan called their regular scheduled meeting to order at 9:00 a.m. Present were: Daniel Rohde, Robert Garvey, Henry DeGraff, Larry Morgan and Ted Piepho, secretary. Absent: Rodney Smith

Judge Kneifl appeared before the board regarding the authorization of a Grant for a CETA Program Employee. He told the board CETA directly pays the employee for the first three months and for the next fifteen months, the county pays the employee and is then reimbursed by CETA.

Rohde moved, seconded by DeGraff to approve application for the Grant and serve as a sub sponser of the PSE Contract. Unanimous motion carried.

Mildred Jorgensen appeared before the board with the monthly report from her office. She reported the Medicaid payment for November being lower than it had been for quite some time.

Garvey moved, seconded by Rohde to convene in executive session to discuss a welfare applicant. Unanimous motion carried 9:35 a.m.

Rohde moved, seconded by DeGraff to reconvene in open session. Unanimous motion carried 10:00 a.m.

Garvey moved, seconded by Rohde to convene as Board Of Equalization to hear the protest of Roy Black. Unanimous motion carried. 10:02 a.m.

Rohde moved, seconded by DeGraff to reconvene as the Board of Commissioners. Unanimous motion carried 10:20 a.m.

Henry DeGraff presented the board with the report by the Weed Board regarding a claim submitted by Willard Criss. Mr. DeGraff said the Weed Board discussed the claim at their December 8 meeting. He said he didn't know he had the right to vote on the County Weed Board; otherwise he would have voted against the claim.

Mr. Garvey commented that the statute of limitation has run out, and if another claim is not filed, then there is no claim.

Chairman Morgan said the Weed Board is an advisory board, and the Board of Commissioners has the final say in approving a claim. He said we can't act now unless another claim is filed.

Bruce Hovey (County Highway Supt.) appeared before the board asking for their approval of a resolution adopting Christensen Bros., Inc. as the prime contractor for Federal Aid Secondary Project No. BRS-3564(1). Mr. Hovey said Christensen Bros. submitted the lowest bid of \$118,109.70

Rohde moved, seconded by DeGraff to adopt the following resolution:

RESOLUTION

WHEREAS, there has been signed by Dakota County on the 12th day of June, 1978, and the State on the 20th day of June, 1978, an agreement providing for the construction of a Federal Aid Secondary Road beginning near the Northeast Corner of Section 2, Township 28 North, Range 6 East extending 0.1 mile south, and

WHEREAS, in the above agreement, the County has pledged sufficient funds to finance its share of the cost of the construction of this project identified as No. BRS-3564(1), and

WHEREAS, the above mentioned agreement provided that the County would pay all of the non-Federal costs of this project, and

WHEREAS, the State received bids for the construction of this project on December 4, 1980 at which time 8 bids were (was) received for the construction of the proposed work, and

WHEREAS, the following contractors for the items of work listed have been selected as the low bidders to whom a contract should be awarded:

Christensen Bros., Inc., Cherokee, Iowa;  
Grading, Agg.-Gravel, Bridge, Guard Rail;  
\$118,019.70

NOW THEREFORE, in consideration of the above facts, the Board of Commissioners of Dakota County, by this resolution, takes the following action:

1. If for any reason the Federal Highway Administration recinds, limits its obligations, or defers payment of the Federal share of the cost of this project, the County hereby agrees to provide the necessary funds to pay for all costs incurred until and in the event such federal funds are allowed and paid.
2. The Board hereby concurs in the selection of the above mentioned contractors for the items of work listed, to whom a contract should be awarded;
3. The Board hereby authorizes the Chairman to sign a contract with the above mentioned contractor and with the State for the above mentioned work.
4. The Board does not desire to perform any of the work with its own forces in lieu of performing the work by the contract method.

DATED THIS 15 DAY OF December A.D., 1980.

BOARD OF COUNTY COMMISSIONERS OF DAKOTA COUNTY.

ATTEST:

  
\_\_\_\_\_

  
\_\_\_\_\_ CHAIRMAN  
Board Member \_\_\_\_\_

moved the adoption of said resolution.

Roll Call: 4 yea, 0 nay

Resolution adopted, signed and billed as adopted.

Mr. Hovey presented a bid from Ferris Equipment for a one-way plow. Mr. Garvey said he was in favor of purchasing a plow. The board asked Mr. Hovey to get sealed bids on a plow. Chairman Morgan said to wait until we have more bids before we make a decision.

Joy Nixon (County Assessor) appeared before the board with an Appraisal Maintenance and Updating Report from the State of Nebraska for 1980.

DeGraff moved, seconded by Rohde to approve the said report. Unanimous motion carried.

Lance Hedquist (South Sioux City Administrator) appeared before the board asking for their permission for the city of South Sioux to move the county equipment and operate out of the Dakota City landfill if the State of Nebraska approves the application. The Board of Commissioners asked that a written contract be drawn up regarding the maintainance and repairs of county equipment to be used by South Sioux City in the landfill site.

Rohde moved, seconded by Garvey to approve the following claims:

GENERAL PAY ROLL

Social Security \$2586.40, Blue Cross \$1641.97, Teachers Retirement \$28.70, Blue Cross \$67.02, Larry Morgan \$541.66, Henry DeGraaff \$541.66, Robert Garvey \$541.66, Daniel Rohde \$541.66, Rodney Smith \$541.66, Theodore Piepho \$1,208.33, Mary Hinkle \$840.39, Eloise Gormally \$615.25, Margaret Rahn \$615.25, Myra Smith \$599.20, Robert Giese \$1,208.33, Irene Van Lent \$840.39, Charlotte Doenhoefer \$615.25, Ruth Jensen \$615.25, Nadine Johanson \$615.25, Mardell Sorensen \$439.50, Ruth Warnock \$615.25, Virginia A. Piper \$1,208.33, Betty Garwood \$840.39, Betty Garwood \$150.00, Sharon Shannon \$615.25, Sharon Shannon \$150.00, William Whear \$1,208.33, Harvey Bates \$1,087.87, Jarold Gilson \$1,070.00, Mike McManigal \$950.00, Linda Wilson \$791.80, Darlene Arneson \$578.00, Norma Barajas \$329.80, Sally Deal \$184.45, Cheryl Lundberg \$324.70, Earlean McClain \$544.00, Neva Neal \$343.47, Pat Parkins \$299.20, Armon Todd \$963.00, Maurice Redmond \$1,208.33, Dennis J. Mahr \$1,337.50, Gloria Engelbrecht \$900.00, Cindy Harris \$650.00, Joy K. Nixon \$1,208.33, Thelma E. Baugous \$840.39, Nellie June Beardshear \$615.25, Shirley Ann Bentz \$615.25, Dorothy J. Lundberg \$615.25, Lillian Rager \$615.25, Jeanette Ramirez \$615.25, Madelyn Thorsland \$615.25, Nondas Vitols \$615.25, Klemett Dean \$1,259.39, Nancy Dean \$217.00, Harold Nelson \$280.00, Patricia Stingley \$668.75, Bruce Hovey \$2000.00, Jon C. Norris \$624.17, Maurice A. Roady \$713.33, Lorraine Tillman \$1,123.50, Bonibel Chapman \$615.25, Dr. J. H. Walston \$230.00, Maxine Tittler \$666.67, Lyle Todd \$168.00,

GENERAL FUND

Daniel Rohde \$166.34, South Sioux City Star \$178.64, Northwestern Bell \$135.91, Theodore Piepho \$119.30, Directory Service Company \$13.00, Robert Giese \$57.54, Northwestern Bell \$116.20, T.R.W. \$73.00, Burroughs Corp. \$97.34, Midwest Business Products \$16.62, Dakota County Treasurer \$80.50, Western Paper Co. \$32.96, Dakota County Treasurers Office \$166.50, Sooland Business Forms \$285.23, Northwestern National Bank \$200.25, Northwestern Bell \$98.82, Redfield & Co. \$70.76, Sioux City Stationery Co. \$10.74, Brunton Printing \$123.43, Norfolk Printing Co. \$18.45, Executive Copy Systems \$35.96, Virginia A. Piper \$127.92, Bancroft-Whitney Co. \$134.70, Des Moines Stamp Co. \$63.40, International Business Machines Corp. \$21.40, Mid West Business Products \$17.13, Northwestern Bell \$134.39, Redfield & Co., Inc. \$23.83, Sooland Office Supply \$123.76, Harvey Bates \$569.04, Jarold Gilson \$466.00, Michael McManigal \$634.00, Armon Todd \$79.68, William F. Whear \$416.32, Leos Service \$208.93, Security National Bank \$135.52, Directory Service Co. \$63.00, Sheriff Office \$6.78, Sioux City Stationery \$53.20, Sioux Valley Radio Eng. Co. \$58.13, Jerry Gilson \$7.97, MPH Industries \$33.74, Team Electronics \$30.90, Western Union \$247.42, Northwestern Bell \$498.33, Sheriff Department \$1,085.00, Danny Potts \$45.00, William F. Whear \$310.00, Jack's Uniform Shop \$107.90, Dennis J. Mahr \$20.58, Maurice Redmond \$199.50, National District Attorneys Assn. \$39.00, A J Phillips Publishing Co. \$51.06, Redfield & Company \$35.00, Executive Leasing, Inc. \$171.40, Sioux City Stationery Co. \$5.43, South Sioux City Star \$61.75, Northwestern Bell \$15.50, State of Nebr. \$52.00, Northwestern Bell \$154.97, Joy Nixon \$471.94, Thelma E. Baugous \$105.84, Precision Typewriter Works \$39.00, Hallar Stamp Co. \$17.15, Perkins Stationery \$33.58, General Business Equipment \$13.64, R. C. Booth Enterprises \$30.00, Commerce Clearing House, Inc. \$145.00, Norfolk Printing Co. \$651.75, Bruce Hovey \$99.16, Bruce Hovey \$115.68, Precision Typewriter Works \$503.00, General Business Equipment \$182.80, Klemett Dean \$70.24, Klemett Dean \$35.00, American Linen Co. \$14.00, Clausen Electric \$17.24, City of Dakota City \$1,239.26, Iowa Public Service \$1,275.00, T & D Service \$20.00, Robertson Imp. Co. \$84.25, Western Paper Co. \$41.85, Sioux City Stationery \$1.89, Tagatz Hardware \$10.64, Dakota County Extension Service \$1,300.00, Northwestern Bell \$21.44, Maurice Roady \$44.06, Northwestern Bell \$35.30, Star Printing And Publishing \$2100.90, District Judge's Office \$999.05, Judy Wolf \$65.00, Lorraine Tillman \$105.42, Midwest Business Products \$10.43, Midwest Business Products \$2.00, Northwestern Bell \$24.36, Wayne E. Wheeler \$1,680.00, Northwestern Bell \$86.95, State of Nebraska \$22.10, Precision Typewriter Works \$18.00, South Sioux City Star \$8.13, Lyle Todd \$18.69, Northwestern Bell \$13.80, Northwestern Bell \$26.17, Maxine Tittler \$152.70, Sioux City Stationery \$3.73, Sheriffs Office \$802.52, Sheriffs Office \$447.28, City Of South Sioux \$18.61, Sooland Business Forms \$291.72, Board of Educational Lands and Funds \$159.31, Skyview Medical Center \$2,336.00, Northwestern Bell \$9.45, City of South Sioux City \$277.45, Dakota County Treasurer \$1,000.00, Dakota County Treasurer \$3770.32, County Judges \$268.16, Dakota County Court \$198.16, Dakota County Court \$70.00, Daniel Weakley \$20.64, Michael Ellwanger \$353.50, Kathy Cadwell \$20.64, Clerk of District Court \$159.65, William L. Binkard \$56.00, William L. Binkard \$595.33, Michael Ellwanger \$245.00, Thomas A. Vakulskas \$426.25, Robert A. Wichser \$730.12, Golby C. Uhlir \$341.25, Patrick Kuehl \$313.81, William Horneber \$853.25, James C. Hanks \$253.40

PAY ROLL ASSISTANCE

Blue Cross \$456.19, Mildred Jorgensen \$1,508.39, Jeanine Bliven \$781.17, Margaret Boeshart \$1,166.71, Pauline Jensen \$1,183.38, Patricia Lane \$1,045.09, Mary O'Dell \$711.85, Charlene Weber \$1,045.29,

ASSISTANCE

Mildred Jorgensen \$3.36, Margaret Boeshart \$14.91, Pauline Jensen \$5.88, Patricia Lane \$16.59, Charlene Weber \$275.10, Charlene Weber \$6.25, Northwestern Bell \$241.12, Mildred Jorgensen \$28.00, Mildred Jorgensen \$41.00, Mildred Jorgensen \$25.00, Morningside Mercy Medical Park \$39.00, Bruce & Lorraine Raabe \$35.00, Dr. W.E. Reynolds \$10.00,

INSTUTIONAL

Lincoln Regional Center \$726.00, Norfolk Regional Center \$2,379.00, Beatrice State Development Center \$4,732.44