

DAKOTA COUNTY BOARD OF COMMISSIONERS
JANUARY 8, 1991 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called their regular scheduled meeting to order at 1:30 p.m. PRESENT WERE: Commissioners Huggenberger, Rohde, Bobier, Hartnett, Hirschbach, and Nanci Walsh, stenographer. Commissioner Huggenberger opened nominations for Chairman. Commissioner Hartnett nominated Commissioner Huggenberger to be the 1991 Chairman. The nomination was seconded by Commissioner Rohde. ROLL CALL VOTE; Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Abstained Commissioner Hirschbach moved, seconded by Commissioner Hartnett, that nominations cease and that the secretary cast a unanimous ballot for Commissioner Huggenberger to be 1991 Chairman. ROLL CALL VOTE; Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Abstained, Bobier-Yea Chairman Huggenberger opened nominations for Vice Chair. Commissioner Hirschbach nominated Commissioner Hartnett for Vice Chairperson. Commissioner Bobier seconded the nomination. ROLL CALL VOTE; Hartnett-Abstained, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea Commissioner Rohde moved that nominations cease and that the secretary cast a unanimous ballot for Commissioner Hartnett to be the 1991 Vice Chair, who shall act as chair in the absence of the chairman. Commissioner Hirschbach seconded the motion. ROLL CALL VOTE; Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Abstained Roger Peters appeared before the board on behalf of the residents of Tompkins, Island Homes, and North Shore. Mr. Peters presented a petition to the board with 159 signatures on it. The residents feel that the road(s) in this area are an insult and should be fixed. Besides the road condition, the residents feel that there should be lights on the road and also drainage is a problem. Discussion was had. Chairman Huggenberger asked if there were any further comments. One comment was that there are some terrible potholes on North Shore Drive (a.k.a. the Morgan Road). Chairman Huggenberger stated that the problem has been discussed but a solution hasn't been found. The main concern of the Commissioners was that the drainage isn't adequate and if the road were fixed it wouldn't hold up because of the drainage problem. Mr. Peters suggested using reconstituted asphalt. Mr. Hovey said the problem was finding reconstituted asphalt. There was more discussion on the road and what could be done. It was decided that Mr. Peters and other residents should contact the Commissioners in February when they are working on the 1 to 6 year plan for roads. Commissioner Hirschbach moved, seconded by Commissioner Rohde, to approve the minutes of the December 17, 1990 meeting as typed in the official record. ROLL CALL VOTE; Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea UNANIMOUS MOTION CARRIED Jim Sherlock appeared before the board regarding the use of the county Road Department radio and Jackson tower for the Emerson Fire Department pager system. Darrell Motela, a factory representative from Motorola, said that there would be no expense to the county. Emerson Fire Department will have to file for a license to use the same frequency as the road department. Discussion was had. Commissioner Hartnett moved, seconded by Commissioner Bobier, to allow the Emerson Fire Department to use the road department radio frequency and Jackson tower for their pager system. ROLL CALL VOTE; Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea UNANIMOUS MOTION CARRIED Bruce Hovey spoke to the board regarding the placement of utilities in the county right of way for the trailer court on West 9th Street Road. Commissioners Hirschbach and Rohde had met with Barney Glass the developer of the trailer court and tentatively talked about the county consenting to the the utilities in the right of way in exchange for the developer paying a 50/50 portion of the cost to put a hard surface on the road to handle the increased traffic load. It was suggested that the County Attorney

draw up an agreement for the board to consider at the next board meeting. John McNeil of the South Sioux City Chamber of Commerce brought a list of candidates for members of the Visitors' Committee. On the list were: Mike Serr, General Manager of the Marina Inn; Al Bengston, Chairman of So. Sioux City Parks and Recreation Department; Martin Ferris, owner of the Park Plaza Motel; Bruce Wright, Manager of the Econo Lodge; Tom Serbick, owner of the South Ridge Motel; William Bass, owner of Bass Advertising; Dick Pruehs, owner of the Travelodge; Chris Saltzman, Manager of the Flamingo Inn; Rick Brandes, owner of the Dairy Queen. Mr. McNeil especially recommended Rick Brandes, Al Bengston, and William Bass. Commissioner Bobier nominated Mike Serr, 4 year term, Al Bengston, 4 year term, William Bass, 4 year term, Dick Pruehs, 2 year term, and Rick Brandes, 2 year term, to be initial members of the Visitors' Committee. Commissioner Rohde seconded the nomination. ROLL CALL VOTE; Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea UNANIMOUS MOTION CARRIED Mr. McNeil also presented some sample contracts for the board to look over regarding the administration of the Visitors' Fund. Madelyn Thorsland, Deputy County Assessor, presented to the board a list of tax corrections. Discussion was had. Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve the tax corrections as presented. ROLL CALL VOTE; Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea UNANIMOUS MOTION CARRIED Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to convene as Board of Equalization. ROLL CALL VOTE; Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea UNANIMOUS MOTION CARRIED at 2:55 p.m. Madelyn Thorsland, Deputy County Assessor presented to the board an application from Region IV for tax exempt status on a 1987 Plymouth van VIN 2P4FH41G7H178149. Commissioner Bobier moved, seconded by Commissioner Hartnett, to approve the application of Region IV. ROLL CALL VOTE; Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea UNANIMOUS MOTION CARRIED Commissioner Hartnett moved, seconded by Commissioner Hirschbach, to reconvene as Board of Commissioners. ROLL CALL VOTE; Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea UNANIMOUS MOTION CARRIED at 3:00 p.m. Stan Trampe appeared before the board with Betty O'Neill, County Assessor, and Madelyn Thorsland with an updated time line for completion of the reappraisal. Much discussion was had on when to implement the reappraisal. Kurt Hohenstein, County Attorney, stated that he felt it should be put into effect April 1, 1991. He also said he would do anything he could to help the Assessor's office to meet this deadline. The board agreed that the changes should be done by April 1, 1991. Commissioner Hartnett moved, seconded by Commissioner Rohde, to designate the following banks as depositories for Dakota County with the maximum deposit being governed by securities pledged by each institution: American State Bank, Dakota County State Bank, Nebraska State Bank, and Siouxland National Bank. ROLL CALL VOTE; Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea UNANIMOUS MOTION CARRIED Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to hold commissioner's meetings at 1:30 p.m. on Mondays as necessary to pay payroll claims and accounts payable claims. Be it further resolved that on claims day (third Monday) the board shall convene at 10:00 a.m. to review claims. And finally be it resolved that the chair designate other meeting dates as necessary to conduct county business one month in advance of the month in which the meetings are changed. ROLL CALL VOTE; Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Bobier, to retain the present courthouse hours opening at 8:00 a.m. and closing at 4:30 p.m. ROLL CALL VOTE; Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea UNANIMOUS MOTION CARRIED Commissioner Hirschbach moved, seconded by Commissioner Bobier, to continue to observe holidays and offer benefits as outlined in the Employee Handbook, as negotiated by the county board and officials. Be it further resolved that employees remember the late Dr. Martin Luther King, Jr. on January

21st and be reminded of his accomplishments and achievements for Civil Rights. ROLL CALL VOTE; Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea UNANIMOUS MOTION CARRIED Commissioner Hartnett moved, seconded by Commissioner Bobier, to continue with the Burial Policy adopted September 19, 1989. ROLL CALL VOTE; Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Bobier, to appoint the South Sioux City Star as the legal newspaper of the county for the calendar year 1991. ROLL CALL VOTE; Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea UNANIMOUS MOTION CARRIED Commissioner Bobier moved, seconded by Commissioner Hartnett, to establish the first Wednesday in October as County Government Day. ROLL CALL VOTE; Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Bobier, to reappoint Roy Warren Johnston as Veteran Service Officer and to reappoint Bruce Hovey as Highway Superintendent for the calendar year 1991. ROLL CALL VOTE; Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea UNANIMOUS MOTION CARRIED Chairman Huggenberger asked the following board members to be advisors to following agencies/boards: Commissioner Hartnett-County Health Board Commissioner Hartnett-Mental Health Board Commissioner Hirschbach-Advisory Board of Retardation Commissioner Bobier-SIMPCO Commissioner Bobier-Golden Rod Hills Commissioner Huggenberger-NRD Commissioner Rohde-Planniood carrying capacity is not diminished. PAGE 4 DAKOTA COUNTY FLOOD HAZARD REGULATION ADOPTED March 1, 1982 AMENDED April 17, 1989 AMENDED June 10, 1991

(5) Verify and record the actual elevation (in relation to mean seal level) of the lowest floor (including basement) of all new or substantially improved structures. (6) Verify and record the actual elevation (in relation to mean seal level) to which the new or substantially improved structures have been flood-proofed. (7) When flood-proofing is utilized for a particular structure, the Dakota County Zoning Administrator shall be presented certification from a registered professional engineer or architect. 3.3. APPLICATION FOR PERMIT A. To obtain a permit the applicant shall first file an application in writing on a form furnished by the County Zoning Administrator for that purpose. All fees shall be paid prior to processing the application. Every such application shall 3.31. Identify and describe the work to be covered by the permit. 3.32. Describe the land on which the proposed work is to be done by lot, block tract and house and street address, or similar description that will readily identify and definitely locate the proposed building or work. 3.33. Indicate the use by occupancy for which the proposed work is intended. 3.34. Be accompanied by plans and specifications for proposed construction. 3.35. Be signed by the permittee or his authorized agent who may be required to submit evidence to indicate such authority. 3.36. Give such other information as reasonably may be required by the County Zoning Administrator in determining the proposed development compatibility with this regulation. SECTION 4.0. ESTABLISHMENT OF ZONING DISTRICTS The mapped flood plain areas within the jurisdiction of this regulation are hereby divided into the two following districts: A Floodway Overlay District (designated by the letters FW) and a Floodway Fringe Overlay District (designated by the letters FF) as identified in the official Flood Plain Study. Within these districts all uses not meeting the standard of the regulation and those standards of the underlying zone shall be prohibited. These zones shall be consistent with the numbered and unnumbered A zones as identified on the official FIRM when identified in the Flood Insurance Study provided by the Federal Emergency Management Administration. PAGE 5 DAKOTA COUNTY FLOOD HAZARD REGULATION ADOPTED March 1, 1982 AMENDED April 17, 1989 AMENDED June 10, 1991

SECTION 5.0. STANDARDS FOR THE FLOODWAY OVERLAY DISTRICT AND THE FLOODWAY

FRINGE OVERLAY DISTRICT 5.1. No permit for development shall be granted for new construction, substantial improvement and other improvements including the placement of manufacture homes within identified flood plain unless the conditions of this Section are satisfied. 5.2. All areas identified as unnumbered A Zones by the Federal Insurance Administration are subject to inundation of the 100-year flood; however, the water surface elevation was not provided. The unnumbered A Zones shall be subject to all development provisions of this regulation. If Flood Insurance Study data is not available, the community shall utilize any base flood elevation data currently available within its area of jurisdiction. 5.3. New construction, subdivision proposals, substantial improvement, prefabricated buildings, placement of manufactured and other developments shall require; 5.31. Design or anchorage to prevent flotation, collapse or lateral movement of the structure resulting from hydrodynamic and hydrostatic loads including the effects of buoyancy. 5.32. New or replacement water supply systems and/or sanitary sewage systems be designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into flood waters, and onsite waste disposal systems be located so as to avoid impairment or contamination. 5.33. Construction with materials resistant to flood damage, utilizing methods and practices that minimize flood damages, and with electrical, heating, ventilation, plumbing, and air conditioning equipment and other service facilities that are designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding. 5.34. All utility and sanitary facilities be elevated or flood proofed one foot above the regulatory flood elevation. 5.35 That until a floodway has been designated, no development including landfill, may be permitted within the identified flood plain unless the applicant for the land use has demonstrated that the proposed use, when combined with all other existing and reasonably anticipated uses, will not increase the water surface elevation of the 100-year flood more than one (1) foot on the average cross-section of the reach in which the development or landfill is located as shown in the official flood plain study incorporated by reference; Section 1.23 (1) of this regulation. PAGE 6 DAKOTA COUNTY FLOOD HAZARD REGULATION ADOPTED March 1, 1982 AMENDED April 17, 1989 AMENDED June 10, 1991

5.36. Storage and Material Equipment (1) The storage or processing of materials that are in time of flooding buoyant, flammable, explosive, or could be injurious to human, animal or plant life is prohibited. (2) Storage of other material or equipment may be allowed if not subject to major damage by floods and firmly anchored to prevent flotation or if readily removable from the area within the time available after flood warning. 5.37. Subdivision proposals and other proposed new development, including manufactured home parks or subdivision, be required to assure that; (a) all such proposals are consistent with the need to minimize flood damage, (b) all public utilities and facilities, such as; sewer, gas, electrical, and water systems are located, elevated and constructed to minimize or eliminate flood damage, (c) adequate drainage is provided so as to reduce exposure to flood hazards, and (d) proposals for development (including proposals for manufacture homed parks and subdivisions) of five (5) acres or fifty (50) lots, whichever is lesser, include within such proposals the regulatory flood elevation. SECTION 6.0. FLOODWAY FRINGE OVERLAY DISTRICT 6.1. PERMITTED USES. Any use permitted in Section 7.0 shall be permitted in the Floodway Fringe Overlay District. No use shall be permitted in the district unless the standards of Section 5.0 are met. 6.2. STANDARDS FOR

THE FLOODWAY FRINGE OVERLAY DISTRICT 6.21. Require a new construction or substantial improvements of residential structures to have the lowest floor, including basement elevated one foot above the regulatory flood elevation. 6.22. Require new construction or substantial improvement of nonresidential structures to have the lowest floor, including basement, elevated one foot above the regulatory flood elevation or, together with attendant utility and sanitary facilities to be flood proofed up to that level. 6.23. Require for all new construction and substantial improvements that fully enclosed areas below the lowest floor that are subject to flooding shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this requirement must either be certified by a registered professional engineer or architect or meet or exceed the following minimum criteria; A minimum of two openings having a total net area of not less one square inch for every square foot of enclosed area subject to flooding shall be provided. The bottom of all openings shall be no higher than one foot above grade. Openings may be equipped with screens, louvers, valves, or other coverings or devices provided that they permit the automatic entry and exit of floodwaters. PAGE 7 DAKOTA COUNTY FLOOD HAZARD REGULATION ADOPTED March 1, 1982 AMENDED April 17, 1989 AMENDED June 10, 1991

6.24. Within AH Zones adequate drainage paths around structures on slopes shall be required in o

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Chairman Huggenberger called their regular scheduled meeting to order at 10:00 a. m. PRESENT WERE: Commissioners Huggenberger, Rohde, Bobier, Hartnett, Hirschbach, and Nanci Walsh, stenographer. Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve the minutes of the January 8, 1991 meeting as typed in the official record. ROLL CALL VOTE; Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea UNANIMOUS MOTION CARRIED John McNeil introduced Randy Curtis of the Airport Authority to the board. Mr. Curtis gave the board an update on the Airport Authority. The Authority was created in July 1990 and presently has a five member board with potential to expand. Four of the members of the board are from Sioux City and the fifth is from Sgt. Bluff. Marvin Cline, president of the board, would like to have regional support for the Authority and regional representation of the board. Commissioner Hirschbach mentioned that the board had explored becoming a member of the Airport Authority last year but felt that two items should be considered first. The first was that Woodbury County contribute to the Authority and the second was that the possibility of Martin Airfield being incorporated into the Authority. Mr. Curtis said that Woodbury County would be contributing some funds this year but would not have membership on the board at the present time. He also told the board that the Authority was trying to get Union County, South Dakota to join and also Dakota Dunes. There was general discussion concerning the underground tanks at the airport, what kind of liability the county would have if they joined the authority, the possibility of a study of Martin Airfield, how much of a contribution would be required, and the county budget. The board thought that it would be a good idea to talk it over with the City of South Sioux City. John McNeil presented to the board an Economic Development report. He summarized the past years work and the plans for the next year. He asked for an unofficial

financial committment for the next budget year. Discussion was had. The board gave their unofficial support. Arnie Mellick, County Road Foreman, appeared before the board with a year-to-date budget report. Arnie also went over the status of projects on the 1-6 year plan. Be it noted that the Board of Commissioners, recognizing the fact that the United States is at war with Iraq, highly commend the men and women from Dakota County who are unselfishly and bravely serving in the armed services. The board recessed for lunch at 12:00 noon. The Board reconvened from lunch at 1:30 p.m. Don and Rocky Albertson appeared before the board to request that a minimum maintenance road, leading to their business, be converted to a regular road. Mr. Rocky Albertson stated that when it is raining the road is impassable. The commissioners were concerned that graveling the road wasn't mentioned when the area was rezoned to accommodate their business. Approximately fifty cars travel the road each weekend. Arnie told the board that it would need to be gravelled twice during the course of this spring/summer. And then more gravel would be needed over the next couple of years. Chairman Huggenberger suggested that Don and Rocky meet with the board's Road Committee. The road committee could then make a recommendation to the board on how to resolve the issue. Bruce Hovey told the board that the 9th Street project was still on hold. Klemmets Dean appeared before the board with information regarding the removal of the fuel tank. Removal cost would be \$765. The commissioners requested that Klem come back to the board with an estimate of the cost of putting in a new tank and bring the findings back to the board at their next meeting. Linda Wilson appeared before the board with a L.E.P.C. form to be completed by the Civil Defense Director. There was general discussion about the need for a Civil Defense Director and cost/pay for such a position. This discussion was tabled for the present time. Frank LaMere, of the Nebraska Intertribal Development Corporation, and John Blackhawk of the Winnebago Tribal Council, spoke to the board. Mr. Blackhawk mentioned two concerns tribal members have regarding law enforcement. The first concern is that during the past few years there has been a selective stopping and processing of cars that have 55 County license plates. Council members have also had complaints that Dakota County has especially high bonds and harsh fines for those who reside on reservations. The second concern is that the detention facility they now operate is a problem. They are now considering building a new facility on the Winnebago Reservation. They were interested in what Dakota County is planning in regards to a new facility.

Commissioner Hirschbach stated that while the board was glad to be made aware of these type of problems, they are not the ones capable of solving them. These problems should be taken up with the County Attorney and the County Sherrif. Clifford Wolfe, Jr. and Nate Parker of the Omaha Tribal Council were also present. Mr. Parker spoke of complaints that Dakota County officers were picking on the Indians. He also had had complaints of too many people from the reservations being incarcerated. Another complaint was that State Patrol undercover drug agents were purposely setting up Indian people. Mr. Parker stated that he didn't know if the complaints were legitimate, but felt that the quantity of complaints warranted his looking into the matter. He wanted to assure himself that his people's rights were not being violated. Mr. LaMere mentioned the fact that there are many jurisdictions involved and the lines of communication should be kept open. Nate Parker wanted to make sure there were no hard feelings between the people on the reservations and the members of the County Attorney's Office. Mr. Luebe, of the County Attorney's Office, stated that the attorneys did not set bonds. Bonds are set by the judges and pretty much follow a previously established bond schedule unless there is something unusual. Chairman Huggenberger suggested that those present should set up a meeting with the County Sherrif and the County Attorney to resolve any problems. Chariman Huggenberger appointed Commissioner Jack Bobier to serve on the Area

Agency for Aged Governing Board. Betty O'Neill, County Assessor, presented a tax correction deducting \$464.31 because of a home exemption. Commissioner Rohde moved, seconded by Commissioner Bobier, to approve the tax list correction as presented. ROLL CALL VOTE; Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea UNANIMOUS MOTION CARRIED Betty asked the board if they could remember when Stan Trampe was supposed to get a new computer for the Assessor's office. The board responded that they thought it was to be as soon as possible. Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to convene as a Board of Equalization. ROLL CALL VOTE; Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea UNANIMOUS MOTION CARRIED Betty O'Neill, County Assessor, presented MV Tax Exemption Applications from the following groups: Goldenrod Hills Community Action Council (1986- Dodge van, 1989 - Dodge Ram Wagon), Sister Nora Rochford of St. Michaels (1986 Plymouth Horizon), Region IV Services (1991 Ford Van). Commissioner Bobier moved, seconded by Commissioner Rohde, to approve the application from the Assembly of God Church for MV Tax Exemption. ROLL CALL VOTE; Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett- Yea UNANIMOUS MOTION CARRIED Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to approve the application for MV Tax Exemption from Sister Nora of St. Michaels. ROLL CALL VOTE; Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea UNANIMOUS MOTION CARRIED Commissioner Bobier moved, seconded by Commissioner Hirschbach, to approve the application from Region IV for MV Tax Exemption. ROLL CALL VOTE; Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea UNANIMOUS MOTION CARRIED Commissioner Bobier moved, seconded by Commissioner Rohde, to approve the application for MV Tax Exemption from Goldenrod Hills Community Action Council. ROLL CALL VOTE; Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Hartnett, to reconvene as Board of Commissioners. ROLL CALL VOTE; Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea UNANIMOUS MOTION CARRIED Jim Graham and Don Ritchey gave a report on the progress of E911. The committee has the necessary signatures to start a surcharge. The first step after starting the surcharge will be to map the county. It will take 90 days to initiate the surcharge and it would be six months before the county would receive any money. Commissioner Bobier moved, seconded by Commissioner Hartnett, to have Ted Piepho, County Clerk, write to US West to set up a contract to initiate the surcharge. ROLL CALL VOTE; Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett- Yea UNANIMOUS MOTION CARRIED Jim Graham appointed Don Ritchey subchairman in charge of mapping. Mr. Ritchey felt that most of the mapping could be done by committee members with advice from Siouxland Engineering. This would save money. There was general discussion on a county wide recycling committee. Commissioner Hartnett moved, seconded by Commissioner Bobier, to establish a county wide recycling committee with Commissioner Hartnett and Commissioner Huggenberger being the two members that are commissioners. The other members of the committee to be named at a later time. ROLL CALL VOTE; Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea UNANIMOUS MOTION CARRIED The possibility of hiring Dan Williams as a consultant for the joint law enforcement and dispatch center was discussed. Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to negotiate a contract with Dan Williams as consultant for the joint law enforcement and dispatch center. ROLL CALL VOTE; Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea UNANIMOUS MOTION CARRIED Commissioner Hartnett moved, seconded by Commissioner Hirschbach, to continue the County's commitment to NIRMA by accepting the following contract. RESOLUTION 91-1 AND ADDENDUM TO INTERLOCAL AGREEMENT

WHEREAS, DAKOTA County entered into an Interlocal Agreement with other Nebraska Counties to form and participate in the Nebraska Intergovernmental Risk Management Association (NIRMA) and the Nebraska Intergovernmental Risk Management Association II (NIRMA II); and

WHEREAS, NIRMA and NIRMA II have provided coverage to the county which meets and exceeds that which was provided by traditional carriers, and

WHEREAS, NIRMA AND NIRMA II provides Risk Management services such as loss prevention, claims and litigation management, and coverage tailored to county exposure, all of which are not economically available from other sources; and

WHEREAS THE Risk Management services are essential for the efficient use of taxpayer dollars; and

THEREFORE BE IT RESOLVED, that the DAKOTA County Board hereby:

1. Extends its commitment to participate in NIRMA and NIRMA II for the three years beginning August 1, 1991 through July 31, 1994, and 2. This Resolution shall serve as an addendum to the original Interlocal Agreements entered into by the Board.

Passed and approved this 21st day of January, 1991.

ATTEST:

County Board Members:

County Clerk

ROLL CALL VOTE; Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea UNANIMOUS MOTION CARRIED Chairman Huggenberger appointed Jack Bobier to serve as alternate to the NE Nebraska Housing. Commissioner Rohde moved, seconded by Commissioner Bobier, to approve the claims and payroll as presented by the county clerk. COUNTY ROAD PAYROLL: Gross salaries- \$5245.63, Employers Social Security- \$428.74, Employers Share Blue Cross- \$568.79, Employers Share Retirement- \$292.58. Kenneth D. Hansen- 548.00, Walter Heinemann- 624.80, Robert Jacobsen- 624.80, Richard McNear- 616.80, Marlan G. Millard- 624.80, Willis Roeber- 620.80, Earl K. Stading- 620.80, Raymond Reed Jr.- 616.80, Randall A. Crombie- 616.80, Arnold Mellick- 705.73. ROAD FUND Employee withholding paid to: Federal- 458.03, State- 136.60, FICA- 428.74, Retirement- 199.05, Blue Cross- 485.26, Lone Star- 9.76, Colonial- 130.39, Union Dues- 98.00, Credit Union- 17.00. COUNTY GENERAL FUND: Gross salaries- \$40913.35, Employers Social Security- \$3031.69, Employers Share Blue Cross- \$3337.20, Employers Share Retirement- \$1726.55. Gretchen R. Hirschbach- 346.15, Daniel J. Rohde- 346.15,

Jack D. Bobier- 346.15, Jackie Hartnet- 346.15, James Huggenberger- 346.15, Theodore A. Piepho- 942.30, Marilyn Davis- 615.38, Phyllis Ridge- 440.10, Lisa Rhodman- 401.88, Nanci Walsh- 392.50, Robert H. Giese- 942.30, Irene VanLent- 640.00, Charlotte J. Doenhoefer- 520.00, Ruth M. Jensen- 520.00, Ruth P. Warnock- 520.00, Mardell A. Sorensen- 520.00, Mark J. Dorcey- 346.15, Margaret Rahn- 640.00, Shirley Sides- 24.75, Betty O'Neill- 942.30, Madelyn S. Thorsland- 640.00, Shirley A. Bentz- 540.00, Karen S. Twohig- 520.00, Lori McClaren- 730.63, Douglas Lehman- 831.30, Dennis Tank- 698.25, Rita Deichert- 427.88, Cindy Huggenberger- 579.57, Colene H. Boyle- 942.30, Veronica Grijalba- 640.00, Shirley J. Frank- 322.88, Janet Engel- 526.50, Shirley Sides- 206.25, Klemett Dean- 816.16, Marvin G. Nielsen- 520.00, Patricia A. Stingley- 568.00, James L. Wagner- 1153.85, Linda E. Wilson- 640.00, Randall J. Walsh- 750.00, Martin V. Hohenstein- 767.24, Paul F. Gomez- 537.60, Sharon L. Hartnett- 396.80, Joy K. Nixon- 345.60, Sharon L. Graves- 474.60, Kenneth Blaker- 721.04, Stephen Heide- 673.80, Rodney Herron- 698.37, Robert Johnson- 876.45, Robert Doenhoefer- 634.62, Bonnie Kempers- 400.00, Kurt A. Hohenstein- 942.30, Douglas Luebe- 673.08, Pamela Koster- 544.38, Laura Knox- 1076.92, Cherie Hogan- 472.00, Tracey Eslick- 440.00, Rita E. Legg- 375.40, Neva M. Neal- 140.30, Adrienne G. Harral- 559.00, Brian R. Lamb- 594.00, Linda J. Schovanec- 364.52, Brian Lamb- 15.00, Jason Johansen- 527.65, Kathleen Hansen- 561.20, Jeanette Wessendorf- 568.00, Gary Buck- 473.00, Jeanette Wessendorf- 10.00, Todd Trobaugh- 473.00, Sandra Gutierrez- 490.00, Todd Trobaugh- 45.00, Bruce Hovey- 115.38, Margaret Kunzie- 507.00, Larry Hansen MD- 69.23, Janice C. Brown- 758.40, Gloria Ann Dwyer- 448.95, Diane M.C. Spink- 311.54, Warren Johnston- 640.00. GENERAL FUND Employee withholding paid to: Federal- 4130.63, State- 1059.98, FICA- 3031.69, Retirement- 1151.02, Blue Cross- 799.53, Lone Star- 2.44, Colonial- 557.18, Credit Union- 1701.63, Deferred Comp.- 125.00, Garnishments- 278.10. COUNTY WEED CONTROL FUND: Gross salaries- \$475.09, Employers Social Security- \$36.34, Employers Share Blue Cross- 56.92, Employers Share Retirement- 22.80. R. Richard Graham- \$475.09. WEED FUND Employee withholding paid to: Federal- 48.50, State- 13.09, FICA- 36.34, Retirement- 15.20. GENERAL: Traci Bodlak, cakes - 40.00, Garvey's Trophy Shoppe, name plate - 2.50, Joe Morten & Son, bond - 85.00, SSC Star, notice - 21.96, Godberson/Shuminsky, atty fees - 5000.00, D.A.S. Material Division, book - 13.45, Datamasters, services - 1050.00, Marilyn Davis, mileage - 27.44, Garvey Trophy Shoppe, services - 1.50, Joe Morten & Son, bond - 85.00, Midwest Typewriter Co, repair - 50.00, NE Nebr Clerks/Elec Comm/Reg of Deeds, dues - 10.00, NACO, dues - 25.00, R.L Polk & Co, services - 97.50, R.L. Polk & Co, services - 64.96, Phyllis Ridge, mileage - 7.84, SC Stationery, supplies - 195.68, SSC Star, supplies - 762.25, Walmart, answering machine - 69.72, Linda Gagnon, services - 100.00, Midwestern Paper Co, labor - 40.00, IBM Corp, maint. agreement - 157.70, Pitney Bowes, repair - 12.77, Robert Giese, mileage - 55.86, Nadine Johanson, services - 17.00, Monroe Systems for Business, contract - 39.00, SC Stationery, supplies - 19.23, Standard Register, service agreement - 232.00, Joe Morten & Son, bond - 382.00, Joe Morten & Son, bond - 85.00, Norfolk Printing, expenses - 131.75, NACO, dues - 25.00, Sioux Valley Comm, pagers - 95.00, Shirley Bentz, mileage - 1.72, Dennis Tank, mileage - 122.26, Cindi Huggenberger, mileage - 131.57, Doug Lehman, mileage - 238.39, Joe Morten & Son, bond - 85.00, Trampe & Associates, reappraisal - 28701.63, Redfield & Co, supplies - 286.00, Sioux Bus. Prod, supplies - 15.80, Executive Copy Systems, repair - 77.32, Betty O'Neill, expenses - 37.12, Midwestern Paper Co, forms - 108.00, Homer Comm School, contract - 340.00, Homer Comm Schools, expenses - 75.00, Mel Waldner, mileage - 174.55, Siouxlnd Engineering Assoc, services - 708.33, Sioux Bus. Prod, supplies - 23.75, Iowa Office Supply, supplies - 96.23, Norfolk Printing, supplies - 553.50, SC Stationery, supplies - 19.69, Redfield & Co, supplies - 151.49, Joe Morten & Son, bond - 119.00, Nebr Law Review, Dak Co Court - 36.75, Rodney Smith, cash adv - 34.90, Sioux Bus. Prod, supplies - 6.08, Microfilm Serv. Bureau, supplies - 2998.91, R.L. Polk & Co, Rodney Smith -

68.21, D.A.S. Material Div, expenses - 40.11, Norfolk Printing, supplies - 240.50, Veralex, services - 39.76, West Publishing Co, expenses - 290.75, Clerk of Dist Court, court costs - 1869.72, Suzanne Brudigan, services - 244.90, Tri-County Guid. Ctr, evaluation - 40.00, Coffee King, coffee - 57.90, The Paddock, lunches - 197.05, Hungry's North, lunches - 65.83, Stuart Mills, atty fee - 56.25, Robert Rehan, atty fee - 1721.10, Robert Deck, atty fee - 571.85, Francis Goodwin, atty fee - 186.52, William Giles, atty fee - 966.21, Hurley Law Office, atty fee - 144.00, Hurley Law Offices, atty fee - 208.05, Wm Binkard, atty fee - 258.82, Wm Binkard, atty fee - 278.24, Wm Binkard, atty fee - 295.73, Wm Binkard, atty fee - 128.96, Wm Binkard, atty fee - 151.46, Duane Hoffmeyer, atty fee - 27.10, Matthew Bender, book - 188.80, Lawyers Co-operative Publ. Co, books - 211.20, West Publishing, books - 81.50, Dakota Co Sheriff, court costs - 743.92, Frank Gonzalez, interpret - 25.00, Frank Gonzalez, interpret - 62.50, Frank Gonzalez, interpret - 25.00, Frank Gonzalez, interpret - 50.00, Hilda Balderas, interpret - 25.00, Wm Binkard, atty fee - 86.26, Wm Binkard, atty fee - 434.90, Wm Binkard, atty fee - 188.69, Tim Shuminsky, atty fee - 388.34, Duane Hoffmeyer, atty fee - 189.80, Wm Giles, court costs - 570.00, Wm Giles, court costs - 793.91, Wm Giles, court costs - 165.00, Robert Deck, atty fee - 244.50, Robert Deck, atty fee - 162.50, Randy Hisey, atty fee - 624.75, Randy Hisey, atty fee - 815.70, Randy Hisey, atty fee - 260.00, Randy Hisey, atty fee - 330.00, Craig Lane, services - 370.00, Robert Rehan, atty fee - 454.60, Stuart Mills, atty fee - 280.50, Don Fitch, atty fee - 235.57, Maurice Redmond, atty fee - 368.30, Maurice Redmond, atty fee - 292.30, Maurice Redmond, atty fee - 609.89, Maurice Redmond, atty fee - 272.90, Crary, Huff, Raby, Inkster, Hecht, & Sheehan, atty fees - 90.00, Crary, Huff, Raby, Inkster, Hecht, & Sheehan, atty fee - 90.00, Crary, Huff, Raby, Inkster, Hecht, & Sheehan, atty fee - 90.00, Crary, Huff, Raby, Inkster, Hecht, & Sheehan, atty fee - 101.25, Crary, Huff, Raby, Inkster, Hecht, & Sheehan, atty fee - 22.50, Crary, Huff, Raby, Inkster, Hecht, & Sheehan, atty fee - 135.00, Crary, Huff, Raby, Inkster, Hecht, & Sheehan, atty fee - 75.50, Colene Boyle, mileage - 23.04, Veronica Grijalba, mileage - 23.04, Allen Heating, services - 62.00, Allen Heating, services - 44.50, Bahr Plumbing, services - 131.93, Bean Electric, services - 468.33, Black's Welding & Son, services - 30.00, Carter Elevator, services - 50.00, Coast to Coast, supplies - 156.02, City of DC, utilities - 2692.62, Curry Floor, services - 55.12, Craig Dean, expenses - 55.00, Klemmett Dean, supplies - 9.00, Klem Dean, mileage - 45.36, R & J Gill Disposal, services - 100.00, Russ Helzer, service - 140.00, Midwest Gas, expense - 851.00, Jackson Glass, repairs - 203.20, Robertson Implement, services - 12.52, Sioux Valley Communications, pager rental - 21.00, State of NEB, storage tank - 50.00, Western Paper, supplies - 184.35, Dakota County Extension, expenses - 547.70, Dak Co Extension, expenses - 5075.33, James Wagner, clothing - 10.00, Randall Walsh, clothing - 10.00, Martin Hohenstein, clothing - 10.00, Kenneth Blaker, clothing - 10.00, Steve Heide, clothing - 10.00, Rodney Herron, clothing - 10.00, Robert Johnson, clothing - 10.00, Robert Doenhoefer, clothing - 10.00, State of Neb Communication, teleprinter - 385.00, Capital City Extradition Service - expenses - 409.22, Joe Morten & Son, bond - 85.00, Dak Co Sheriff, expenses - 173.23, Executive Copy, services - 71.95, Crystal Oil, services - 157.05, Dak Co Road Dept, expenses - 2007.80, K & S Services, services - 953.72, SC Stationery, supplies - 113.68, Sioux Bus Products, supplies - 89.60, C & H Heavy Duty Specialist, services - 25.00, Team Ford, services - 217.25, Pronto, fuel - 18.19, Jackson Glass, services - 369.12, DAS Material Div, books - 42.45, Harolds, services - 122.84, JQ Office Equip, repairs - 565.25, Jill Avery, atty fee - 64.00, Suzanne Brudigan, atty fee - 87.20, Callaghan & Co, services - 58.51, Clerk of Legislature, research - 18.61, Computerland, software - 497.00, Dak Co Judge, bill of exceptions appeal - 30.00, Dak Co Treasurer, cash advance - 100.00, EconoLodge, lodging - 51.88, Fox Den, reimbursement - 10.00, Harolds, services - 41.25, Hennepin Co Dist Court, court costs - 40.00, Joe Morten & Son,

bond - 85.00, Lawyers Cooperative, services - 54.00, Madison Co Sheriff, guardianship - 39.36, Matthew Bender, expenses - 200.00, Midwest Bus Products, supplies - 12.00, Midwest Typewriter, services - 103.00, Pathology Med. Services of Sooland, autopsy reports - 1660.80, Selective Software, software - 79.85, Sioux Business Prod, supplies - 56.80, Sioux Valley Communications, pager rental - 21.00, Ruth Todd, search - 540.00, Kurt Hohenstein, mileage - 51.25, Nebr Crime Comm, films - 8.00, Hy-Vee, supplies - 2314.14, Metz Baking, supplies - 113.39, Coffee King, coffee - 61.90, P.A. Braunger, supplies - 692.66, Gillette Dairy, supplies - 407.27, Carpenter Paper Co, supplies - 186.20, The Paper Company, cups - 77.01, Cedar Co Sheriff, expenses - 3725.00, Dixon Co Sheriff, expenses - 4875.00, Saunders Co Sheriff, expenses - 4440.00, Lincoln Correctional Ctr, expenses - 912.00, Pierce Co Sheriff, expenses - 1200.00, Washington Co Sheriff, expenses - 3325.00, Jack's Uniform, uniforms - 131.85, Sioux Sales Co, ID - 7.00, Emblem Enterprises, emblems - 240.38, Wayne Juv Detention Ctr, expenses - 780.00, Western Paper & Supply, supplies - 110.86, Dak Co Sheriff, schooling - 124.49, Walmart, supplies - 134.68, SC Stationery, supplies - 4.26, Joe Morten & Son, bond - 85.00, Wayne Wheeler, services - 1180.00, Helen Gatewood, audit - 25.00, SC Stationery, supplies - 16.56, Diane Spink, mileage - 37.11, Jan Brown, mileage - 113.76, Elva Nottleman, services - 176.00, SSC Star, services - 43.92, Sioux Bus Products, supplies - 47.86, SSC Star, services - 22.00, NE NEBR Rural Public Power Dist, expenses - 45.00, AT&T, services - 1324.40, C&H Heavy Duty Specialists, storage - 425.00, Dakota City Postmaster, postage - 1500.00, Dak Co State Bank, services - 7.50, Margaret Kunzie, mileage - 20.78, Nat'l Info Data Ctr, book - 34.90, NACO, assessment - 716.00, Ted Piepho, expenses - 6.37, Pitney Bowes, postage rental - 117.00, Region IV, services - 4473.58, Region IV, services - 4037.50, US Post Office, fees - 60.00, Thompson Publishing Group, books - 196.50, US West, bill - 1214.91, US West, bill - 45.37, Employers Social Security, FICA - 25.46, Datamasters, W2 forms - 235.00. ROAD & BRIDGE: A-1 Auto Salvage, paint - 25.00, Aretex (Means), towing - 42.45, Certified Testing Serv, concrete - 39.20, City of SSC, electric - 155.34, Randy Crombie, plugs - 25.00, Coast to Coast, supplies - 25.83, Dakota Auto Parts, parts - 84.35, Dak Co Assessor, services - 3.89, Davidson Lumber, spikes - 48.78, Farmers Cooperative, supplies - 4701.94, Filter Care, filter - 11.35, Firestone, tubes - 13.31, Great Plains International, switch D26 - 14.27, Higman Sand & Gravel, rock - 779.75, Joe's Surplus, supplies - 107.21, Linweld, contract - 28.50, Mantek, staunch - 287.33, Marlan Millard, services - 50.51, NEB Public Power Dist, expenses - 108.07, NE Neb RPPD, radio tower - 90.00, Newman Signs, signs - 218.64, Paper, Calmenson, & CO, blades - 4787.40, Willis Roeber, plugs - 15.00, Siouxland Engineering, services - 1210.50, State of NEB, tank fees - 50.00, US West, services - 56.80, Van Waters & Rogers, calcium Chloride - 247.50, Warren Oil, diesel - 1069.28, Ziegler, services - 5187.92. MAJOR ROAD & BRIDGE FUND: Siouxland Engineering, services - 2218.63. POOR RELIEF: Poor Relief, rent - 68.90, Becker-Hunt Funeral Home, funeral - 1400.00, Redler's Pharmacy, supplies - 804.45, Benthack Clinic, Christiansen - 58.25, Wayne Dental Clinic, Williams - 10.00, Sacred Heart Hospital, Petty - 227.10, Yankton Radiology, Petty - 41.00, Yankton Medical Clinic, services - 67.00, Barr Drug, supplies - 35.80, James Drug Inc, supplies - 3.09, Marian Health Center, services - 835.87, Grandview Health Resource, services - 235.00, James G Litel, Joseph Wright - 31.00, Sav-Mor, Christiansen - 12.73, Keller Pharmacy, supplies - 19.20, Dakota Family Dentistry, services - 184.00, J & R Pharmacy, supplies - 267.29, Lincoln Correctional, Kropuenske - 118.45. VETERANS: Warren Johnston, aid - 1,000.00. CRIME ASSISTANCE FUND: Evonne Kramper, expenses - 2059.69. WEED: Big A, services - 26.30, Cornbelt Chemical, services - 344.00, Dakota Co Clerk, service chg - 6.00, Omaha World Herald, supplies - 3.75, Perkins Stationery, services - 36.79, Joe Morten & Son, bond - 85.00, NACO, registration - 110.00, Finance & Accounting, expenses - 80.75, Jury fees, Sept. term - 1698.26. ROLL CALL VOTE; Hartnett-Yea, Rohde-Yea,

Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea UNANIMOUS MOTION CARRIED There was general discussion on the jail and also the civil defense director. The board felt that for a clerical fee Linda Wilson could fill out the L.E.P.C. form that needed to be returned. Arnie Mellick suggested making an agreement with the Albertson brothers to do a one time shot of gravel on their road. This seemed to everyone to be a pretty good idea. The Road Committee would talk it over with the Albertsons. Commissioner Rohde moved, seconded by Commissioner Hartnett, to adjourn. ROLL CALL VOTE; Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea UNANIMOUS MOTION CARRIED at 4:25 p.m. The County Board reconvened their meeting at 7:00 p.m., Tuesday January 22, 1991, at the Marina Inn and met with the South Sioux City Council, the South Sioux City School District, and the Dakota City Council. PRESENT WERE: Commissioners Huggenberger, Rohde, Bobier, Hartnett, Hirschbach and Ted Piepho, Secretary. Shirley Sides, Councilperson from Dakota City, had the invocation. Kurt Hohenstein spoke first due to other obligations. Mr. Hohenstein addressed the Joint Law Enforcement facility and the progress to date on the project. He mentioned the fact that Sioux City has two jails, neither of which is adequate. Mr. Hohenstein feels that if we are going to build a new facility it should be done right. Mayor Larson introduced the members of the South Sioux City Council. Councilman Aitken was absent. Mayor Larson's opening comment was that South Sioux City was happy to host the meeting. He especially welcomed Dakota City as special guest. Commissioner James Huggenberger, Chairman of the Dakota County Board of Commissioners, introduced the other members of the board to the group. Chairman Huggenberger commented on the reappraisal by the county and the completion date of the project. He briefly spoke of comments he has heard from taxpayers and that was taxpayers don't mind paying their fair share. One of the priorities of the board and the goal of the reappraisal is to equalize. Chairman Huggenberger also mentioned the topic of a new jail and then spoke about the E911 surcharge. He noted that the county board had, in their meeting January 21, 1991, authorized a surcharge of 50¢ per line for the entire county. The implementation of E911 will require that a new mapping system be devised. Members of a committee responsible for that have been appointed. Chairman Huggenberger concluded by addressing that there is interest in joining Sioux City's Airport Authority. Joining Sioux City's Airport Authority was contingent upon several factors which must be considered. Dr. Phil Slavens spoke on behalf of the South Sioux City School District. April Nettley presented information on Drug and Alcohol. Surveys were conducted with students from the South Sioux City School District. Commissioner Hirschbach was asked to address the hiring of William's Consultant Services. She informed the delegation that the County had approved contracting with Williams to study and work with the county in determining what action would be appropriate for the construction of a new jail. South Sioux City, upon learning the County had hired Williams, took action of their own and that was they would approve hiring Williams and would pay 50% of the cost. Randy Geeting of the City of South Sioux City addressed the growth pattern of the city and highlighted these patterns on a map of the city. Bob Jackson spoke on behalf of Van Phillips who was absent. He offered comments on the progression of the remodeling of South Sioux City Schools. Commissioner Hartnett spoke, at the request of Leonard Gill, on the topic of recycling. The county is establishing a county wide committee in an effort to get a head start on recycling. The committee will be made up of two members from South Sioux City, two from Dakota County, and one from each city or village in the county. John McNeill of the South Sioux City Chamber of Commerce addressed economic development and how South Sioux City has grown over the past 4-6 years. He also said it is necessary to continue economic development efforts to bring new business to the area. Commissioner Hartnett moved, seconded by Commissioner Hirschbach, to adjourn at 8:50 p.m. ROLL CALL VOTE; Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea UNANIMOUS MOTION CARRIED ATTEST:

Board Chairperson * * * * *
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County Clerk

DAKOTA COUNTY BOARD OF COMMISSIONERS
FEBRUARY 4, 1991 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called their regular scheduled meeting to order at 1:30 p.m. Present were Commissioners Huggenberger, Hartnett, Hirschbach, Rohde, Bobier and Ted Piepho, Secretary. Commissioner Rohde moved, seconded by Commissioner Bobier, to approve the minutes of the January 21, 1991 and January 22, 1991 meetings as typed in the official record. ROLL CALL VOTE; Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea UNANIMOUS MOTION CARRIED Betty O'Neill appeared before the board. She presented tax list corrections and the 1991 proposed Ag land values. Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to approve the tax list corrections as follows: Gail Brunick, Homestead Exemption reinstated, -464.31, Jimmie or Marilyn Bowman, Sold Mobile Home, +207.87, Jack Lee Sr. or Teresa Wolf, moving mobile home out of state, +481.68, Iowa Beef Processors, Inc., District Court Case, -29738.12, Iowa Beef Processors, Inc., District Court Case, -33445.63, Home Federal Savings & Loan, Mobile home repoed-taxes paid, +362.29, United Federal, mobile home repoed-taxes paid, +381.14. ROLL CALL VOTE; Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea UNANIMOUS MOTION CARRIED Chairman Huggenberger stated that after visiting with the Assessor's office, it was decided that they needed another computer to be able to meet the April 1st deadline. Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve the purchase of a computer for the Assessor's office for \$4,317. ROLL CALL VOTE; Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea UNANIMOUS MOTION CARRIED Klem Dean appeared before the board with an engineer's contract for the board to sign for the replacement of the fuel tank. Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to set the opening of the bids for the fuel tank replacement at 1:35 p.m. February 19, 1991 and to approve the engineer's contract as presented. ROLL CALL VOTE; Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea UNANIMOUS MOTION CARRIED Robert Giese, County Treasurer, gave the treasurer's reports for August, September, October, November, and December. The County Clerk presented the County Clerk's report, the Register of Deeds report and the Clerk of District Court's report for December. Chairman Huggenberger opened the public hearing for the budget of the Visitor's Promotion Fund at 2:00 p.m. The County Clerk briefly explained that in order to spend any revenues collected between April and July from the lodging tax, the county budget had to be amended. He has budgeted for \$15,000 revenues and \$15,000 expenses for this time period. No one was in the audience to support or oppose the Visitor's Promotion Budget. Chairman Huggenberger closed the hearing at 2:05 p.m. Commissioner Hirschbach moved, seconded by Commissioner Bobier, to adopt the budget as proposed by the County Clerk. ROLL CALL VOTE; Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea UNANIMOUS MOTION CARRIED Commissioner Hirschbach moved, seconded by Commissioner Rohde, to hold the 1x6 Year Road Hearing February 19, 1991 at 2:00 p.m. ROLL CALL VOTE; Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea UNANIMOUS MOTION CARRIED Arnie Mellick appeared

before the board to discuss the possibility of selling two old pull behind dirt scrapers because they aren't being used. Also mentioned was an old Sheriff's car. The board suggested Arnie check with the other departments to see if any of them had surplus equipment they wish to advertise. The board talked briefly about a civil defense director and decided to put it on the agenda for February 19, 1991. Lee Tramp appeared before the board requesting the county to deed a section of 1st Street and Wood Avenue adjacent to some of his property so that he could sell it all. The commissioners felt that they should contact the County Attorney before making any decision. Commissioner Huggenberger gave a report on the progress of the reappraisal. Commissioner Bobier left at 2:30 p.m. Commissioner Hartnett gave a brief report on the Jail Core Committee meeting. Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve the payroll claims as follows: COUNTY ROAD PAYROLL: Gross salaries- \$6220.13, Employers Social Security- \$428.74, Employers Share Blue Cross- \$568.79, Employers Share Retirement- \$298.58. Kenneth D. Hansen- 548.00, Walter Heinemann- 624.80, Robert Jacobsen- 624.80, Richard McNear- 616.80, Marlan G. Millard- 624.80, Willis Roeber- 620.80, Earl K. Stading- 620.80, Raymond Reed Jr.- 616.80, Randall A. Crombie- 616.80, Arnold Mellick- 705.73. ROAD FUND Employee withholding paid to: Federal- 458.03, State- 136.60, FICA- 428.74, Retirement- 199.05, Blue Cross- 485.26, Lone Star- 9.76, Colonial- 130.39, Union Dues- 98.00, Credit Union- 17.00. COUNTY GENERAL FUND: Gross salaries- \$39,361.37, Employers Social Security- \$2906.58, Employers Share Blue Cross- \$3394.12, Employers Share Retirement- \$1695.16. Gretchen R. Hirschbach- 346.15, Daniel J. Rohde- 346.15, Jack D. Bobier- 346.15, Jackie Hartnett- 346.15, James Huggenberger- 346.15, Theodore A. Piepho- 942.30, Marilyn Davis- 615.38, Phyllis Ridge- 436.05, Lisa Rhodman- 401.88, Nanci Walsh- 360.00, Robert H. Giese- 942.30, Irene VanLent- 640.00, Charlotte J. Doenhoefer- 520.00, Ruth M. Jensen- 520.00, Ruth P. Warnock- 520.00, Mardell A. Sorensen- 520.00, Mark J. Dorcey- 346.15, Margaret Rahn- 640.00, Betty O'Neill- 942.30, Madelyn S. Thorsland- 640.00, Shirley A. Bentz- 540.00, Karen S. Twohig- 520.00, Lori McClaren- 560.00, Douglas Lehman- 700.00, Dennis Tank- 560.00, Rita Deichert- 420.00, Cindy Huggenberger- 420.00, Colene H. Boyle- 942.30, Veronica Grijalba- 640.00, Shirley J. Frank- 304.50, Janet Engel- 540.00, Shirley Sides- 187.00, Klemett Dean- 816.16, Marvin G. Nielsen- 520.00, Patricia A. Stingley- 568.00, James L. Wagner- 1153.85, Linda E. Wilson- 640.00, Randall J. Walsh- 750.00, Martin V. Hohenstein- 720.00, Paul F. Gomez- 512.00, Sharon L. Hartnett- 512.00, Joy K. Nixon- 307.20, Sharon L. Graves- 452.00, Kenneth Blaker- 637.80, Stephen Heide- 673.80, Rodney Herron- 653.85, Robert Johnson- 653.85, Robert Doenhoefer- 634.62, Bonnie Kempers- 400.00, Kurt A. Hohenstein- 942.30, Douglas Luebe- 673.08, Pamela Koster- 524.88, Laura Knox- 1076.92, Cherie Hogan- 476.43, Tracey Eslick- 440.00, Rita E. Legg- 341.26, Neva M. Neal- 170.20, Adrienne G. Harral- 617.50, Brian R. Lamb- 553.50, Linda J. Schovanec- 327.38, Jason Johansen- 488.00, Kathleen Hansen- 500.20, Jeanette Wessendorf- 480.00, Gary Buck- 451.00, Gary Buck- 20.00, Todd Trobaugh- 451.00, Sandra Gutierrez- 459.20, Bruce Hovey- 115.38, Margaret Kunzie- 480.00, Larry Hansen MD- 69.23, Janice C. Brown- 758.40, Gloria Ann Dwyer- 436.65, Diane M.C. Spink- 176.82, Warren Johnston- 640.00. GENERAL FUND Employee withholding paid to: Federal- 3902.18, State- 1000.00, FICA- 2906.58, Retirement- 1130.08, Blue Cross- 863.44, Lone Star- 2.44, Colonial- 557.18, Credit Union- 1681.63, Deferred Comp.- 125.00, Garnishments- 277.06. COUNTY WEED CONTROL FUND: Gross salaries- \$475.09, Employers Social Security- \$36.34, Employers Share Blue Cross- 56.92, Employers Share Retirement- 22.80. R. Richard Graham- \$475.09. WEED FUND Employee withholding paid to: Federal- 48.50, State- 13.09, FICA- 36.34, Retirement- 15.20. ROLL CALL VOTE; Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Absent, Hirschbach-Yea UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Hartnett, to adjourn. ROLL CALL VOTE; Rohde-Yea, Huggenberger-Yea, Bobier-Absent, Hirschbach-Yea, Hartnett- Yea UNANIMOUS MOTION CARRIED at 2:55

p.m. ATTEST: _____

County Clerk

Board Chairperson * * * * *
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DAKOTA COUNTY BOARD OF COMMISSIONERS
FEBRUARY 19, 1991 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called the meeting to order at 10:00 a.m. PRESENT: Commissioners Huggenberger, Rohde, Hartnett, Bobier and Ted Piepho, Secretary. ABSENT: Commissioner Hirschbach. Commissioner Hartnett moved, seconded by Commissioner Rohde, to approve the minutes of the February 4, 1991 meeting as typed in the official record. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Commissioner Hirschbach arrived at 10:08 a.m. Stan Trampe appeared before the board regarding the reappraisal. Stan stated that they are working three shifts on the computer. The Residential and Commercial will be done on time, but may not have the farm improvements. He would like to put everything on at once. A bottleneck is occurring at the computer downstairs. It is running from 6 a.m. to midnight. The biggest problem is printing and getting stuff in the computer. The girls are 500 to 600 behind on the residential. They are planning on being done with the residential by March 1 to March 5. Thirty percent of the pickup work is done. Discussion was had about putting commercial and residential on this year and Ag. improvement next year. It was discussed about doing the urban acreages. Stan stated they would do this by taking a few sections outlying Dakota City and South Sioux City to get the acreages just outside the city limits on this year. Mr. Trampe noted that this would catch the bulk of the acreages. The problem with getting all the Ag. improvements on is the driving time. The board discussed the claims. The Sheriff requested that the \$250 deductible on the Sheriff's car be paid out of miscellaneous. The miscellaneous budget is already over, therefore the commissioners requested that the \$250 be paid out of the Sheriff's budget. The board recessed for lunch at 11:45 a.m. The board reconvened at 1:30 p.m. Don Linafelter asked if there was any intention of building up the road running to the saw mill. He suggested cleaning out the ditches and that the road in front of the truck wash to the highway be paved. Commissioner Hirschbach moved, seconded by Commissioner Rohde, to convene as Board of Equalization at 1:37 p.m. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Betty O'Neill, County Assessor, presented three applications for motor vehicle exemption. The applications were from: St. Michael's Church for a 1987 Ford VIN 1FABP36XHK115788, St. Michael's School for a 1984 Ford VIN 1FABP3938EG192954, and Region IV for a 1979 Chevrolet VIN CCL249J130405. Commissioners Bobier moved, seconded by Commissioner Hartnett, to approve the application for MV Exemption as presented. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to reconvene as Board of Commissioners at 1:39 p.m. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Klem Dean appeared before the board and advised them that he did not receive any bids for installation of the fuel tank. It was suggested that Klem solicit any bids he could and present them to the board. The board discussed the advertising for and hiring of a part time civil defense director. Commissioner Rohde moved, seconded by Commissioner Hirschbach, to table the hiring and advertising of the Civil Defense Director position. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-

Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED Commissioner Bobier moved, seconded by Commissioner Hartnett, to advertise the surplus equipment for sale. This surplus equipment includes: 1960 CATERPILLAR 10 yard Scraper - Model #60; 1961 CATERPILLAR 12 yard Scraper - Model 8C#70 - (SN 8C2462); 1985 FORD 4 door Crown Victoria, 8 cyl. Model LTD, white, VIN- 1FABP43F9FZ125665 (Property of Sheriff's Department); ALTOS 8000-10 computer-Oasis operating system; Tele Video-Model 950, terminal (2); Comrex printer, Model 420; Xerox Letter Quality Daisy Wheel printer; 4000 gallon fuel storage tank. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED Ted Piepho, County Clerk advised the board that in their motion to authorize a surcharge they had authorized US West but not NE Telephone which also serves a part of Dakota County. Commissioner Hartnett moved, seconded by Commissioner Rohde, to adopt the following resolution: R E S O L U T I O N 91-2 A RESOLUTION ESTABLISHING AN EMERGENCY 911 TELEPHONE SERVICE FOR THOSE AREAS OF DAKOTA COUNTY, NEBRASKA SERVICED BY NORTHEAST NEBRASKA TELEPHONE COMPANY. WHEREAS, Pursuant to Nebraska LB 240, the Board of County Commissioners of Dakota County, Nebraska, impose an Emergency 911 Telephone surcharge for Emergency Telephone services in Dakota County. WHEREAS, Nebraska LB 240 Provides that a governing body may provide for the operation of an Emergency 911 Telephone Service and may pay for it by imposing an Emergency 911 Telephone surcharge for such services in those portions in the governing body's jurisdiction for which Emergency 911 Telephone Service has been contracted, and, WHEREAS, THE Board of County Commissioners of Dakota County, Nebraska, has determined that Emergency 911 Telephone Communications systems further the public interest and protect the health, safety, and welfare of the people of Dakota County, Nebraska. NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS FOR DAKOTA COUNTY, NEBRASKA, as follows: 1. That in order to pay for such emergency 911 telephone services the Board of Dakota County, Nebraska Commissioners does hereby impose a monthly surcharge for each local exchange access line of fifty cents (50 cents) per month, and that such levy is made in accordance with Nebraska LB 240 section 7 through 15. 2. That the Board of Commissioners of Dakota County, Nebraska, pursuant to Nebraska LB 240 sections 7 through 15 shall be authorized to enter into a contract directly with the provider of the emergency 911 telephone services or may contract and cooperate with any public agency, or other political subdivisions for the administration of emergency 911 telephone services as provided by law. 3. That collection of such surcharge shall commence as soon as Northeast Nebraska Telephone Company can implement same in their monthly billings. Dated this 19th day of February, 1991. Attest: /s/Theodore A. Piepho DAKOTA COUNTY BOARD OF COMMISSIONERS Theodore A. Piepho Dakota County Clerk

_____ James Huggenberger, Chairman
Jack Bobier, Commissioner
Gretchen Hirschbach, Commissioner
Jackie Hartnett, Commissioner
Daniel Rohde, Commissioner

ROLL CALL VOTE:
Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Chairman Huggenberger opened the public hearing on the 1 X 6 year road plan at 2:00 p.m. Bruce Hovey, County Superintendent of Roads, gave a summary of the 1 X 6 plan. The one year projects are: C-22(55)BRO-7022(7), C-22(105), C-22(106), C-22(107), C-22(113), C-22(115), C-22(118), C-22(120), C-22(125), C-22(126), C-22(127), C-22(128), and C-22(129). Projects on the six year plan are: C-22(55)BRO-7022(7), C-22(105), C-22(106), C-22(107), C-22(113), C-22(115), C-22(120), C-22(125), C-22(126), C-22(127), C-22(128), C-22(129), C-22(54), C-22(72)BRO-7022(6), C-22(74), C-22(75), C-22(88)BRO-7022(9), C-22(94)BRO-7022(10), C-22(96), C-22(108), C-22(109), C-22(110), C-22(111), C-22(112), C-22(119), C-22(122), C-22(123), and C-22(124). Chairman Huggenberger closed the public hearing for the 1 X 6 year plan at 3:05 p.m. Commissioner

Rohde moved, seconded by Commissioner Bobier, to approve Resolution 91-3 as follows: RESOLUTION 91-3 WHEREAS, The Dakota County Board of Commissioners has held a Public Hearing at 2:00 P.M. Tuesday, February 19, 1991 at the Dakota County Courthouse, as previously advertised, and WHEREAS, County Highway Superintendent Bruce Hovey has presented to said Board at said Hearing the One & Six-Year Road Plan, NOW, THEREFORE, BE IT RESOLVED by the Dakota County Board of Commissioners that Said One & Six-Year Plan is hereby adopted with the provision that proposed construction will be done as funding allows. Adopted this 19th day of February, 1991, at Dakota City, Nebraska. THE DAKOTA COUNTY BOARD OF COMMISSIONERS ATTEST:

County Clerk

Chairman of the Board ROLL CALL

VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Bobier, to approve the claims and payroll as presented by the County Clerk. COUNTY ROAD PAYROLL: Gross salaries- \$6220.13, Employers Social Security- \$428.74, Employers Share Blue Cross- \$568.79, Employers Share Retirement- \$298.58. Kenneth D. Hansen- 548.00, Walter Heinemann- 624.80, Robert Jacobsen- 624.80, Richard McNear- 616.80, Marlan G. Millard- 624.80, Willis Roeber- 620.80, Earl K. Stading- 620.80, Raymond Reed Jr.- 616.80, Randall A. Crombie- 616.80, Arnold Mellick- 705.73. ROAD FUND Employee withholding paid to: Federal- 458.03, State- 136.60, FICA- 428.74, Retirement- 199.05, Blue Cross- 485.26, Lone Star- 9.76, Colonial- 130.39, Union Dues- 98.00, Credit Union- 17.00. COUNTY GENERAL FUND: Gross salaries- \$41,566.67, Employers Social Security- \$3,075.31, Employers Share Blue Cross- \$3394.12, Employers Share Retirement- \$1,753.76. Gretchen R. Hirschbach- 346.15, Daniel J. Rohde- 346.15, Jack D. Bobier- 346.15, Jackie Hartnett- 346.15, James Huggenberger- 346.15, Theodore A. Piepho- 942.30, Marilyn Davis- 615.38, Phyllis Ridge- 432.00, Lisa Rhodman- 280.00, Nanci Walsh- 400.63, Bertha Olson- 200.00, Robert H. Giese- 942.30, Irene VanLent- 640.00, Charlotte J. Doenhoefer- 520.00, Ruth M. Jensen- 520.00, Ruth P. Warnock- 520.00, Mardell A. Sorensen- 520.00, Mark J. Dorcey- 346.15, Margaret Rahn- 640.00, Shirley Sides- 88.00, Betty O'Neill- 942.30, Madelyn S. Thorsland- 640.00, Shirley A. Bentz- 570.39, Karen S. Twohig- 549.25, Lori McClaren- 665.00, Douglas Lehman- 1,310.55, Dennis Tank- 880.25, Rita Deichert- 660.34, Cindy Huggenberger- 715.50, Margaret Kunzie- 18.00, Colene H. Boyle- 942.30, Veronica Grijalba- 640.00, Shirley J. Frank- 342.57, Janet Engel- 540.00, Shirley Sides- 264.00, Klemett Dean- 816.16, Marvin G. Nielsen- 520.00, Glenn Sedivy- 137.50, Patricia A. Stingley- 568.00, James L. Wagner- 1153.85, Linda E. Wilson- 640.00, Randall J. Walsh- 750.00, Martin V. Hohenstein- 720.00, Eric Reed- 136.00, Paul F. Gomez- 588.80, Sharon L. Hartnett- 307.20, Joy K. Nixon- 307.20, Sharon L. Graves- 452.00, Kenneth Blaker- 637.80, Stephen Heide- 673.80, Rodney Herron- 653.85, Robert Johnson- 653.85, Robert Doenhoefer- 634.62, Bonnie Kempers- 400.00, Kurt A. Hohenstein- 942.30, Douglas Luebe- 673.08, Pamela Koster- 520.00, Laura Knox- 1076.92, Cherie Hogan- 472.00, Tracey Eslick- 429.00, Rita E. Legg- 346.51, Neva M. Neal- 158.70, Adrienne G. Harral- 520.00, Brian R. Lamb- 654.75, Linda J. Schovanec- 324.00, Jason Johansen- 488.00, Kathleen Hansen- 497.15, Jeanette Wessendorf- 492.00, Gary Buck- 440.00, Gary Buck- 10.00, Todd Trobaugh- 484.00, Sandra Gutierrez- 476.00, Kathleen Hansen- 10.00, Todd Trobaugh- 15.00, Bruce Hovey- 115.38, Margaret Kunzie- 492.00, Larry Hansen MD- 69.23, Janice C. Brown- 758.40, Gloria Ann Dwyer- 436.66, Diane M.C. Spink- 210.50, Warren Johnston- 640.00. GENERAL FUND Employee withholding paid to: Federal- 4166.48, State- 1074.08, FICA- 3075.31, Retirement- 1169.18, Blue Cross- 863.44, Lone Star- 2.44, Colonial- 557.18, Credit Union- 1681.63, Deferred Comp.- 125.00, Garnishments- 238.69. COUNTY WEED CONTROL FUND: Gross salaries- \$475.09, Employers Social Security- \$36.34, Employers Share Blue Cross- 56.92, Employers Share Retirement- 22.80. R. Richard Graham- \$475.09. WEED FUND Employee withholding paid to: Federal- 48.50, State-

13.09, FICA- 36.34, Retirement- 15.20. GENERAL FUND Jim Huggenberger, mileage & meals,- \$128.66; Joe Morten & Son, bond- \$85.00; SSC Star, publications- \$883.09; Checkwriter Systems, Service contract- \$167.40; Dakota County Clerk, Duplicate title- \$10.00; Midwest Typewriter Co., supplies- \$56.62; S.C. Stationery Co., supplies- \$1101.10; SSC Star, publication- \$106.54; UARCO, tools- \$59.95; Nadine Johanson, service benefit- \$17.00; Robert H. Giese, mileage- \$52.19; Joe Morten & Son, bond- \$30.00; Robert H. Giese, notary stamp- \$20.00; NE Dept. of Revenue, qtrly billing- \$2057.68; Des Moines Stamp Co., notary stamp- \$18.30; SSC Star, report- \$100.82; Sioux Bus. Prod., supplies- \$8.50; Lori McClaren, mileage- \$77.67; Dennis Tank, mileage- \$77.18; Cindy Huggenberger, mileage- \$75.46; Doug Lehman, mileage- \$398.13; Sioux Valley Comm., supplies- \$95.00; Anytime Lock & Key, supplies- \$8.10; Craig Dean, labor- \$112.00; Executive Copy Systems, repairs- \$81.25; Dept. of Revenue, services- \$3,111.96; Coast-to-Coast, supplies- \$68.00; Sioux Bus. Prod., supplies- \$26.69; S.C. Stationery, supplies- \$150.85; Trampe & Associates., reappraisal- \$15,273.73; Monroe Systems, contract- \$201.00; Monroe Systems, supplies- \$63.24; Horizon Aerial Photos, photos- \$514.50; Betty O'Neill, camera/lunch- \$109.94; Dakota County Treasurer, ID- \$5.50; Homer Community School, contract- \$340.00; Spectra Association., supplies- \$49.00; Siouxland Eng. Association., services- \$708.33; Iowa Office Supply, supplies- \$6.92; Bytes & Nails, computer check- \$47.25; SC Stationery, supplies- \$4.58; Bruce Hovey, labor- \$340.00; SC Stationery, supplies- \$4.91; Bernsten, supplies- \$277.44; Redfield & Co., supplies- \$226.09; Sioux Bus. Prod., supplies- \$40.14; Iowa Office Supply, supplies- \$91.21; SC Stationery, supplies- \$569.17; West Pub. Co., publication- \$31.50; Butterworth, supplies- \$33.62; Standard Office Equipment, supplies- \$6.30; Sioux Bus. Prod., supplies- \$11.96; SC Stationery, supplies- \$48.98; West Publishing, supplies- \$68.25; Marcia Mahon, supplies- \$47.89; Clerk of Dist. Court, court costs- \$2288.10; Suzanne M. Brudigan, services- \$135.40; Suzanne M. Brudigan, services- \$327.50; Tri-County Guidance Center, services- \$1098.00; Coffee King, jury coffee- \$53.90; Casey's General Store, jury lunch- \$15.72; The Paddock, jury lunch- \$172.15; Hungry's North, jury lunches- \$121.51; Carpenter Paper Co., supplies- \$19.40; Timothy w. Shuminsky, attorney fees- \$1447.50; Robert Deck, attorney fees- \$556.90; W. J. Giles, atty. fees- \$1,430.74; Duane Hoffmeyer, atty. fees- \$371.85; Donald Fitch, atty. fees- \$189.00; Craig Lane, atty. fees- \$740.00; Craig Lane, atty. fees- \$1,028.50; Hurley Law Offices, atty. fees- \$423.00; Stuart Mills, atty. fees- \$824.25; Stuart Mills, atty. fees- \$1,280.00; Stuart Mills, atty. fees- \$4,296.00; Maurice Redmond, atty. fees- \$1,569.15; Lawyers Co-Operative Pub. Co., supplies- \$281.00; Rita Frost, interpreter- \$70.00; Frank Gonzalez, interpreter- \$150.00; Frank Gonzalez, interpreter- \$295.00; Dakota County Judge's Off., court costs- \$216.00; Craig Lane, atty. fees- \$315.00; Craig Lane, atty. fees- \$210.00; Craig Lane, atty. fees- \$460.00; Craig Lane, atty. fees- \$250.00; Hurley Law Off., atty. fees- \$175.00; Hurley Law Off., atty. fees- \$335.00; William Binkard, atty. fees- \$152.46; William Binkard, atty. fees- \$1,217.90; William Binkard, atty. fees- \$158.69; Donald Fitch, atty. fees- \$255.00; Donald Fitch, atty. fees- \$310.00; Donald Fitch, atty. fees- \$100.00; Donald Fitch, atty. fees- \$163.87; Duane Hoffmeyer, atty. fees- \$194.80; Duane Hoffmeyer, atty. fees- \$649.00; Sandra Inkster Ehrich, atty. fees- \$90.00; Sandra Inkster Ehrich, atty. fees- \$112.50; Maurice Redmond, atty. fees- \$557.85; Daniel Hartnett, atty. fees- \$143.00; Robert Deck, atty. fees- \$212.50; Martha McMinn, atty. fees- \$110.00; Robert Rehan, atty. fees- \$297.05; Richard McCoy, atty. fees- \$217.50; Mills Law Office, atty. fees- \$436.00; James Wagner, services- \$585.92; Colene Boyle, mileage- \$19.20; Veronica Grijalba, mileage- \$19.20; Allen Heating & Air Conditioning, Air condition \$1,815.15; Bahr Plumbing, services- \$619.65; Bean Elec., services- \$349.19; Bean Elec., services- \$126.90; Coast-to-Coast, supplies- \$139.39; Coast-to-Coast, supplies- \$90.00; City of Dakota City, utilities- \$2419.10; Klemett Dean, supplies- \$90.36; Klemett Dean, gas- \$2.00;

Klemett Dean, mileage- \$45.12; R. & J. Gill Disposal, services- \$100.00; Dowhower Lumber, supplies- \$26.68; Russ Helzer, services- \$95.00; Midwest Gas, utilities- \$851.00; Midwestern Paper, supplies- \$266.00; Mary O'Dell, supplies- \$52.00; Siouxland Eng., services- \$765.00; Siouxland Lock & Key, repairs- \$12.75; Sioux Valley Communications, pager rental- \$21.00; Western Paper Co., supplies- \$182.48; Zastrow Saw Sharpening, services- \$6.00; Dakota County Ext., monthly billing- \$1,103.68; James Wagner, clothing- \$10.00; Randall Walsh, clothing- \$10.00; Martin Hohenstein, clothing- \$10.00; Kenneth Blaker, clothing- \$10.00; Steve Heide, clothing- \$10.00; Rodney Herron, clothing- \$10.00; Robert Johnson, clothing- \$10.00; Robert Doenhoefer, clothing- \$10.00; State of NE Communications, teleprinter- \$385.00; Dakota County Sheriff Dept., supplies- \$293.05; SC Stationery, supplies- \$220.30; Moore Bus. Forms, books- \$139.96; Harold's Camera Store, film & proc.- \$34.48; Dakota Co. Road Dept., fuel- \$1,282.21; Crystal Oil, fuel- \$226.07; Jim's Service, fuel- \$41.94; D.C. Pronto, fuel- \$202.66; K & S Services, services- \$683.96; Exhaust Pro's, repairs- \$134.80; Team Ford, services- \$181.42; Jones Dist., supplies- \$120.00; Cornhusker St. Ind., supplies- \$52.64; S. Sioux Auto, ins.- \$250.00; Suzanne Brudigan, atty. fees- \$116.80; Clark Boardman, supplies- \$125.00; Callaghan & Co., law books- \$58.51; Cross Publication, books- \$41.98; Execut. Copy Systems, service contract- \$166.61; Harold's Photo, processing- \$52.68; Kurt Hohenstein, mileage- \$44.40; Kennedy & Kennedy, services- \$130.75; Clerk of Legislature, law books- \$38.00; Matthew Bender & Co., monthly pmt.- \$100.00; NE County Atty. Assn., seminar- \$125.00; NE St. Library, photocopying- \$1.05; Office Systems, contract- \$47.50; Sioux Bus. Prod., supplies- \$142.87; SC Stationery, supplies- \$41.47; Sioux Valley Comm., pager rental- \$21.20; Dan Weakley, services- \$50.00; West Publication, books- \$61.00; John Wiley & Sons, books- \$40.90; HyVee, food for jail- \$2,192.82; Coffee King, coffee for jail- \$51.90; P. A. Braunger, food/jail- \$1,661.88; Gillette Dairy, milk/jail- \$415.91; Carpenter Paper, supplies- \$173.55; Dixon County Sheriff, boarding- \$1,825.00; Saunders County Sheriff, boarding- \$3,320.00; Jack's Uniforms, clothing- \$192.80; Gene's Guns & Supplies, repairs- \$25.00; Sioux Sales Co., I. D.- \$7.00; Wayne Juvenile Det. Center, contract billings- \$765.00; Williams TV, repairs- \$73.42; Walter Stephens, supplies- \$53.01; Coast-to-Coast, supplies- \$6.85; Dakota County Sheriff Dept., supplies- \$63.92; Computerland, training- \$270.00; The Rockwood Corp., supplies- \$47.50; Sportsman's, film & repairs- \$372.00; Casey's, supplies- \$31.53; Washington County Sheriff, boarding- \$7,280.00; SSC Star, printing- \$188.32; Diane Spink, mileage- \$60.27; Jan Brown, mileage- \$72.98; Elva Nottleman, services- \$231.00; AT&T, services- \$1,004.48; Datamasters, services- \$117.65; Exec. Copy Systems, labor- \$65.00; Moore Bus. Prod., supplies- \$774.08; Pitney Bowes, supplies- \$150.00; US West, services- \$1,265.97; D.C. Postmaster, postage- \$1500.00. ROAD & BRIDGE: Means Aratex Services, supplies- \$40.50; Barkley Asphalt, supplies- \$178.75; Carlson Machine, labor/parts- \$41.00; City of S. Sioux City, utilities- \$285.90; Dakota Auto Parts, supplies- \$141.29; Farmers Coop. Assn, fuel/oil- \$4,160.39; Fehrs Tractor, supplies- \$179.30; Filter Care, supplies- \$66.75; Firestone Stores, tires- \$541.48; Higman Sand & Gravel, road rock- \$1,059.98; Jackson Glass, services/labor- \$49.47; Joe's Surplus, supplies- \$28.67; Linweld, contract- \$28.50; Marx Truck Sales, repairs- \$161.06; MidCon Equip. Co., parts- \$26.99; Midwest Gas, services- \$227.85; NPPD, utilities- \$176.25; NE Salt & Grain, salt- \$588.69; Nutra-Flo, parts/labor- \$23.95; Sieg, supplies- \$45.80; Siouxland Mack, parts- \$18.37; Siouxland Eng., services- \$1,061.35; Siouxland Hydraulic, supplies- \$7.68; Stephens Welding, repairs- \$5.00; US West, supplies- \$55.92; Warren Oil, diesel- \$342.30; Walthill Farm Equip., repairs- \$246.93; Ziegler, parts/labor- \$7,119.18. SPECIAL ROAD & BRIDGE: Siouxland Eng., services- \$2,290.20.

VICTIM ASSISTANCE FUND: Evonne Kramper, mileage/supplies- \$171.51; Family Services Inc., services- \$183.00; Evonne Kramper, services- \$2,000.00. POOR RELIEF: Grandview Health Resources, services- \$356.00; Sacred Heart Hospital, services- \$225.50; Barr Drug, services- \$75.12; WalMart, supplies- \$56.22; Blair Clinic, services- \$25.00; Oral Surgery Assoc., services- \$220.00; Keller Pharmacy, med. supplies- \$98.59; Sav-Mor Pharmacy, med. supplies- \$12.92; Siouxland Hema-Oncol Assoc., services- \$476.50; Marian Health Center, services- \$60.20; Wahoo Dental Group, services- \$50.00; Redler's Pharmacy, med. supplies- \$417.25; Dakota Family Dentistry, services- \$113.00; Premier Anesthesia, surgery services- \$352.00; Zee Medical, supplies- \$39.35; Wayne Dental Clinic, services- \$45.00; Midtown Motel, rental fees- \$420.00; David M. Griffith & Assoc., quarterly cost plan- \$3,080.80. NOXIOUS WEED CONTROL FUND: HyVee, food products- \$22.00; Torco-Remfg, supplies- \$1.50; Joe Morten & Son, bond- \$50.00; Western Inn South, room fees- \$72.00; Northeast NE Assoc. of County Officials, registration fees- \$40.00. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED In the mail the Board received a letter from Dakota City committing \$1200.00 toward the cost of the Williamson Consultant Contract. Also received was a statement from Siouxland National Bank. Johnson-Eriksen-O'Brien Associates wrote a letter to the board concerning BRO 7026(10). There was a letter from the State Department of Economic Development with Program Income Contract CDB6 87-KD-017. The Commissioners received a letter from the Federal Emergency Management Agency advising us that all references made to "farm" and "nonfarm" must be deleted from the County's regulations including the definition section. Kurt Hohenstein wrote to the Board regarding the Linda Schovanec property. There was discussion on this issue. There was also a letter from the U.S. Department of Commerce, Bureau of Census requesting a map. Commissioner Hartnett moved, seconded by Commissioner Rohde to adjourn. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Rush-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED at 3:45 p.m. ATTEST: _____

_____ County Clerk
 Board Chairperson * * * * *
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DAKOTA COUNTY BOARD OF COMMISSIONERS
 MARCH 4, 1990 PROCEEDINGS
 COUNTY BOARD MEETING ROOM
 DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called their regular scheduled meeting to order at 1:30 p.m. PRESENT WERE: Commissioners Huggenberger, Hirschbach, Rohde, Hartnett, and Ted Piepho, Secretary. ABSENT: Commissioner Bobier Commissioner Hartnett moved, seconded by Commissioner Rohde, to approve the minutes of February 19, 1991 as typed in the Official Record. ROLL CALL VOTE: Bobier-Absent, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Klemett Dean appeared before the board with a bid from Seco Oil Company for the installation of the Diesel Fuel Storage Tank. Their bid for a 560 gallon fuel tank was \$4577. and \$4777. for a one thousand gallon tank. In addition to their bid, Bahr's Plumbing & Heating submitted a bid for \$385.66 for the inside work and Siouxland Engineering's bill was \$765.00. Mr. Dean recommended the 560 gallon tank. Commissioner Rohde moved, seconded by Commissioner Hirschbach, to accept the bid to purchase and install the 560 gallon tank for \$4577. plus the bid from Bahr's Heating and Plumbing. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Absent, UNANIMOUS MOTION CARRIED Jim Graham and Bruce Hovey appeared before the board concerning the mapping for E911. Mr.

Graham would like to use monies received from the surcharge to pay Siouxland for assigning house numbers. A \$7,500. figure was mentioned as a possible ball park figure. Jim Wagner, County Sheriff, appeared before the board. He advised the board that he would need approximately \$105,000.00 additional funds in the jail budget to finish the remainder of the year. He passed out a Special Budget Report and in it, he suggested that the county buy Electronic Monitoring Equipment. A discussion was had concerning the cost of the equipment and there are no guarantees that enough people could be put on the system to justify purchasing the system. Mr. Wagner said he could report back in 30 days with a feasibility report if the board was interested. Discussion was had as to why we have so many inmates. Mr. Wagner suggested a couple of reasons. One was that he felt bonds were set so high and he thought that South Sioux City could use a little more discretion in jailing prisoners. It was learned that an individual spent 3 days in jail for shoplifting a pack of cigarettes. Mr. Wagner said that South Sioux can recog people and that might help. He added that there is not any one thing that will resolve the overcrowded jail. It was discussed that the board should meet with all law enforcement agencies and the judges. Chairman Huggenberger recessed the meeting at 2:40 p.m. The board reconvened from recess at 2:49 p.m. Betty O'Neill, County Assessor, presented the board with several tax list corrections. Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve and authorized the tax list corrections as presented by the county assessor. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Absent, Hirschbach-Yea, UNANIMOUS MOTION CARRIED Ms. O'Neill also presented a motor vehicle exemption applied for by Atokad for a ambulance. Commissioner Rohde moved, seconded by Commissioner Hartnett, to convene as Board of Equalization. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Absent, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED 2:55 p.m. Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to approve the Motor Vehicle Exemption Application filed by Atokad for their ambulance to be used only on Atokad's premises. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Absent, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED Commissioner Hartnett moved, seconded by Commissioner Rohde, to reconvene as Board of Commissioners. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Absent, UNANIMOUS MOTION CARRIED 2:58 p.m. Arnold Mellick appeared before the board with several bids he had solicited for a furnace at the maintenance yard in South Sioux City. He had three bids for furnaces which operated on waste oil and the bids ranged from \$4049.50 to \$4950. The natural gas bids ranged from \$855. to \$1150. Commissioner Hartnett moved, seconded by Commissioner Hirschbach, to purchase the natural gas furnace from Farrell's which is low bid. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Absent, UNANIMOUS MOTION CARRIED Mr. Mellick also asked the board when they would like to open gravel bids. Commissioner Hirschbach moved, seconded by Commissioner Rohde, to set the opening of the gravel bids at 2:00 p.m., April 1, 1991 and the specifications shall be published pursuant Statute. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Absent, Hirschbach-Yea, UNANIMOUS MOTION CARRIED Warren Johnston and Chris Voss appeared before the board and discussed what they planned to do with the Crystal Lake Project this year. Mr. Voss said that they needed a mower and that he had priced one for approximately \$560. He said that it would be county owned. The board asked him to look around and see if he could get a used one from the state. If he couldn't, Mr. Voss was to check to see if he could find a cheaper mower. Kurt Hohenstein appeared before the board and discussed his letter to the board members concerning putting the reappraisal on in July. He said that the county assessor told him that she could not have it on by April 1st but that she and Trampe said that it could be done by May 31. That's what prompted him to suggest that the Board of Equalization increase values and the basis for his suggestion was that the board can raise undervalued

property anytime. When questioned about this procedure he said that we had two court cases that allow the board to raise undervalued property. Mr. Hohenstein added that the problem with putting it on then is that the statutes do not authorize the board to lower over valued property. A discussion was had whether the legislature intended this when they passed the law. In the discussion, it was questioned whether the values would be accurate if we were to put them on this year. It was brought up that there was some disparity between parcels in the same class. A couple of board members indicated that they would prefer to wait and add it on next year. Mr. Hohenstein said the problem with that is that you are going to have an outdated appraisal as the valuations will be last years values. Discussion was had that sales ratios could be applied to bring the values in line with 1992 values. Discussion led into the number of prisoners that are consistently incarcerated in our jail and what, if anything, can be done about it. It was decided that the county board should meet with both judges, County Attorney, County Sheriff, South Sioux City Chief of Police and someone from the Highway Safety Patrol. Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to approve the payroll claims submitted by the County Clerk as follows: COUNTY ROAD PAYROLL: Gross salaries- \$6220.13, Employers Social Security- \$428.74, Employers Share Blue Cross- \$485.26, Employers Share Retirement- \$199.05. Kenneth D. Hansen- 548.00, Walter Heinemann- 624.80, Robert Jacobsen- 624.80, Richard McNear- 616.80, Marlan G. Millard- 624.80, Willis Roeber- 620.80, Earl K. Stading- 620.80, Raymond Reed Jr.- 616.80, Randall A. Crombie- 616.80, Arnold Mellick- 705.73. ROAD FUND Employee withholding paid to: Federal- 458.03, State- 136.60, FICA- 428.74, Retirement- 199.05, Blue Cross- 485.26, Lone Star- 9.76, Colonial- 130.39, Union Dues- 98.00, Credit Union- 17.00. COUNTY GENERAL FUND: Gross salaries- \$42,414.22, Employers Social Security- \$3,140.14, Employers Share Blue Cross- \$3394.12, Employers Share Retirement- \$1,806.45. Gretchen R. Hirschbach- 346.15, Daniel J. Rohde- 346.15, Jack D. Bobier- 346.15, Jackie Hartnett- 346.15, James Huggenberger- 346.15, Theodore A. Piepho- 942.30, Marilyn Davis- 615.38, Phyllis Ridge- 464.00, Lisa Rhodman- 400.00, Nanci Walsh- 397.50, Bertha Olson- 360.00, Robert H. Giese- 942.30, Irene VanLent- 640.00, Charlotte J. Doenhoefer- 520.00, Ruth M. Jensen- 520.00, Ruth P. Warnock- 520.00, Mardell A. Sorensen- 520.00, Mark J. Dorcey- 346.15, Margaret Rahn- 640.00, Betty O'Neill- 942.30, Madelyn S. Thorsland- 640.00, Shirley A. Bentz- 540.00, Karen S. Twohig- 520.00, Lori McClaren- 822.50, Douglas Lehman- 879.46, Dennis Tank- 906.50, Rita Deichert- 601.24, Cindy Huggenberger- 561.84, Colene H. Boyle- 942.30, Veronica Grijalba- 640.00, Shirley J. Frank- 316.31, Janet Engel- 540.00, Shirley Sides- 255.75, Klemett Dean- 816.16, Marvin G. Nielsen- 520.00, Randall Walsh 22.00, Patricia A. Stingley- 568.00, James L. Wagner- 1153.85, Linda E. Wilson- 640.00, Randall J. Walsh- 750.00, Martin V. Hohenstein- 905.24, Paul F. Gomez- 563.20, Sharon L. Hartnett- 364.80, Joy K. Nixon- 358.40, Sharon L. Graves- 519.84, Kenneth Blaker- 768.28, Stephen Heide- 673.80, Rodney Herron- 803.09, Robert Johnson- 653.85, Robert Doenhoefer- 723.66, Bonnie Kempers- 400.00, Kurt A. Hohenstein- 942.30, Douglas Luebe- 673.08, Pamela Koster- 520.00, Laura Knox- 1076.92, Cherie Hogan- 424.80, Tracey Eslick- 440.00, Rita E. Legg- 216.60, Neva M. Neal- 140.30, Adrienne G. Harral- 598.00, Brian R. Lamb- 621.04, Linda J. Schovanec- 411.79, Jason Johansen- 561.20, Kathleen Hansen- 587.13, Jeanette Wessendorf- 528.00, Gary Buck- 484.00, Todd Trobaugh- 484.00, Sandra Gutierrez- 526.40, Kathleen Hansen- 30.00, Todd Trobaugh- 60.00, Margaret Stingley- 322.50, Bruce Hovey- 115.38, Margaret Kunzie- 520.50, Janice C. Brown- 758.40, Gloria Ann Dwyer- 455.10, Diane M.C. Spink- 336.80, Larry Hansen- 69.23, Warren Johnston- 640.00. GENERAL FUND Employee withholding paid to: Federal- 4269.21, State- 1099.73, FICA- 3140.14, Retirement- 1204.28, Blue Cross- 863.44, Lone Star- 2.44, Colonial- 557.18, Credit Union- 1723.47, Deferred Comp.- 125.00, Garnishments- 200.00. COUNTY WEED CONTROL FUND: Gross salaries- \$475.09, Employers Social Security- \$36.34, Employers Share Blue Cross- 56.92, Employers

Share Retirement- 22.80. R. Richard Graham- \$475.09. WEED FUND Employee withholding paid to: Federal- 48.50, State- 13.09, FICA- 36.34, Retirement- 15.20. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Absent, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED The county board discussed selling the vehicles belonging to Mrs. Sergott and Mr. Ring, which were involved in an accident. Commissioner Rohde moved, seconded by Commissioner Hirschbach, to direct the county clerk to advertise the two above mentioned vehicles for sale. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Absent, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to authorize the county clerk to vote for William N. Hohenstein in the Omadi Drainage Ditch Election on behalf of the county. ROLL CALL VOTE: Bobier-Absent, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Hartnett, to adjourn. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Absent, UNANIMOUS MOTION CARRIED 5:09 p.m. ATTEST:

 County Clerk
 Board Chairperson * * * * *
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DAKOTA COUNTY BOARD OF COMMISSIONERS
 March 18, 1991 PROCEEDINGS
 COUNTY BOARD MEETING ROOM
 DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called the meeting to order at 10:10 a.m. PRESENT: Commissioners Huggenberger, Hirschbach, Rohde, Bobier and Ted Piepho, Secretary. ABSENT: Commissioner Hartnett. Commissioner Rohde moved, seconded by Commissioner Hirschbach, to approve the minutes of the March 4, 1991 meeting as typed in the Official Record. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Absent, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Dick Graham appeared before the board to request the purchase of two tanks to wash out the sprayer in the field after he finishes a particular job. Mr. Graham also discussed the purchase of a Electro Spray Model P15-55 for \$1779. The board suggested that this wait until they see how much money is left in the budget. The board recessed for lunch at 11:50 a.m. The board reconvened at 1:30 p.m. Frank Morse appeared before the board with the annual report for the Extension Office. Commissioner Hirschbach moved, seconded by Commissioner Bobier, to convene as Board of Equalization at 1:40 p.m. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Absent, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Betty O'Neill, County Assessor, presented an application for Motor Vehicle Exemption from Region IV. Commissioner Bobier moved, seconded by Commissioner Hirschbach, to approve the application for Motor Vehicle Exemption. ROLL CALL VOTE: Hartnett-Absent, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Bobier, to reconvene as Board of Commissioners at 1:41 p.m. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Absent, UNANIMOUS MOTION CARRIED The County Assessor presented a list of tax corrections to the board. Commissioner Rohde moved, seconded by Commissioner Bobier, to approve the tax list corrections of Doreen Leon and Fernando Ponce for a Mobile Home that was reposed and to approve the tax list correction of Phouthasen Vongsiprasn for a mobile home as presented by the county assessor. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Absent, Rohde-Yea, UNANIMOUS MOTION CARRIED Chairman Huggenberger opened the bids for the Surplus Equipment. Computer Support bid \$310 for the Altos 8000-10, Tele-video terminals, Xerox printer and a Comrex printer. Kenny Pinkleman bid \$310

for the Number 60 scraper and \$505 for the No. 70 scraper. Darrell Mellick bid \$60 for the Sheriff's Car. Commissioner Hirschbach moved, seconded by Commissioner Bobier, to accept the bids for the following equipment: Altos 8000-10 Computer, serial number 6356, Property ID 6020090, price \$100.00 (includes 1 terminal) to Computer Support Terminal & keyboard, serial number 51083546, Property ID 6020089 Terminal & Keyboard, serial number 71102253, Property ID 602112, price \$35.00 to Computer Support Xerox 630 Printer and tractor feed, Serial number 27649, Property ID 6020088, price \$75.00 to Computer Support Comrex Comriter 420 printer, Serial number 021839, Property ID 6020087, price \$100.00 to Computer Support Sheriff's car, Serial number 1FABP43F9FZ125665, price \$60.00 to Darrell Mellick. Be it further resolved to reject all bids for the scrapers. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Absent, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Bobier, to approve the transfer of abandoned vehicles with Certificate of Title Numbers; 000075845, 000075958, 000075959, 000075960, 000075961, 000075962, and 000075964 to C & H Heavy Duty Specialists, and to transfer Certificate of Title Numbers; 000075742, 000075848, 000075946, 000075952, 000075953, 000075954, 000075955 and 000075956 to South Sioux Auto Body for towing and storage charges against the vehicles. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Absent, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Bobier to approve the claims and payroll as presented. COUNTY ROAD PAYROLL: Gross salaries- \$6212.42, Employers Social Security-\$428.15, Employers Share Blue Cross- \$568.79, Employers Share Retirement- \$298.21. Kenneth D. Hansen- 548.00, Walter Heinemann- 624.80, Robert Jacobsen- 624.80, Richard McNear- 609.09, Marlan G. Millard- 624.80, Willis Roeber- 620.80, Earl K. Stading- 620.80, Raymond Reed Jr.- 616.80, Randall A. Crombie- 616.80, Arnold Mellick- 705.73. ROAD FUND Employee withholding paid to: Federal- 456.91, State- 136.33, FICA- 428.15, Retirement- 198.80, Blue Cross- 485.26, Lone Star- 9.76, Colonial- 130.39, Union Dues- 98.00, Credit Union- 17.00. COUNTY GENERAL FUND: Gross salaries- \$39,717.67, Employers Social Security- \$2923.74, Employers Share Blue Cross- \$3563.80, Employers Share Retirement- \$1,671.17. Gretchen R. Hirschbach- 346.15, Daniel J. Rohde- 346.15, Jack D. Bobier- 346.15, Jackie Hartnett- 346.15, James Huggenberger- 346.15, Theodore A. Piepho- 942.30, Marilyn Davis- 553.86, Phyllis Ridge- 464.00, Lisa Rhodman- 351.25, Nanci Walsh- 366.25, Bertha Olson- 400.00, Robert H. Giese- 942.30, Irene VanLent- 640.00, Charlotte J. Doenhoefer- 520.00, Ruth M. Jensen- 520.00, Ruth P. Warnock- 520.00, Mardell A. Sorensen- 520.00, Mark J. Dorcey- 346.15, Margaret Rahn- 640.00, Betty O'Neill- 942.30, Madelyn S. Thorsland- 640.00, Shirley A. Bentz- 540.00, Karen S. Twohig- 468.00, Lori McClaren- 575.75, Douglas Lehman- 700.00, Dennis Tank- 623.00, Rita Deichert- 443.64, Cindy Huggenberger- 463.34, Colene H. Boyle- 942.30, Veronica Grijalba- 640.00, Shirley J. Frank- 317.63, Janet Engel- 540.00, Shirley Sides- 233.75, Klemett Dean- 816.16, Marvin G. Nielsen- 520.00, Patricia A. Stingley- 568.00, James L. Wagner- 1153.85, Linda E. Wilson- 640.00, Randall J. Walsh- 750.00, Martin V. Hohenstein- 720.00, Paul F. Gomez- 512.00, Sharon L. Hartnett- 332.80, Joy K. Nixon- 307.20, Sharon L. Graves- 452.00, Kenneth Blaker- 673.80, Stephen Heide- 673.80, Rodney Herron- 653.85, Robert Johnson- 653.85, Robert Doenhoefer- 634.62, Bonnie Kempers- 400.00, Kurt A. Hohenstein- 942.30, Douglas Luebe- 673.08, Pamela Koster- 520.00, Laura Knox- 1076.92, Cherie Hogan- 472.00, Tracey Eslick- 396.00, Neva M. Neal- 105.80, Adrienne G. Harral- 520.00, Brian R. Lamb- 519.75, Linda J. Schovanec- 330.75, Jason Johansen- 497.15, Kathleen Hansen- 545.95, Jeanette Wessendorf- 135.00, Gary Buck- 440.00, Gary Buck- 26.25, Todd Trobaugh- 440.00, Sandra Gutierrez- 456.40, Kathleen Hansen- 40.00, Todd Trobaugh- 15.00, Margaret Stingley- 330.00, Bruce Hovey- 115.38, Margaret Kunzie- 480.00, Janice C. Brown- 758.40, Gloria Ann Dwyer- 442.80, Diane M.C. Spink- 341.01, Dr. Vernon Helt- 200.00, Dr. Larry Hansen- 200.00, Dr. Larry Hansen- 69.23, Warren Johnston- 640.00. GENERAL FUND Employee withholding paid

to: Federal- 3846.30, State- 990.29, FICA- 2923.74, Retirement- 1114.07, Blue Cross- 995.41, Lone Star- 2.44, Colonial- 557.18, Credit Union- 1623.47, Deferred Comp.- 125.00, Garnishments- 200.00. COUNTY WEED CONTROL FUND: Gross salaries- \$475.09, Employers Social Security- \$36.34, Employers Share Blue Cross- 56.92, Employers Share Retirement- 22.80. R. Richard Graham- \$475.09. WEED FUND Employee withholding paid to: Federal- 48.50, State- 13.09, FICA- 36.34, Retirement- 15.20. GENERAL FUND SSC Star, publications - 621.99; Dakota Co Clerk, duplicate - 10.00; Redfield & Co., supplies - 56.08; Re-Ink Inc, ribbons - 12.72; Uarco, postage - 6.67; Nadine Johanson, service benefit - 17.00; Robert Giese, mileage - 53.41; SSC Star, publication - 4926.99; Office Systems, contract - 47.50; Sioux Business Prod, supplies - 23.57; NE Association of Co Officials, directory - 13.14; Doug Lehman, mileage - 216.83; MicroAge, computer - 3936.71; Executive Copy Systems, repair - 103.72; Midwestern Paper, paper - 135.00; Co Assessors Association dues - 40.00; Sioux Valley Comm, pager - 95.00; SSC Star, publication - 313.76; Trampe & Association reappraisal - 25,431.15; SC Stationery, supplies - 241.67; Homer Comm School, contract - 340.00; Iowa Office Supply, supplies - 21.84; Garvey's Trophy Shoppe, laminating - 8.25; SSC Star, printing - 111.15; NE Planning & Zoning, fees - 90.00; SC Stationery, supplies - 12.48; Siouxland Engineering, survey - 708.33; SSC Star, publication - 13.36; Iowa Office Supply, supplies - 153.32; Des Moines Stamp Mfg, stamps - 73.80; Office Systems, contract - 95.00; SC Stationery, supplies - 46.80; Sioux Business Prod, supplies - 2.00; Star Printing, printing - 121.70; Veralex, fee - 25.00; SC Stationery, supplies - 10.60; Standard Office Equip, contract - 635.00; SSC Star, printing - 54.90; DAS Materiel Div, supplies - 47.01; Sioux Business Prod, supplies - 24.00; West Publishing, supplies - 38.50; Pengad Inc, supplies - 150.42; Brian Kamper, mileage - 26.30; Michael Shane Denney, mileage - 22.10; Chidi Ojinnaka, fee - 24.20; Evonne Kramper, services - 160.00; Frank Gonzalez, interpreter - 250.00; Stuart Mills, atty fee - 345.50; Sandra Inkster, atty fee - 123.75; Sandra Inkster, atty fee - 315.00; Hurley Law, atty fee - 130.00; Hurley Law, atty fee - 410.00; Hurley Law, atty fee - 355.00; Hurley Law, atty fee - 1054.50; Randy Hisey, atty fee - 455.00; Randy Hisey, atty fee - 245.00; Randy Hisey, atty fee - 615.00; Randy Hisey, atty fee - 485.00; William Binkard, atty fee - 240.00; William Binkard, atty fee - 200.00; Robert Rehan, atty fee - 184.80; Robert Rehan, atty fee - 204.80; Robert Rehan, atty fee - 491.35; Robert Rehan, atty fee - 330.00; Robert Rehan, atty fee - 553.80; James Wagner, costs - 3283.41; Donald Fitch, atty fee - 350.99; Randy Hisey, atty fee - 880.40; William Binkard, atty fee - 272.34; William Binkard, atty fee - 418.01; William Giles IV, atty fee - 661.08; Clerk of District Court costs - 2581.13; Tri County Guidance, fee - 1126.00; Frank Gonzalez, interpreter - 20.00; Frank Gonzalez, interpreter - 60.00; Suzanne Brudigan, fee - 245.50; Marcia Mahon, deposition - 229.25; Marcia Mahon, fee - 50.00; Shirley Sides, fee - 50.00; Vernon Helt, fee - 60.00; Coffee King, supplies - 53.90; William Binkard, atty fee - 227.83; Robert Deck, atty fee - 2803.55; Donald Fitch, atty fee - 367.99; Donald Fitch, atty fee - 630.00; Donald Fitch, atty fee - 90.00; William Giles IV, atty fee - 750.72; Randy Hisey, atty fee - 783.00; Randy Hisey, atty fee - 1248.10; Hurley Law, atty fee - 409.25; Hurley Law, atty fee - 369.50; Richard McCoy, atty fee - 594.10; Stuart Mills, atty fee - 31.50; Lawyers Cooperative Pub, books - 174.30; Matthew Bender & Co, books - 212.80; Shepard McGraw, books - 445.77; Safeguard Business, supplies - 248.56; Colene Boyle, mileage - 17.28; Veronica Grijalba, mileage - 17.28; Allen Heating, repair - 238.00; Bahr Plumbing, repair - 143.65; Black's Welding, repair - 40.00; Carter Elevator, contract - 50.00; City of Dakota City, utilities - 2261.54; Coast to Coast, supplies - 133.84; Craig Dean, repairs - 140.50; Klemett Dean, mileage - 45.36; Klemett Dean, supplies - 3.00; Dowhower Lumber, supplies - 79.36; R&J Gill Disposal, garbage - 100.00; Midwest Gas, utilities - 851.00; Jackson Glass, repairs - 123.20; Mantex, supplies - 84.95; Midwestern Paper, supplies - 16.38; Bahr Plumbing, services - 385.66;

Seco Oil, tank - 4577.00; Sioux Valley Comm, rental - 21.00; SSC Star, publication - 7.86; Stephan Welding, repair - 21.50; Western Paper, supplies - 435.71; Dakota Co Extension, misc - 1214.21; James Wagner, clothing - 10.00; Randall Walsh, clothing - 10.00; Martin Hohenstein, clothing - 10.00; Kenneth Blaker, clothing - 10.00; Steve Heide, clothing - 10.00; Rodney Herron, clothing - 10.00; Robert Johnson, clothing - 10.00; Robert Doenhoefler, clothing - 10.00; St of Nebr Comm, teleprinter - 385.00; Dakota Co Sheriff, misc - 42.14; computerland, repair - 259.00; Capital City Extradition, transport - 128.00; Executive Copy, supplies - 159.00; SC Stationery, supplies - 492.90; Target, supplies - 131.24; Nebr Association of Co Officials, directory - 13.14; Harold's, supplies - 17.11; Dakota County Road, supplies - 1395.35; Crystal Oil, services - 188.29; Jim's Service, gas - 38.50; K&S Service, services - 287.02; Pronto, supplies - 131.03; Hoak Motors, repair - 88.48; Molstad, part - 4.20; Cornhusker State Ind, decals - 9.63; Jack's Uniforms, supplies - 475.00; Gary Buck, mileage - 89.28; Suzanne Brudigan, deposition - 52.00; Clark Boardman, supplies - 73.40; Co. Judge, appeal - 64.50; Executive Copy, contract - 76.34; Kurt Hohenstein, mileage - 87.13; Laura Knox, mileage - 36.90; Matthew Bender, payment - 60.00; Oxford University Press, books - 18.00; Sioux Valley Comm, rental - 21.00; SSC Star, publication - 502.54; Dan Weakley, services - 35.00; Hy Vee, products - 2575.67; Coffee King, supplies - 103.80; PA Braunger, supplies - 606.34; Gillette Dairy, supplies - 373.99; Carpenter Paper, supplies - 118.85; Paper Company, cups - 109.43; Dixon Co Sheriff, boarding fee - 375.00; Cedar Co Sheriff, boarding fee - 325.00; Washington Co Sheriff, boarding fee - 420.00; Jack's Uniforms, repair - 10.60; Wayne Juvenile Detention Center boarding fee - 1410.00; Coast to Coast, supplies - 20.94; Wal-Mart, supplies - 34.98; Dakota Co Sheriff, training - 124.94; Nebr Crime Comm, training - 21.00; Bob Barkers, supplies - 324.23; Sioux Business Prod, files - 13.10; Bruce Hovey, fees - 240.00; NE Public Health Association membership - 15.00; SSC Star, publication - 47.16; SC Stationery, supplies - 33.83; Diane Spink, mileage - 45.51; Jan Brown, mileage - 70.11; Elva Nottleman, visits - 242.00; Iowa Medical Supply, supplies - 62.42; Federal Jobs Digest, publication - 29.00; AT&T, phone - 738.92; AT&T, phone - 292.58; C&H Heavy Duty, storage - 400.00; Computerland, repair - 259.00; Dakota City Postmaster, postage - 1500.00; Executive Copy Systems, repair - 65.00; Midwestern Paper Co, Supplies - 201.78; Nebr Association of Co Officials, directories - 98.90; SSC Star, publication - 42.26; US West Comm, phone - 1228.51; Region IV Mental Health, services - 4473.58; SC Journal, subscription - 145.80; Russ Helzer, snow removal - 150.00; Pinnacle Publishing, subscription - 180.00; Pitney Bowes, rental - 117.00; Chase Manhattan, payment - 8395.30; NE State Fire Marshall, piping - 50.00. ROAD & BRIDGE Aratex Services, supplies - 47.24; Boyer Valley Fert, chemical - 329.28; Case Power, battery - 12.36; City of SSC, utilities - 250.12; Coast to Coast, repair - 36.62; Randal Crombie, utilities - 40.00; Dakota Auto Parts, supplies - 157.94; Davidson Lumber, supplies - 57.56; Farmers Cooperative, fuel - 3848.83; Farrell Heating, furnace - 855.00; Firestone, tires - 273.02; Higman Sand & Gravel, supplies - 4654.93; Hydraulic Sales, parts - 18.23; Ideal Dist, bulbs - 277.50; Joes Surplus, supplies - 33.79; Kimball Midwest, grease - 22.50; Linweld, contract - 38.36; Midwest Gas, utilities - 172.15; NE Public Power, utilities - 127.27; Newman Signs, signs - 345.00; Northwest Truck & Trailer, parts - 108.46; Parsons Equip, rental - 19.42; Willis Roeber, electricity - 25.00; Sieg Auto Parts, parts - 1192.71; Siouxland Engineering, services - 3103.20; Siouxland Mack, labor - 26.00; SSC Star, publication - 31.44; Stephans Welding, repair - 25.15; Threaded Products, supplies - 147.17; US West Comm, phone - 58.32; Walthill Farm Equip, repair - 181.90; Warren Oil Co, diesel - 423.00; Zee Medical, supplies - 17.35; Ziegler Inc, repair - 4949.04. SPECIAL ROAD Siouxland Engineering, services - 1716.70. POOR RELIEF Grandview Health, fees - 367.00; Yankton Radiology, services - 14.00; Siouxland Hem-Oncl Association services - 97.00; Wahoo Clinic, services - 95.00; Dailey's Clinic

Pharmacy, supplies - 46.60; Redlers Pharmacy, supplies - 425.65; Keller Pharmacy, supplies - 4.49; Barr Drug, supplies - 10.66; Protective Health, supplies - 39.75; Zee Medical Service, supplies - 88.95; Credit Bureau, fees - 221.00; Mark Dorcey, rent - 180.00; Ponca Family Dentistry, services - 75.00. INSTITUTIONS Beatrice State Develop, qtr remittance - 2700.00; Hastings Regional Center qtr remittance - 345.00; Norfolk Regional Center qtr remittance - 4869.00. VETERANS AID Warren Johnston, misc - 1000.00. CRIME ASSISTANCE Evonne Kramper, salary - 2000.00; Evonne Kramper, misc - 183.97; Sage Publication, supplies - 114.53; So Ridge Motel, lodging - 28.25. WEED Dakota Auto Parts, supplies - 14.82; Farmers Coop, fuel - 815.71; Dick Graham, mileage - 227.96; SSC Star, publication - 31.44; Stephans Welding, repair - 9.75; Triple C Products, repair - 71.00.

ROLL CALL VOTE: Hartnett-Absent, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED Chairman Huggenberger recessed the meeting at 2:15 p.m. until 4:30 p.m. The board reconvened at 4:30 p.m. and met with Kurt Hohenstein, Martin Hohenstein, James Wagner, Randall Walsh, Judge Smith, Judge Otte, Scot Ford and Lt. Hinzle with the Nebraska Highway Patrol. Present in the audience were Marcia Mahon and Virginia Piper. Chairman Huggenberger thanked everyone for coming. He explained the reason for the meeting was the limited budget and increasing cost of the jail budget. He then asked Commissioner Hirschbach to speak on the increased cost over the last five years. Commissioner Hirschbach compared the 1986-87 budget of 657,628 and in 90-91 it is 1,247,335. In these figures Ms. Hirschbach used the following budgets: Sheriff, County Attorney, County Court, Clerk of the District Court, District Judge, Jail, Clerk of the District Court Child Support, and a couple of other line items from other budgets. Commissioner Hirschbach added that the Legal Services budget has grown 252% and the jail budget has grown 270% over the last five years. She projected the expenditures for legal services for the rest of this year to be \$31,000. and the jail to spent another \$87,000. Ms. Hirschbach noted that we already dipped into Inheritance Tax for gravel. We do not like doing that because we are reserving that for remodeling etc. of the courthouse. County Attorney, Kurt Hohenstein spoke on behalf of the law enforcement community and said there are some temporary fixes to the problems that may take some of the strain off the county funds, but that long-term solutions are desperately needed soon. "Everyone in this room recognizes the problems we have with the budget. We have obligations that we can't just wish away. Enforcement of the laws is the responsibility of the law enforcement community. Enforcement is not the problem. The problems develop after the enforcement," Hohenstein said. Hohenstein offered six temporary solutions to the budget quandary from the jail/law enforcement point of view.

Solution Number One: Show Moral Support Hohenstein said the first things the county commissioners have to do is put their support behind the law enforcement officers of the county. He said the continual talk of the problems at the jail, the high cost of law enforcement, the crime rate and other problems has had a negative effect on the average officer in the field. "Remarks made in this room have had a uniformly demoralizing effect on law enforcement. The commissioners need to make a strong statement in support of law enforcement," Hohenstein said. Solution Number Two: Recognizance Bonds Kurt Hohenstein's second suggestion was furthering the use of recognizance bonds. Recognizance bonds allow an arrested person to be released from jail without paying a bond price. The arrested person is released by their own promise to appear in court and not skip out on the trial. Hohenstein said the recognizance bonds can eliminate some of the jail overcrowding, but cautioned the board that recognizance bonds have plenty of problems associated with them--namely, some of the people who promise to show up for their trials don't show up for their

trials. "We've established release on recognizance for non-violent misdemeanors after that person's danger to the public has been minimized," said Hohenstein, referring mostly to drunk drivers who are contained to a cell until they sober up and are then being released on their own recognizance. Hohenstein said the recognizance bonds can also be used for people arrested for simple assault.

Solution Number Three: House Arrest Mr. Hohenstein's third suggestion was a house arrest program. The commissioners were approached with the house arrest (electronic monitoring) suggestion by Dakota County Sheriff James Wagner two weeks ago. Since the suggestion was originally brought before the board, Sarpy County has agreed to supply Dakota County with 20 electronic monitoring units. Dan Williamson, the jail consultant hired for the initial plans for the new joint city-county jail, is a member of the Sarpy County law enforcement community and was able to help the Dakota County Sheriff's Department secure the monitoring units at no cost to the County. "Sarpy has a grant to distribute the devices. They'll give us up to 20 devices that we can use for house arrest--that's almost carte blanche," Hohenstein said. Hohenstein said the house arrest program could be used instead of holding people in jail who can't come up with the money to make the bond to get out. He said the devices can also be used for prisoners who have been sentenced--forcing them to stay in their own homes instead of being incarcerated in the county jail. Sheriff Wagner admitted that even the house arrest/electronic monitoring has some problems. "There are some restrictions on how we could use this. I have 46 inmates in the jail today. Their names are on a list right here in front of me. I don't see one name on this list that doesn't have a prior conviction," Wagner said, backing up his statement that the system couldn't be used on prisoners with violent histories. Wagner did say the house arrest program would save a lot of money on the prisoners that would meet the guidelines. "The cost of jailing a person is \$50. a day. In the house arrest program the cost is more like \$5. or \$6. a day," Wagner said.

Solution Number Four: Alternative Sentencing Hohenstein's fourth suggestion involved the sentences judges give criminals. He suggested that judges in the Dakota County Court and the District Court take into consideration the jail problems and the budget problems by not increasing the problem. Hohenstein said judges need to look at other sentencing, besides jail incarceration, for offenses like driving under the influence, driving under suspension and failure to appear in court. "I'm proposing alternative sentencing. We have 15 people in the jail at this time who are serving jail time for DUI, DUS, or failure to appear," Hohenstein said. "Judges have to consider this as an opportunity to use some other kinds of sentences such as fines and community service." Hohenstein said even this solution is flawed. Getting these people out of jail won't solve the problem. There are new felons coming in every day," he said.

Solution Number Five: Court Reforms Mr. Hohenstein's fifth suggestion is getting court cases through the system faster. By law court cases have to be decided and judgment passed within six months. Hohenstein said he couldn't see any reason, considering the problems, that these cases couldn't be solved within three months. "We constantly see case after case after case that doesn't get done. That's six months of someone sitting around in jail," Hohenstein said. Hohenstein said pushing cases through faster is one part of the solution, cutting back on fees paid to court-appointed defense attorneys is the other half of the solution. "In 1990 we had \$160,000. worth of attorney fees. My entire budget for my entire department is \$180,000," Hohenstein said about the Dakota County Attorney's office. "I only have three attorneys and three secretaries. That costs us \$140,000. a year--that's \$20,000. less than what you've paid out for court appointed attorneys." Hohenstein said the county could devise a payment system for court appointed attorneys. The payment system would set up a price for how much it should cost to defend a client on a misdemeanor charge and how much it would cost to defend a client on a felony charge. Hohenstein said some cases are simpler than others

and therefore shouldn't cost as much. "We need compensation that's fair and adequate," he said.

Solution Number Six: Finding Foster Homes The last solution Hohenstein offered dealt with the situation of juvenile offenders. Hohenstein said there is a real problem of where to put juveniles, even those who have committed no crime. Hohenstein said juveniles, even those who have committed no larger crime than running away from their troubled homes, are being held in the Wayne Juvenile Detention Center for lack of foster homes in Dakota County -- an allegation the Nebraska Department of Social Services has denied. "There is an immediate need for additional foster care placements -- we needed it yesterday," Hohenstein said. "Wayne has been utilized on occasion, despite what denials you may receive from the Department of Social Services. We have no place--so what do we do? We commit them temporarily to Wayne until we find a place and that is not acceptable." Wayne County Sheriff LeRoy Janssen, director of the juvenile detention facility, has said the exact same thing in the past. See the story "Wayne Sheriff Says Uncharged Teens Being Kept In Detention" which ran in the Feb. 7, 1991 edition of the South Sioux City Star. Hohenstein said these situations come about when juveniles are brought before county and district judges who decide the child should not go back to his or her home. Hohenstein said the lack of foster homes has meant these children are going to the Juvenile Detention Center until foster homes for them can be found. "The County Attorney's Office, in cooperation with the Nebraska Department of Social Services, is promoting and actively recruiting additional foster homes in Dakota County and that is something that has never been done by a County Attorney's Office in Nebraska," Hohenstein said. "If we have additional foster homes we won't have to commit youths to Wayne. Judge Smith said "I don't know why I'm here. I understand the problem with the jail. I've sent communique after communique about the statistics for the county and they're appalling." Smith said Dakota County is in an unusual position for a county of this size. For a county whose largest town scarcely tops the 10,000 population mark. Smith said the county has problems so extensive as to rate a close third behind the much more urban Douglas and Lancaster counties which have the major population centers of Omaha and Lincoln to contend with. "Since 1986-87 the criminal and juvenile caseload here has more than tripled. We can't go to the criminal and say: 'Please don't commit so many crimes because we have a problem with our budget," Smith said. "What I can tell you is that you have too much crime taking place." Smith said he understands the problems the jail has had and understands why prisoners are being released on their own recognizance and said the practice is necessary. Smith, however, noted that he's seeing a different kind of criminal in his court room now that the jail situation has gotten out of hand. "The first minute you started letting everyone out of jail, they know they have to come back sometime to be charged. They come into me with these big smiles on their faces and ask me for a court appointed attorney," Smith said. "They got out of jail free and they get a free lawyer and they know it. Despite what has been said, it is not always up to the discretion of the judges -- it just isn't." Smith said in his judgeship he has a caseload that ranks second in the state and the problems he has to deal with in his court room are getting worse. "We have the second highest juvenile caseload in all of Nebraska. We get the people from Social Services in asking for more court appointed attorneys for all these juveniles and we have to give them to them," Smith said. Smith said letting prisoners out of jail isn't going to take the monkey off the court's back. "We desperately need some kind of juvenile facility. By federal and state law we can't hold these kids for longer than six hours in the jail here and that's ridiculous. Smith also said new jails, new equipment, new approaches aren't necessarily going to solve the problem either. "I don't know of anything more I can do. I've been the biggest supporter of house arrest in

the county. We are just going to have to face up to the fact that the crime rate in Dakota County is appalling and I guess we're just going to have to pay for it." Judge Robert Otte, Judge of the District Court, said the amazing crime figures can be verified in his court room, too. He said his caseload is also well above other counties in the state. "The situation is the same in District Court. We rank third in the state. We have more felony cases than Sarpy County and they're a lot larger than we are," Otte said. "It seems we are a county of limited resources but an almost unlimited criminal supply. Judge Otte said his court is jammed up as much as Smith's and that he is getting sucked down into the litigation quagmire a little more every day. "There were 352 criminal cases filed last year. That's one case a day, every day for a year including days we don't work and holidays," Otte said. "I'm falling behind on civil cases because I don't have time. There are too many criminal cases." Otte said so many crimes are taking a back seat in the court while Otte deals with the constant stream of drug-related cases that come to his bench. "This is really effecting a lot of the work we do and I don't see any lessening. Most of the cases we are dealing with are assaults and drug cases," Otte said. "We get drug case after drug case after drug case." Otte said he has dealt with many drug cases and doesn't want to see the drug dealers going back out on the street because there isn't room in the jail. "I don't think they should be on the street because these are the ones selling it. Everyone in that group (the drug culture) is pretty familiar with the drug investigator now. They know him by his first name and they still sell drugs to him," Otte said in amazement. Judge Smith said he also has a problem thinking about all the criminals walking around the streets that the law enforcement officials haven't had time to track down yet. "We have almost 1,000 people, some serious criminals, who are just walking around free because the Sheriff doesn't have time to pursue them," Smith said. "It's like we're saying: 'Go about on your merry way forever and ever.' So much crime and we have no time to pay attention to it." Both Smith and Otte mentioned that they are seeing a lot of faces that come before their bench time and again. They said repeat offenders are common. Dakota County Attorney Kurt Hohenstein agreed with the judges, saying repeat offenders keep coming back over and over again and that the lack of treatment facilities in the county mean that trend will go on for a long time to come. Mr. Wagner and Mr. Ford commented how much law enforcement was cooperating. There is more cooperation between the different law enforcement officials than has been in Dakota County for a good number of years. Commissioner Rohde moved, seconded by Commissioner Hartnett, to adjourn. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Absent, Rohde-Yea, UNANIMOUS MOTION CARRIED 5:45 p.m. ATTEST:

 _____ County Clerk
 Board Chairperson * * * * *

DAKOTA COUNTY BOARD OF COMMISSIONERS
 APRIL 1, 1991 PROCEEDINGS
 COUNTY BOARD MEETING ROOM
 DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called the meeting to order at 1:30 p.m. PRESENT: Commissioners Huggenberger, Hirschbach, Rohde, Bobier, Hartnett and Ted Piepho, Secretary. ABSENT: All present Commissioner Bobier moved, seconded by Commissioner Hartnett, to approve the minutes of the March 18, 1991 meeting as typed in the Official Record. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Warren Johnston appeared before the board on behalf of the Crystal Lake Project for the

South Sioux City Legion. Chris Voss and Mr. Johnston had appeared at an earlier meeting to purchase a mower that would be used to cut the grass at the old Crystal Lake. Mr. Johnston presented several bids on mowers that he had solicited from different dealers. They were as follows: Robertson Implement bid \$560 for a 5' Cooper Clipper 3 pt. Deck Mower. Harry Batcheller's Farm Store bid \$575 for a 5' Rotary Mower. Bojens & Wikert Co. bid \$650 for a Shear bolt drive line Model 503 Economy Cutter. Bojens & Wikert Co. bid \$700 for a slip clutch drive line Model 503 Economy Cutter. Bojens & Wikert Co. bid \$1025 for a Shear bolt drive line Model 516 Utility Cutter. Bojens & Wikert Co. bid \$1085 for a slip clutch drive line Model 516 Utility Cutter. Bak Honda Suzuki Kubota Center bid \$725 for a 60" T25-311 Befco Rotary Mower. Mr. Johnston recommended accepting the bid of Robertson Implement who had the lowest price and is a local dealer. After a little discussion, Commissioner Rohde wanted to check the price of a Bush Hog mower. Betty O'Neill, County Assessor, appeared before the board and asked that they approve two tax list corrections. Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve and authorize the chairman to sign the Tax list corrections of Khampahank Sivongthong in the amount of +\$91.55 and Edward J & Nancy Hines in the amount of -\$1222.54. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Commissioner Hirschbach moved, seconded by Commissioner Bobier, to convene as Board of Equalization at 1:44 p.m. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Betty O'Neill, County Assessor, presented an application for Motor Vehicle Exemption (renewal) for Assembly of God requesting exempt status on a 1981 Dodge Van bearing the serial number 284HB21P3BK247001 and a 1984 Toyota Camray with the serial number JT25V12E8E0094587. Commissioner Hartnett moved, seconded by Commissioner Bobier, to approve the Motor Vehicle Exemption Applications of Assembly of God Church. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Commissioner Hirschbach moved, seconded by Commissioner Bobier, to send a Notice of Valuation Change to Daniel L. & Patricia Nice reducing the total value from \$52,757 to \$41,070. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Bobier, to reconvene as Board of Commissioners. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED 1:47 p.m. Linda Wilson, from the sheriff's office, appeared before the board to request the board to increase work release fees to \$10 a day. She said that they were \$5 now and she said that with the house arrest program being \$10, inmates rather be on work release than house arrest. Discussion was had by the board and Commissioner Hirschbach thought that work release should be more than house arrest because the county still has to feed the prisoners who are on work release. She also felt there should be an incentive for inmates to choose house arrest over work release. Further discussion was had as to an amount for work release. Commissioner Hirschbach moved, seconded by Commissioner Bobier, to set the work release fees at \$15.00 a day. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED Arnold Mellick appeared before the board and asked the board if they would pay the road employees for the extra expense of getting a commercial drivers license over getting a regular drivers license. It was the consensus of the board to pay the difference. Chairman Huggenberger opened the lone bid received from Higman Sand and Gravel Company to furnish the county with gravel for the coming year. Their bid was \$5.84/ton for Type I and II Road Gravel delivered and \$3.85/ton if we pick up. Their bid for furnishing 1" rock was \$8.40/ton delivered and \$6.41 for to pick it up. Commissioner Rohde moved, seconded by Commissioner Hirschbach, to accept the gravel bid from Higman Sand and Gravel to furnish the county with road gravel and to authorize the chairman to sign the contract for same. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-

Yea, UNANIMOUS MOTION CARRIED Commissioner Hartnett moved, seconded by Commissioner Bobier, to recess. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED 2:30 p.m. The board reconvened from recess at 2:45 p.m. Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve the payroll claims submitted by the county clerk as follows: COUNTY ROAD PAYROLL: Gross salaries- \$6337.33, Employers Social Security- \$437.71, Employers Share Blue Cross- \$568.79, Employers Share Retirement- \$304.21. Kenneth D. Hansen- 548.00, Walter Heinemann- 742.00, Robert Jacobsen- 624.80, Richard McNear- 616.80, Marlan G. Millard- 624.80, Willis Roeber- 620.80, Earl K. Stading- 620.80, Raymond Reed Jr.- 616.80, Randall A. Crombie- 616.80, Arnold Mellick- 705.73. ROAD FUND Employee withholding paid to: Federal- 475.05, State- 140.71, FICA- 437.71, Retirement- 202.80, Blue Cross- 485.26, Lone Star- 9.76, Colonial- 130.39, Union Dues- 98.00, Credit Union- 17.00. COUNTY GENERAL FUND: Gross salaries- \$39,846.03, Employers Social Security- \$2939.92, Employers Share Blue Cross- \$3223.36, Employers Share Retirement- \$1763.00. Gretchen R. Hirschbach- 346.15, Daniel J. Rohde- 346.15, Jack D. Bobier- 346.15, Jackie Hartnett- 346.15, James Huggenberger- 346.15, Theodore A. Piepho- 942.30, Marilyn Davis- 615.38, Phyllis Ridge- 446.60, Nanci Walsh- 416.80, Bertha Olson- 400.00, Robert H. Giese- 942.30, Irene VanLent- 640.00, Charlotte J. Doenhoefer- 520.00, Ruth M. Jensen- 520.00, Ruth P. Warnock- 520.00, Mardell A. Sorensen- 520.00, Mark J. Dorcey- 346.15, Margaret Rahn- 640.00, Shirley Sides- 44.00, Betty O'Neill- 942.30, Madelyn S. Thorsland- 640.00, Shirley A. Bentz- 540.00, Karen S. Twohig- 468.00, Lori McClaren- 602.00, Douglas Lehman- 975.73, Dennis Tank- 780.50, Rita Deichert- 420.00, Cindy Huggenberger- 420.00, Colene H. Boyle- 942.30, Veronica Grijalba- 640.00, Shirley J. Frank- 304.50, Janet Engel- 550.13, Shirley Sides- 280.50, Klemett Dean- 816.16, Marvin G. Nielsen- 520.00, Patricia A. Stingley- 568.00, James L. Wagner- 1153.85, Linda E. Wilson- 640.00, Randall J. Walsh- 750.00, Martin V. Hohenstein- 762.10, Paul F. Gomez- 512.00, Sharon L. Hartnett- 358.40, Joy K. Nixon- 307.20, Sharon L. Graves- 452.00, Kenneth Blaker- 673.80, Stephen Heide- 673.80, Rodney Herron- 653.85, Robert Johnson- 653.85, Robert Doenhoefer- 634.62, Bonnie Kempers- 400.00, Kurt A. Hohenstein- 942.30, Douglas Luebe- 673.08, Pamela Koster- 544.38, Laura Knox- 1076.92, Cherie Hogan- 472.00, Tracey Eslick- 440.00, Rita Legg- 359.63, Neva M. Neal- 165.60, Adrienne G. Harral- 520.00, Brian R. Lamb- 570.38, Linda J. Schovanec- 324.00, Jason Johansen- 488.00, Kathleen Hansen- 488.00, Gary Buck- 528.00, Todd Trobaugh- 445.50, Sandra Gutierrez- 448.00, Margaret Stingley- 327.50, Bruce Hovey- 115.38, Margaret Kunzie- 498.00, Janice C. Brown- 758.40, Gloria Ann Dwyer- 448.95, Diane M.C. Spink- 197.87, Dr. Larry Hansen- 69.23, Warren Johnston- 640.00. GENERAL FUND Employee withholding paid to: Federal- 3914.46, State- 1010.32, FICA- 2939.92, Retirement- 1175.34, Blue Cross- 912.16, Lone Star- 2.44, Colonial- 503.33, Credit Union- 1613.47, Deferred Comp.- 125.00, Garnishments- 200.00. COUNTY WEED CONTROL FUND: Gross salaries- \$475.09, Employers Social Security- \$36.34, Employers Share Blue Cross- 56.92, Employers Share Retirement- 22.80. R. Richard Graham- \$475.09. WEED FUND Employee withholding paid to: Federal- 48.50, State- 13.09, FICA- 36.34, Retirement- 15.20. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Darrell Standard, with Trampe & Associates, and Betty O'Neill, County Assessor, appeared before the board concerning the revaluation. Mr. Standard gave the board a monthly summary for the revaluation. He also presented a year to date monthly summary of the IBP account and pick up work. They discussed the state's aggregate assessment of sales ratios done by the Department of Revenue. Commissioner Rohde moved, seconded by Commissioner Hartnett, to adjourn. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Absent, Rohde-Yea, UNANIMOUS MOTION CARRIED 5:45 p.m. ATTEST:

County Clerk

Board Chairperson * * * * *
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DAKOTA COUNTY BOARD OF COMMISSIONERS
APRIL 15, 1991 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called the meeting to order at 10:08 a.m. PRESENT: Commissioners Huggenberger, Hirschbach, Rohde, Bobier, Hartnett and Ted Piepho, Secretary. ABSENT: All present. Commissioner Hartnett moved, seconded by Commissioner Rohde, to approve the minutes of the April 1, 1991 meeting as typed in the Official Record. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED The board reviewed the claims and recessed for lunch at 11:35 a.m. The board reconvened from lunch at 1:30 p.m. Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve the claims submitted by the County Clerk as follows: COUNTY ROAD PAYROLL: Gross salaries- \$6416.43, Employers Social Security- \$443.76, Employers Share Blue Cross- \$568.79, Employers Share Retirement- \$298.58. Kenneth D. Hansen- 548.00, Walter Heinemann- 624.80, Robert Jacobsen- 624.80, Richard McNear- 616.80, Marlan G. Millard- 624.80, Willis Roeber- 620.80, Earl K. Stading- 620.80, Raymond Reed Jr.- 616.80, Randall A. Crombie- 616.80, Arnold Mellick- 765.73, Stewart Anderson- 136.30. ROAD FUND Employee withholding paid to: Federal- 467.03, State- 140.60, FICA- 443.76, Retirement- 199.05, Blue Cross- 485.26, Lone Star- 9.76, Colonial- 130.39, Union Dues- 98.00, Credit Union- 17.00. COUNTY GENERAL FUND: Gross salaries- \$39,151.86, Employers Social Security- \$2886.85, Employers Share Blue Cross- \$3223.36, Employers Share Retirement- \$1712.30. Gretchen R. Hirschbach- 346.15, Daniel J. Rohde- 346.15, Jack D. Bobier- 346.15, Jackie Hartnett- 346.15, James Huggenberger- 346.15, Theodore A. Piepho- 942.30, Marilyn Davis- 615.38, Phyllis Ridge- 464.00, Nanci Walsh- 424.00, Bertha Olson- 400.00, Robert H. Giese- 942.30, Irene VanLent- 640.00, Charlotte J. Doenhoefer- 520.00, Ruth M. Jensen- 520.00, Ruth P. Warnock- 520.00, Mardell A. Sorensen- 520.00, Mark J. Dorcey- 346.15, Margaret Rahn- 640.00, Shirley Sides- 88.00, Betty O'Neill- 942.30, Madelyn S. Thorsland- 640.00, Shirley A. Bentz- 540.00, Karen S. Twohig- 520.00, Lori McClaren- 560.00, Douglas Lehman- 700.00, Dennis Tank- 560.00, Rita Deichert- 420.00, Cindy Huggenberger- 420.00, Colene H. Boyle- 942.30, Veronica Grijalba- 640.00, Shirley J. Frank- 313.69, Janet Engel- 448.88, Shirley Sides- 233.75, Klemett Dean- 816.16, Marvin G. Nielsen- 520.00, Patricia A. Stingley- 568.00, James L. Wagner- 1153.85, Linda E. Wilson- 640.00, Randall J. Walsh- 750.00, Martin V. Hohenstein- 720.00, Paul F. Gomez- 518.40, Sharon L. Hartnett- 307.20, Joy K. Nixon- 313.60, Sharon L. Graves- 457.65, Kenneth Blaker- 673.80, Stephen Heide- 673.80, Rodney Herron- 653.85, Robert Johnson- 653.85, Robert Doenhoefer- 634.62, Bonnie Kempers- 400.00, Kurt A. Hohenstein- 942.30, Douglas Luebe- 673.08, Pamela Koster- 520.00, Laura Knox- 1076.92, Cherie Hogan- 451.35, Tracey Eslick- 429.00, Neva M. Neal- 209.30, Adrienne G. Harral- 520.00, Brian R. Lamb- 540.00, Linda J. Schovanec- 378.00, Jason Johansen- 488.00, Kathleen Hansen- 494.10, Gary Buck- 507.00, Gary Buck- 20.00, Todd Trobaugh- 506.00, Sandra Gutierrez- 403.20, Kathleen Hansen- 10.00, Todd Trobaugh- 42.50, Margaret Stingley- 370.00, Bruce Hovey- 115.38, Margaret Kunzie- 480.00, Janice C. Brown- 758.40, Gloria Ann Dwyer- 461.25, Diane M.C. Spink- 366.27, Dr. Larry Hansen- 69.23, Warren Johnston- 640.00. GENERAL FUND Employee withholding paid to: Federal- 3813.87, State- 990.11, FICA- 2886.85, Retirement- 1141.53, Blue Cross- 912.16, Lone Star- 2.44, Colonial- 503.33, Credit Union- 1629.06, Deferred Comp.- 125.00, Garnishments- 200.00. COUNTY WEED CONTROL FUND: Gross salaries- \$955.09, Employers Social Security- \$73.06, Employers Share Blue Cross- 56.92,

Employers Share Retirement- 22.80. R. Richard Graham- \$475.09, Allen Heikes- 480.00. WEED FUND Employee withholding paid to: Federal- 100.02, State- 26.91, FICA- 73.06, Retirement- 15.20. GENERAL FUND: Jim Huggenberger, reimbursement - 13.00; Margaret Kunzie, mileage - 20.80; SSC Star, publications - 952.95; Midwest Typewriter, supplies - 48.00; Ted Piepho, mileage - 28.04; SC Stationery, supplies - 150.52; SC Stationery, supplies - 56.16; Pitney Bowes, rental - 266.80; Nadine Johanson, service benefit - 17.00; Robert Giese, mileage - 57.08; Monroe Systems, supplies - 82.13; SC Stationery, supplies - 73.70; Nebr Association of County Treasurers, dues - 35.00; Dugan Forms, forms - 15.00; Midwestern Paper, supplies - 135.00; Dennis Tank, mileage - 52.68; Doug Lehman, mileage - 184.49; Western Paper, supplies - 14.95; Trampe & Association., services - 5000.00; Aaron Nelson, refund - 106.63; SSC Star, publication - 47.16; Betty O'Neill, coffee - 15.48; Monroe Systems, supplies - 227.40; SC Stationery, supplies - 60.32; Sioux Valley Communications rental - 95.00; Sioux Business Products, supplies - 20.85; Homer Community School, Superintendent Contract - 340.00; Holiday Inn, room - 66.00; Siouxland Engineering, services - 708.33; SSC Star, publication - 13.36; Independent Telephone, service - 43.00; Redfield & Company supplies - 118.84; Sioux Business Products, supplies - 264.20; Garvey's Trophy, signs - 65.30; Redfield, supplies - 287.46; Dictaphone, contract - 208.00; Shepard's McGraw-Hill, supplies - 52.71; DAS materiel, supplies - 27.10; Veralex, supplies - 50.00; Nebr Continuing Legal Education, handbook - 125.00; Nebr County Court Association, dues - 25.00; Butterworth, forms - 33.83; Standard Office Equip, supplies - 40.00; Perkins Stationery, supplies - 23.35; SC Stationery, supplies - 4.36; Clerk of District Court, costs - 1165.00; Coffee King, supplies - 28.95; West Publishing, supplies - 167.50; Suzanne Brudigan, deposition - 142.15; Ray Cota, interpreter - 64.60; Donald Fitch, Attorney fee - 229.50; Donald Fitch, Attorney fee - 638.85; Maurice Redmond, Attorney fee - 2353.12; Maurice Redmond, Attorney fee - 1703.73; Francis Goodwin, Attorney fee - 428.64; Francis Goodwin, Attorney fee - 8032.61; Duane Hoffmeyer, Attorney fee - 293.80; Hurley Law, Attorney fee - 426.50; Richard McCoy, Attorney fee - 977.25; Stuart Mills, Attorney fee - 273.25; Stuart Mills, Attorney fee - 390.05; Lawyers Coop Publishing, supplies - 100.90; Frank Gonzalez, interpreter - 40.00; Richard McCoy, Attorney fee - 1401.28; Sheriff of Thurston County 15.50; court costs - 15.50; Dixon County Sheriff, court costs - 25.45; Madison County Sheriff, court costs - 24.35; County Court, costs - 260.00; Hilda Balderas, interpreter - 50.00; Frank Gonzalez, interpreter - 268.75; Evonne Kramper, court visitor - 40.00; Lutheran Social Services - mileage - 24.20; Robert Rehan, Attorney fee - 442.60; Duane Hoffmeyer, Attorney fee - 188.55; Duane Hoffmeyer, Attorney fee - 320.65; Duane Hoffmeyer, Attorney fee - 355.50; Francis Goodwin, Attorney fee - 156.82; Martha McMinn, Attorney fee - 165.00; William Binkard, Attorney fee - 233.69; William Binkard, Attorney fee - 398.67; William Binkard, Attorney fee - 378.84; William Binkard, Attorney fee - 170.00; William Binkard, Attorney fee - 195.00; Maurice Redmond, Attorney fee - 443.30; Hurley Law, Attorney fee - 258.50; Hurley Law, Attorney fee - 298.50; Hurley Law, Attorney fee - 503.50; Stuart Mills, Attorney fee - 363.00; Stuart Mills, Attorney fee - 151.50; Stuart Mills, Attorney fee - 311.50; Sandra Inkster, Attorney fee - 213.75; Sandra Inkster, Attorney fee - 22.50; Donald Fitch, Attorney fee - 170.00; Safeguard Business, supplies - 473.20; Colene Boyle, mileage - 19.20; Veronica Grijalba, mileage - 19.20; Allen Heating, repair - 31.00; Bahr Plumbing, repair - 678.82; Bean Electric, repair - 75.07; City of Dakota City, utilities - 2978.80; Coast to Coast, supplies - 112.46; Craig Dean, repair - 38.50; Klemett Dean, supplies - 14.00; Klemett Dean, mileage - 47.04; R&J Gill, garbage - 100.00; Russ Helzer, snow removal - 80.00; Independent Phone, services - 22.40; Midwest Gas, utilities - 851.00; Seco Oil, inspection - 294.00; Sioux Valley Radio, rental - 21.00; Western Paper, supplies - 141.11; Zee Medical, supplies - 19.95; Farmers Coop, diesel - 415.37; Dakota County Extension, misc - 11353.89; James Wagner, clothing - 10.00; Randall

Walsh, clothing - 10.00; Martin Hohenstein, clothing - 10.00; Kenneth Blaker, clothing - 10.00; Steve Heide, clothing - 10.00; Rodney Herron, clothing - 10.00; Robert Johnson, clothing - 10.00; Robert Doenhoefer, clothing - 10.00; State of Nebr Communication, teleprinter - 405.00; Dakota County Sheriff, misc - 711.09; Harold's Photo, supplies - 45.54; Dakota County Road, costs - 1118.01; Crystal Oil, supplies - 686.93; Jim's Service, fuel - 70.69; Pronto, supplies - 130.31; K&S Service - supplies - 628.15; Sioux Business, supplies - 268.80; Suzanne Brudigan, deposition - 57.80; Clerk of Legislature, supplies - 29.75; Dixon County Sheriff, fees - 33.70; Clerk of Court, copies - 9.50; Executive Copy, contract - 77.94; Georgetown University Law Center materials - 101.00; Harold's Photo, supplies - 8.38; Kurt Hohenstein, certificates - 1500.00; Kurt Hohenstein, mileage - 96.28; KWSL, air time - 158.00; Matthew Bender, services - 375.95; Redfield, supplies - 56.81; Selective Software, software - 566.70; Sioux Business, supplies - 2.04; SC Stationery, supplies - 144.20; Sioux Valley Communications rental - 21.00; Veralex, services - 56.51; Hy Vee, products - 1927.00; Coffee King, supplies - 51.90; PA Braunger, supplies - 178.95; Gillette Dairy, supplies - 378.07; Metz Baking, supplies - 16.64; Carpenter Paper, supplies - 156.10; Dixon County Sheriff, inmate boarding - 350.00; Cedar County Sheriff, inmate boarding - 1700.00; Washington County Sheriff, inmate boarding - 4060.00; Saunders County Sheriff, inmate boarding - 4000.00; US West, phone - 93.86; Jack's Uniforms, supplies - 137.75; Wal-Mart, supplies - 113.82; Nebr Crime Communications services - 24.00; Dakota County Sheriff, supplies - 252.68; Ray Freeman, repair - 45.30; SC Stationery, supplies - 88.59; Helen Gatewood, audit - 25.00; EPS Inc, supplies - 30.96; Streck Lab, services - 52.88; SC Stationery, supplies - 39.48; Diane Spink, mileage - 48.33; Jan Brown, mileage - 70.73; Elva Nottleman, health aide - 198.00; AT&T, phone - 696.86; AT&T, phone - 290.30; Executive Copy, supplies - 152.95; Dakota City Postmaster, postage - 1558.00; Nebr Auditor, services - 5250.00; Region IV, mentally handicapped - 4037.50; SSC Chamber, development - 3166.66; US West, phone - 1161.55; Checkwriter, contract - 434.90; Pender Impl, mower - 475.00; Sioux Business, supplies - 62.36; Daniel Rohde, registration - 13.00; C&H Truck Parts, storage - 200.00. ROAD AND BRIDGE: Stewart Anderson, refund - 10.00; Means, supplies - 41.32; Circle R, part - 3.06; City of SSC, utilities - 172.61; Coast to Coast, supplies - 59.99; Randy Crombie, services - 5.00; Dakota Auto, supplies - 520.53; Farmers Coop, fuel - 4462.27; Filter Card, filters - 8.90; FEMCO, supplies - 722.35; Firestone, tire - 182.15; LP Gill, garbage - 7.00; Higman Sand, supplies - 6892.85; Ideal Distributors, supplies - 319.92; Inland Truck Parts, supplies - 154.35; Joe's Surplus, supplies - 88.56; Linweld, supplies - 28.50; Mantek, supplies - 286.63; Marlan Millard, services - 56.84; Midwest Gas, utilities - 147.38; Nebr Public Power, utilities - 100.33; Newman Signs, supplies - 234.00; Parsons Equipment, supplies - 233.69; Willis Roeber, services - 5.00; Siouxland Engineering, services - 3044.25; Siouxland Mack, supplies - 26.00; SSC Star, publications - 156.98; Torco-Remfg, repair - 28.50; US West, phone - 60.31; Warren Oil, diesel - 748.30; Ziegler, parts - 4886.32. SPECIAL ROAD: Siouxland Engineering, services - 4238.80. POOR RELIEF: Grandview Resources, services - 554.00; Wahoo Dental, services - 10.00; Oral Surgery Association, services - 20.00; Blair Clinic, services - 50.00; Barr Healthmart Pharmacy, supplies - 60.87; Dakota Family Dentistry, services - 48.00; Marian Health Center, services - 1248.79; Redler's Pharmacy, supplies - 646.54; Zee Medical Service, supplies - 160.95; Siouxland Orthopedics, services - 1627.00; Doris Hopkins, rent - 210.00; Oral Surgery Association, services - 280.00. VICTIMS ASSISTANCE: Evonne Kramper, salary & misc - 2075.14; Sage Publications, supplies - 19.68; Dakota County Treasurer, housing - 525.00; Dakota County Treasurer, reimburse - 115.05. WEED FUND: A.J. Phillips, printing - 19.70; C&R Supply, repair - 5.62; Dakota Auto, supplies - 178.20; FIMCO parts - 360.57; Dick Graham, misc - 272.76; Robertson Implement, supplies - 4.94; Standard Bearings, supplies - 12.27; Stephan's Welding, repair - 40.00; Stitch it Shop,

repair - 10.00; Walthill Farm, repair - 1064.14. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Commissioner Bobier moved, seconded by Commissioner Hartnett, to renew the Law Enforcement Contract with Dakota City to include language that if a deputy that is assigned as a city deputy terminates his/her employment, the city is responsible to reimburse the county \$4,500 for replacing that deputy except in the case where the newly hired deputy is already certified. In the event where a city designated deputy is promoted or placed in a position other than a classification of a city designated deputy, then the city would not be responsible for said charge. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Bobier, to adopt Resolution 91-4 as follows: RESOLUTION 91-4 WHEREAS: The County Jail budget will exceed it's budget upon the payment of accounts payable and payroll for the month of April, 1991. WHEREAS: An emergency exists. WHEREAS: The County Clerk's budget of the General Fund has unappropriated monies left. AND WHEREAS: The Election Commissioner's Budget has unappropriated monies left. BE IT THEREFORE RESOLVED: The Dakota County Board of Commissioners hereby authorize the unappropriated monies of the County Clerk's and Election Commissioner's budget of the General Fund to be utilized for payment of the over expended budget of the County Jail's budget and that said budget be increased by \$15,000.00 to \$287,537.39 for the fiscal year 1990-1991. BE IT FURTHER RESOLVED: The County Clerk's budget be reduced by \$5,000.00 to \$106,794.60 and the Election Commissioner's budget be reduced by \$10,000.00 to \$24,970.00 to cover the over expenditure of the County Jail's budget. Passed and adopted this 15th day of April, 1991. James Huggenberger ___/s/James Huggenberger_____

Jack Bobier ___/s/Jack Bobier_____

Gretchen Hirschbach ___/s/Gretchen Hirschbach_____

Jackie Hartnett ___/s/Jackie Hartnett_____

Daniel Rohde ___/s/Daniel Rohde_____

ATTEST:

___/s/Theodore A. Piepho_____ Theodore A. Piepho County Clerk ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED Commissioner Bobier moved, seconded by Commissioner Hirschbach, to adopt Resolution 91-5 as follows: RESOLUTION 91-5 WHEREAS: The County Jail budget will exceed it's budget of expenditures upon the payment of accounts payable and payroll for the month of April, 1991. WHEREAS: The County Legal services budget will exceed it's budget of expenditures upon the payment of accounts payable for the month of April, 1991. WHEREAS: An emergency exists. WHEREAS: The County Attorney's budget of the General Fund has unappropriated monies left. AND WHEREAS: the County Attorney has given notice to return \$10,000 and authorized the County Board to decrease his budget by said amount. BE IT THEREFORE RESOLVED: The Dakota County Board of Commissioners hereby authorize the transfer of monies from the County Attorney's Budget of the General Fund to be used for payment of the over expended budget of the County Jail and Legal Services budget. BE IT FURTHER RESOLVED: The Legal Services Budget be increased by \$5,000 and the County Jail Budget be increased by \$5,000.00 for the fiscal year 1990-1991. BE IT FURTHER RESOLVED: The County Attorney's budget be reduced by \$10,000 to cover the over expenditure of the

County Jail's budget and the Legal Services Budget. Passed and adopted this 15th day of April, 1991. James Huggenberger ___/s/James Huggenberger_____

Jack Bobier ___/s/Jack Bobier_____

Gretchen Hirschbach ___/s/Gretchen Hirschbach_____

Jackie Hartnett ___/s/Jackie Hartnett_____

Daniel Rohde ___/s/Daniel Rohde_____

ATTEST:

___/s/Theodore A. Piepho_____ Theodore A. Piepho County Clerk ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED Commissioner Hartnett moved, seconded by Commissioner Hirschbach, to adopt Resolution 91-6 as follows: RESOLUTION 91-6 WHEREAS: The County Jail budget will exceed it's budget upon the payment of accounts payable and payroll for the month of April, 1991. WHEREAS: An emergency exists. WHEREAS: The Civil Defense budget of the General Fund has unappropriated monies left. BE IT THEREFORE RESOLVED: The Dakota County Board of Commissioners hereby authorize the unappropriated monies of the Civil Defense budget of the General Fund to be utilized for payment of the over expended budget of the County Jail's and that said budget be increased by \$18,000.00 to \$302,537.39 for the fiscal year 1990-1991. BE IT FURTHER RESOLVED: The Civil Defense budget be reduced by \$18,000.00 to cover the over expenditure of the County Jail's budget. Passed and adopted this 15th day of April, 1991. James Huggenberger ___/s/James Huggenberger_____

Jack Bobier ___/s/Jack Bobier_____

Gretchen Hirschbach ___/s/Gretchen Hirschbach_____

Jackie Hartnett ___/s/Jackie Hartnett_____

Daniel Rohde ___/s/Daniel Rohde_____

ATTEST:

___/s/Theodore A. Piepho_____ Theodore A. Piepho County Clerk ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED The board discussed when they should have a public hearing since the General Fund is likely to exceed it's budget of expenditures. Commissioner Hirschbach moved, seconded by Commissioner Rohde, to hold a public hearing at 2:00 p.m. on May 13, 1991 to reduce the Necessary Cash Reserve by \$140,000. and to increase the expenditures of the General Fund and more specifically, to increase the Jail, Legal Services and Assessor's budgets to \$364,000, \$260,000, and \$379,371.71 respectively. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED The board briefly discussed spending an additional \$3,000 for labor and material to the Frank Nelson Bridge. It was the consensus of the board to go ahead and do the additional work to said bridge. Arnie Mellick appeared before the board to ask the board to set a date and time for opening motor grader bids. Commissioner Rohde moved, seconded by Commissioner Hartnett, to advertise for the purchase of a motor grader and that the bid deadline for receiving bids

shall be 4:00 p.m. May 24, 1991. Be it further resolved that the opening of the bids shall be had at 2:00 p.m., Monday, May 28, 1991. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED Betty O'Neill, County Assessor, appeared before the board with tax list corrections and Notices of Change in Valuation. Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to approve and authorize the chairman to sign the Tax List Corrections for Marcella Symons, Somdy Kolmany, Green Tree Acceptance, Walter Canoles and Farmland Industries. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Hartnett to convene as Board of Equalization to consider the Notices of Change in Valuation. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED 2:00 p.m. Commissioner Bobier moved, seconded by Commissioner Hartnett, to send Notices of Change in Valuation to Robert Engel, Myrna Rife, and Robert Webber. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Ms. O'Neill advised the board that she rejected two Homestead Exemption Applications. She said that they have 30 days to appeal to the county board. Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to reconvene as Board of Commissioners. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED 2:22 p.m. Robert Giese, County Treasurer, appeared before the board with a Treasurer's Report for January, February and March. The County Clerk gave the board his report, Register of Deeds and the Clerk of District Court's reports for March. Kurt Hohenstein appeared before the board to inform them that he had not received an answer from the courts whether they would be receptive to a fee schedule for court appointed council. He estimated that he would have their response by the end of the month. The board asked the County Attorney to do some research and give them an opinion when a public defender would be voted on if the board were to establish a Public Defense Office. Discussion was also had whether it was financial feasible to establish said office. Chairman Huggenberger declared that the board take a break and the time was 3:31 p.m. The chairman reconvened the meeting from break at 3:45 p.m. Commissioner Hartnett moved, seconded by Commissioner Rohde, to convene into executive session to discuss personnel. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED 3:45 p.m. Commissioner Rohde moved, seconded by Commissioner Hartnett to reconvene in open session. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED 4:51 p.m. The board briefly discussed creating a Public Defender Office and whether it would be cost effective. Commissioner Hartnett moved, seconded by Commissioner Rohde, to adjourn. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED 5:00 p.m. ATTEST:

 Board Chairperson * * * * * County Clerk
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DAKOTA COUNTY BOARD OF COMMISSIONERS
 APRIL 29, 1991 PROCEEDINGS
 COUNTY BOARD MEETING ROOM
 DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called the meeting to order at 1:30 p.m. PRESENT: Commissioners Huggenberger, Hirschbach, Rohde, Bobier, Hartnett and Ted Piepho, Secretary. ABSENT: All present. Commissioner Rohde moved, seconded by

Commissioner Bobier, to approve the minutes of the April 15, 1991 meeting as typed in the official record. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Commissioner Bobier moved, seconded by Commissioner Hirschbach, to transfer \$125,000 from Inheritance Tax to the General Fund for operating expenses. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Betty O'Neill, County Assessor, presented tax list corrections as follows: Iowa Beef Processors, Double Taxation on lagoon parcel, -\$19,555.32; Geiger Soto, sold mobile home, + \$51.01; Frank or Maria Valadez, sold mobile home, + \$63.44; Mary Koenek, sold mobile home, +111.26; Jeannia Bottger, sold mobile home, +185.77; Lauri or Dennis Ghea, County Attorney ordered taxes deleted, - \$65.69; and J. Duane or Lois Black, sold mobile home, + \$43.49. The board discussed sending notices to all entities of the Supreme Court ruling on the 1989 Personal Property protests. Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to approve the tax list corrections as presented by the County Assessor. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Bobier, to send the following letter to the different government agencies to apprise them of pending action by the County Board that will have a direct impact upon the revenues of their subdivision. April 30, 1991

The purpose of this letter is to apprise you of pending action by the County Board that will have a direct impact upon the revenues of your subdivision. As you are no doubt aware, the State Board of Equalization and Assessment met on Friday, April 12, 1991, and complied with a Nebraska Supreme Court decision to remove from the tax rolls millions of dollars in personal property owned by pipeline, telecommunications and airline companies. The refunds would be for the 1989 tax year. The reduced values for the affected property were certified by the Tax Commissioner to the County Assessor. The Assessor, in turn, has determined and certified to this Board the amount of the refunds that are due as a result of the reductions in value. Because some of the affected property may be located within your jurisdiction, a proportional amount of the total refund due will be paid from the funds being held for you by the County Treasurer. Under the provisions of Neb. Rev. Stat. 77-1736.04 Board must now certify those refunds to the County Treasurer for payment. The refunds will be paid by the Treasurer's office from the funds it has on hand for each political subdivision unless the amount of such funds is insufficient to pay the refund or unless your political subdivision certifies to the Treasurer that payment of the refunds at this time would seriously interfere with your ability to perform your governmental functions. To assist you in determining how you wish to proceed in this matter we have enclosed herewith two documents. The first is a copy of the governing statute, Neb. Rev. Stat. 77-1736.04 (1989 Supp.). The second document is a copy of the Resolution the Board will consider in the very near future. Attached to the Resolution as Exhibit 2 is the certification the Board has received from the Assessor. That certification shows exactly how much money the Treasurer will refund to each company from funds held for your subdivision. It is imperative that you determine as soon as possible the total amount of the refund due from your subdivision, and whether payment of that amount at this time will seriously interfere with your governmental functions. If so, your governing body must certify that fact to the Treasurer within thirty (30) days in order to avoid immediate payment of the refund. In determining whether to make such a certification you should consider the following factors: (1) While neither this Board nor the Treasurer will look beyond the fact of any certification it receives to determine whether there is a good faith basis for the representation that immediate payment of the refund would seriously interfere with governmental functions, that does not mean that the affected companies cannot or will not challenge such representations in court. (2) If you do make a certification to the Treasurer your action in making a

certification to the Treasurer should be taken formally, in an open public meeting, and for your own protection, should be preceded by as much supporting evidence as possible being made part of the record. (3) Subparagraph (1) of Section 77-1736.04 provides that refunds shall be made within two years after the final judgment giving rise to them. Subparagraph (1) also provides that refunds shall be paid, "as soon as practicable," and Subparagraph (2) provides that absent a certification to the Treasurer, the refunds shall be paid immediately. Obviously, the two-year provision contained in Subparagraph (1) was intended to ameliorate the impact of large tax refunds by allowing taxing subdivisions to build such refunds into their budgets for future years in those cases in which immediate payment of the refunds would interfere with governmental operations. (4) Even if it is necessary for your subdivision to defer payment of the refund, it is not necessary that the payment be deferred for the entire period allowed by the statute. You are legally authorized, (and arguably obligated), to direct the Treasurer to make the refund payment as soon as there are sufficient funds on hand to do so without interfering with your governmental functions. Practical considerations would also support payment of the refunds in a timely manner, inasmuch as one of the possible consequences of the cases giving rise to these refunds is total elimination of the tax on personal property for future years, thus reducing the sources of revenue available to make the refund payments. The Dakota County Board took action today, April 29, 1991. Thirty (30) days from today, the Treasurer will make refund payments from the funds of all taxing subdivisions which have not made a certification pursuant to Section 77-1736.04. This letter is intended to provide you with as much advance notice as possible so that you will have sufficient time to take whatever action, if any, is necessary to deal with the situation. If you have questions regarding this matter we would encourage you to contact your attorney and/or the County Attorney's Office as soon as possible. It is estimated that the financial impact to be _____ to your political subdivision.

Very truly yours, James Huggenberger ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to convene as Board of Equalization. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED at 1:45 p.m. Betty O'Neill, County Assessor, presented an application for motor vehicle exemption from Goldenrod Hills. Commissioner Bobier moved, seconded by Commissioner Rohde, to approve the application of Goldenrod Hills on a 1991 Dodge with serial number 2B5WB3543MK437976. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED The county assessor also presented valuation change notices. Commissioner Hirschbach moved, seconded by Commissioner Bobier, to approve the valuation change notices as presented. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to reconvene as Board of Commissioners. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED at 1:48 p.m. Commissioner Rohde moved, seconded by Commissioner Bobier to adopt Resolution 91-7 as follows: RESOLUTION 91-7 WHEREAS, Dakota County has lost 30,632.67 dollars in tax revenue due to recent Nebraska Supreme Court decisions concerning personal property taxes; WHEREAS, the County Assessor has issued tax list corrections to reduce the taxes collected by 30,632.67; WHEREAS, the Dakota County Board of Commissioners feel that the State Legislature of Nebraska should compensate Dakota County for the lost revenue regarding the forthcoming reimbursements as provided in the Nebraska Supreme Court cases: Natural Gas Pipeline of America v. State Board of Equalization and

Assessment and Trailblazer Pipeline Company v. State Board of Equalization and Assessment, filed March 1, 1991, Nos. 89-901, 89-902;

WHEREAS, the Dakota County Board of Commissioners is opposed to a tax plan imposed by the Legislature which would remove all personal property, from the tax rolls, further eroding the tax base within political subdivisions; WHEREAS, THE Dakota County Board of Commissioners is opposed to instituting a tax policy which will place a further burden on the real property within the State of Nebraska. AND WHEREAS, to exempt personal property would not distribute the increased tax burden proportionately to all tax payers as illustrated by taxing district on the attached instrument. THEREFORE, BE IT RESOLVED, that the attached instrument be made part of this resolution showing the inequity of tax burden by various taxing districts. BE IT FURTHER RESOLVED, that the Dakota County Board of Commissioners requests reimbursement in its entirety for any and all tax revenue losses incurred via court ordered reimbursement. BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Senators Conway and Hefner and Governor Nelson. Passed and adopted this 29th day of April, 1991. James Huggenberger /s/Jim Huggenberger_____

Jack Bobier /s/Jack Bobier_____

Gretchen Hirschbach /s/Gretchen Hirschbach_____

Jackie Hartnett /s/Jackie Hartnett_____

Daniel Rohde /s/Daniel J. Rohde_____

ATTEST:___/s/Theodore A. Piepho_____ Theodore A. Piepho County Clerk 1990

VALUATIONS TAXING % OF VALUATION PROPERTY AND EXEMPT	REAL ESTATE % OF PERSONAL M.V. IS EXEMPT	PERSONAL DISTRICT LOST IF P.P. SS-11	MOTOR VALUATION IF P.P. AND	TOTAL PERSONAL PROPERTY REAL PROPERTY	VEHICLE	IS
14,735,084.		22,531,820.		141,102,806.	37,266,904.	
8.26%		20.89% DC-11		15,221,533.		
990,413.		3,108,943.		4,099,356.		
5.13%		21.22% H-31R		5,332,773.		
369,124.		1,450,888.		1,820,012.		
5.16%		25.44% H61R-EFD		1,721,165.		
76,760.		479,722.		556,482.		
3.37%		24.43% J4-DCF		2,231,513.		
509,243.		604,810		1,114,053.		
15.22%		33.30% E61R-LENRD		3,121,679.		
132,559.		594,307.		726,866.		
3.44%		18.89% 4-DCF		9,748,192.		
445,580.		1,162,281.		1,607,861.		
3.92%		14.16% 4-EFD		192,777.		
0.		0.		0.		
0.		0. 4-PFD		680,965.		
13,547.		10,507.		24,054.		
1.92%		3.41% 6-PFD		9,086,617.		
203,470.		871,539.		1,075,009.		
2.0%		10.58% 6-WFD		1,745,243.		
17,831.		143,676.		161,507.		
.94%		8.47% 6-EFD.		1,770,865.		
31,533.		44,304.		75,837.		
1.71%		4.11% 6-DCF		166,888.		
37,293.		0.		37,293.		
18.26%		18.26% 11-DCF		40,885,368.		

17,436,781.	6,647,975.	24,084,756.
26.84%	37.07% 31R-DCF	19,781,529.
101,773.	1,505,789.	1,607,562.
.48%	7.52% 31R-HFD	27,601,371.
389,012.	1,919,633.	2,308,645.
1.30%	7.72% 61R-DCF	2,105,940.
0.	185,362.	2,291,302.
0.%	8.09% 61R-HFD	3,154,788.
14,670.	235,784.	250,454.
.43%	7.35%	61R-EFD
20,140,557.	263,998.	1,282,020.
1,546,018.	1.22%	7.13% 61R-
WFD	469,309.	0.
11,113.	480,422.	0.
2.31% 61R-PRD	148,617.	450.
11,573.	12,023.	.28%
7.48% 61R-EFD- LENRD	311,306.	0.
784.	312,090	0.
.25% 70-WFD.	1,956,930.	3,783.
62,395.	66,178.	.19%
3.27% 70-EFD	68,245.	0.
0.	0.	0.
0. 1-WFD	157,466.	0.
8,067.	165,533.	0.
4.87% 1A-WFD	362,979.	4,290.
24,224.	28,514.	1.10%
7.28% 1-PFD.	153,417.	0.
724.	154,141.	0.

.47% ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Commissioner Huggenberger spoke to the board regarding recycling in Dakota County. The recycling committee is requesting \$500.00 each from the County and South Sioux City. The money would be used for advertising and education. This would be done through an advertisement in the South Sioux City Star and brochures for distribution in the county. Commissioner Hartnett stated that the committee would like to make the citizens of the county more aware of recycling. Commissioner Huggenberger said that the committee would like to establish county wide recycling with volunteer labor. Commissioner Hirschbach stated that Sooland Recovery does recycling. Commissioner Hirschbach moved, seconded by Commissioner Bobier, to approve \$250.00 for the recycling committee. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED The board opened the bids for the 1986 Oldsmobile and the 1977 GMC. Bids for the Oldsmobile were: C&H Heavy Duty Specialists - \$1650.00 Darrell Mellick - \$62.00. Bids for the GMC were as follows: C&H Heavy Duty Specialists - \$400.00 Darrell Mellick - \$62.00. Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to table the storage claims from C & H Heavy Duty Specialists and the bids for the Sergott and Ring vehicles. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Commissioner Hartnett presented information on a Public Defense Office that she had received from Madison County. The board discussed this matter. Chairman Huggenberger re-established the Public Defense Committee with Commissioners Hirschbach and Hartnett as members. Commissioner Hirschbach addressed the board on behalf of the road committee. She stated that some of the projects that are totally county funded will have to be reconsidered as to priority. The committee feels that the golf course road should be done but that the Morgan road may have to wait. The committee also felt that if the Morgan road was put on hold the residents should be notified. Commissioner Rohde moved, seconded by

Commissioner Hartnett, to approve the payroll claims as presented. COUNTY ROAD PAYROLL: Gross salaries- \$6428.93, Employers Social Security- \$444.71, Employers Share Blue Cross- \$568.79, Employers Share Retirement- \$298.58. Kenneth D. Hansen- 548.00, Walter Heinemann- 624.80, Robert Jacobsen- 624.80, Richard McNear- 616.80, Marlan G. Millard- 624.80, Willis Roeber- 620.80, Earl K. Stading- 620.80, Raymond Reed Jr.- 616.80, Randall A. Crombie- 616.80, Arnold Mellick- 765.73, Stewart Anderson- 208.80. ROAD FUND Employee withholding paid to: Federal- 468.87, State- 140.58, FICA- 444.71, Retirement- 199.05, Blue Cross- 485.26, Lone Star- 9.76, Colonial- 130.39, Union Dues- 98.00, Credit Union- 17.00. COUNTY GENERAL FUND: Gross salaries- \$41027.16, Employers Social Security- \$3028.11, Employers Share Blue Cross- \$3167.52, Employers Share Retirement- \$1796.00. Gretchen R. Hirschbach- 346.15, Daniel J. Rohde- 346.15, Jack D. Bobier- 346.15, Jackie Hartnett- 346.15, James Huggenberger- 346.15, Theodore A. Piepho- 942.30, Marilyn Davis- 615.38, Phyllis Ridge- 468.35, Nanci Walsh- 424.00, Bertha Olson- 360.00, Robert H. Giese- 942.30, Irene VanLent- 640.00, Charlotte J. Doenhoefer- 539.50, Ruth M. Jensen- 539.50, Ruth P. Warnock- 539.50, Mardell A. Sorensen- 539.50, Mark J. Dorcey- 346.15, Margaret Rahn- 640.00, Betty O'Neill- 942.30, Madelyn S. Thorsland- 640.00, Shirley A. Bentz- 540.00, Karen S. Twohig- 468.00, Lori McClaren- 616.00, Douglas Lehman- 700.00, Dennis Tank- 560.00, Rita Deichert- 420.00, Cindy Huggenberger- 378.00, Colene H. Boyle- 942.30, Veronica Grijalba- 640.00, Shirley J. Frank- 311.06, Janet Engel- 580.52, Shirley Sides- 291.50, KlemettDean- 816.16, Marvin G. Nielsen- 520.00, Patricia A. Stingley- 568.00, James L. Wagner- 1153.85, Linda E. Wilson- 640.00, Randall J. Walsh- 750.00, Martin V. Hohenstein- 720.00, Paul F. Gomez- 588.80, Sharon L. Hartnett- 518.40, Joy K. Nixon- 307.20, Sharon L. Graves- 497.20, Kenneth Blaker- 803.73, Stephen Heide- 776.16, Rodney Herron- 762.91, Robert Johnson- 745.69, Robert Doenhoefer- 634.62, Bonnie Kempers- 400.00, Kurt A. Hohenstein- 942.30, Douglas Luebe- 673.08, Pamela Koster- 520.00, Laura Knox- 1076.92, Cherie Hogan- 472.00, Tracey Eslick- 437.25, Neva M. Neal- 119.60, Adrienne G. Harral- 598.00, Brian R. Lamb- 702.04, Linda Wilson- 249.99, Linda J. Schovanec- 357.75, Brian Lamb- 10.00, Jason Johansen- 555.10, Linda Schovanec- 10.00, Kathleen Hansen- 573.40, Gary Buck- 558.00, Jason Johansen- 37.50, Todd Trobaugh- 462.00, Sandra Gutierrez- 515.20, Todd Trobaugh- 52.50, Margaret Stingley- 390.00, Bruce Hovey- 115.38, Margaret Kunzie- 520.50, Janice C. Brown- 758.40, Gloria Ann Dwyer- 473.55, Diane M.C. Spink- 437.84, Dr. Larry Hansen- 200.00, Dr. Larry Hansen- 69.23, Warren Johnston- 640.00. GENERAL FUND Employee withholding paid to: Federal- 4040.11, State- 1047.13, FICA- 3028.11, Retirement- 1197.33, Blue Cross- 964.46, Lone Star- 2.44, Colonial- 533.80, Credit Union- 1629.06, Deferred Comp.- 125.00, Garnishments- 200.00. COUNTY WEED CONTROL FUND: Gross salaries- \$955.09, Employers Social Security- \$73.06, Employers Share Blue Cross- 56.92, Employers Share Retirement- 22.80. R. Richard Graham- \$475.09, Allen Heikes- 480.00. WEED FUND Employee withholding paid to: Federal- 100.02, State- 26.91, FICA- 73.06, Retirement- 15.20. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Commissioner Hartnett stated that Leo Anderson had spoken to her about removing some trees along the roadside. The board set May 13th for the day the Board of Equalization would hear protests. Commissioner Rohde moved, seconded by Commissioner Bobier, to adjourn. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED at 3:15 p.m. ATTEST:

 Board Chairperson * * * * *
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MAY 13, 1991 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called the meeting to order at 1:30 p.m. PRESENT: Commissioners Huggenberger, Hirschbach, Rohde, Bobier, Hartnett and Ted Piepho, Secretary. ABSENT: All present. Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to approve the minutes of the April 29, 1991 meeting as typed in the official record. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED The board reviewed the bids for the Sergott and Ring vehicles. Commissioner Bobier moved, seconded by Commissioner Rohde, to accept the bid of \$1650 for the 1986 Oldsmobile, serial number 1G3HN69L1G1848641 and the bid of \$440 for the 1977 GMC TCL4475500630 from C & H Heavy Duty Specialists. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED Commissioner Hirschbach moved, seconded by Commissioner Bobier, to transfer a 1977 FORD LTD, serial number 7H30F229063, to C & H Heavy Duty Specialists for storage and towing charges due against said vehicle. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED The board discussed public defense. Commissioner Hartnett had spoken with Jack Mills concerning public defense. Mr. Mills stated that it would be very important to know where the Judges and the County Attorney stood on the public defense issue. The public defense committee will solicit opinion from the judges and county attorney on public defense. Commissioner Hirschbach stated the some law firms had expressed interest in contracting for public defense work. Robert Giese, County Treasurer, gave his April treasurer's report to the board. The county clerk presented the officials reports from the County Clerk, the Register of Deeds, and the Clerk of District Court for April. Commissioner Rohde moved, seconded by Commissioner Bobier, to approve the payroll as presented by the County Clerk as follows: COUNTY ROAD PAYROLL: Gross salaries- \$6513.03, Employers Social Security- \$451.15, Employers Share Blue Cross- \$568.79, Employers Share Retirement- \$298.58. Kenneth D. Hansen- 548.00, Walter Heinemann- 624.80, Robert Jacobsen- 624.80, Richard McNear- 616.80, Marlan G. Millard- 624.80, Willis Roeber- 620.80, Earl K. Stading- 620.80, Raymond Reed Jr.- 616.80, Randall A. Crombie- 616.80, Arnold Mellick- 705.73, Stewart Anderson- 292.90. ROAD FUND Employee withholding paid to: Federal- 481.48, State- 143.63, FICA- 451.15, Retirement- 199.05, Blue Cross- 485.26, Lone Star- 9.76, Colonial- 130.39, Union Dues- 98.00, Credit Union- 17.00. COUNTY GENERAL FUND: Gross salaries- \$38750.54, Employers Social Security- \$2860.16, Employers Share Blue Cross- \$3337.19, Employers Share Retirement- \$1701.86. Gretchen R. Hirschbach- 346.15, Daniel J. Rohde- 346.15, Jack D. Bobier- 346.15, Jackie Hartnett- 346.15, James Huggenberger- 346.15, Theodore A. Piepho- 942.30, Marilyn Davis- 615.38, Phyllis Ridge- 464.00, Nanci Walsh- 421.35, Bertha Olson- 400.00, Robert H. Giese- 942.30, Irene VanLent- 640.00, Charlotte J. Doenhoefer- 520.00, Ruth M. Jensen- 520.00, Ruth P. Warnock- 520.00, Mardell A. Sorensen- 520.00, Mark J. Dorcey- 346.15, Margaret Rahn- 640.00, Betty O'Neill- 942.30, Madelyn S. Thorsland- 640.00, Shirley A. Bentz- 540.00, Karen S. Twohig- 520.00, Douglas Lehman- 700.00, Dennis Tank- 560.00, Rita Deichert- 420.00, Cindy Huggenberger- 294.00, Colene H. Boyle- 942.30, Veronica Grijalba- 640.00, Shirley J. Frank- 315.00, Janet Engel- 540.00, Shirley Sides- 275.00, Klemett Dean- 816.16, Marvin G. Nielsen- 520.00, Craig Dean- 124.00, Randall Walsh- 27.50, Patricia A. Stingley- 568.00, Teresa Lieber- 26.50, James L. Wagner- 1153.85, Linda E. Wilson- 640.00, Randall J. Walsh- 750.00, Martin V. Hohenstein- 720.00, Paul F. Gomez- 614.40, Sharon L. Hartnett- 307.20, Joy K. Nixon- 358.40, Sharon L. Graves- 519.84, Kenneth Blaker- 673.80, Stephen Heide- 673.80, Rodney Herron- 653.85, Robert Johnson- 653.85, Robert Doenhoefer- 634.62, Bonnie Kempers- 400.00, Kurt A. Hohenstein- 942.30, Douglas

Luebe- 673.08, Pamela Koster- 544.38, Laura Knox- 1076.92, Cherie Hogan- 498.55, Tracey Eslick- 431.75, Neva M. Neal- 119.60, Adrienne G. Harral- 598.00, Brian R. Lamb- 516.38, Linda J. Schovanec- 324.00, Jason Johansen- 488.00, Kathleen Hansen- 545.95, Gary Buck- 495.00, Gary Buck- 10.00, Todd Trobaugh- 440.00, Sandra Gutierrez- 476.00, Margaret Stingley- 335.00, Bruce Hovey- 115.38, Margaret Kunzie- 480.00, Janice C. Brown- 758.40, Gloria Ann Dwyer- 442.80, Diane M.C. Spink- 343.12, Dr. Larry Hansen- 69.23, Warren Johnston- 640.00. GENERAL FUND Employee withholding paid to: Federal- 3784.80, State- 986.35, FICA- 2860.16, Retirement- 1134.57, Blue Cross- 855.24, Lone Star- 2.44, Colonial- 561.55, Credit Union- 1629.06, Deferred Comp.- 125.00, Garnishments- 200.00. COUNTY WEED CONTROL FUND: Gross salaries- \$955.09, Employers Social Security- \$73.06, Employers Share Blue Cross- 56.92, Employers Share Retirement- 22.80. R. Richard Graham- \$475.09, Allen Heikes- 480.00. WEED FUND Employee withholding paid to: Federal- 100.02, State- 26.91, FICA- 73.06, Retirement- 15.20. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED Chairman Huggenberger opened the Public Budget Hearing at 2:07 p.m. Ted Piepho, County Clerk, explained that the budgets of the County Assessor, Legal Services, and the County Jail budgets were estimated to go over their budgets by the sum of \$140,000. To cover this figure it is necessary to decrease Cash Reserve by \$140,000 for the 1990-91 Budget and to increase expenditures by said amount. There was no one in the audience to support or oppose this budget change. Chairman Huggenberger closed the Hearing at 2:10 p.m. Commissioner Hartnett moved, seconded by Commissioner Rohde, to decrease the Cash Reserve by \$140,000 and increase expenditures of the 1990-91 budget by this amount. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED The board discussed road projects C-22-105 and C-22-128. Discussion was had concerning the Bomac of the 9th Street Road and the Morgan Road to Tompkins. Commissioner Hirschbach felt that if the County was going to spend \$118,000 for hard surfacing the 9th Street Road, they might as well pave this road. Commissioner Hirschbach felt that, for the safety of children, there should also be a separate sidewalk. This would increase the cost which was estimated by the Highway Superintendent. Commissioner Bobier said that this was a good idea since the golf course does have a liquor license. Commissioner Huggenberger opened the mail. In the mail was an accident report on Hector Salvad Suarez of 410 W. 17th St., South Sioux City, Nebraska. The accident report had been forwarded to the board from the State Of Nebraska Department of Roads because the investigating officer had indicated that the location of the accident might need some safety improvement. Commissioner Rohde moved, seconded by Commissioner Bobier, to adjourn. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED at 2:40 p.m. ATTEST:

 _____ County Clerk
 Board Chairperson * * * *
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DAKOTA COUNTY BOARD OF COMMISSIONERS
 MAY 20, 1991 PROCEEDINGS
 COUNTY BOARD MEETING ROOM
 DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called the meeting to order at 10:15 a.m. PRESENT: Commissioners Huggenberger, Hirschbach, Rohde, Hartnett and Ted Piepho, Secretary. ABSENT: Commissioner Bobier. Commissioner Hartnett moved, seconded by Commissioner Rohde, to approve the minutes of the May 13, 1991 meeting as typed in the official record. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea,

Rohde-Yea, Huggenberger-Yea, Bobier-Absent, UNANIMOUS MOTION CARRIED The County Clerk reviewed the operating statement with the board. They looked at the individual offices to see if they would be over budget at the end of the fiscal year. The board discussed E911. The board felt that they need to get moving on this project. Where the E911 will be located and who will be in charge of it needes to be decided. The board also talked about putting up the road signs necessary for E911. The board reviewed the claims. The board recessed for lunch at 11:45 a.m. Chairman Huggenberger reconvened the meeting at 1:30 p.m. Commissioner Bobier was present for the afternoon session. Klem Dean appeared before the board concerning the possibility of fixing the roof this summer. The board discussed this matter and it was the general opinion that the roof should be fixed before there is any further damage. Warren Johnston, Veteran's Service Officer, presented his annual report to the board. Mr. Johnston also stated that the 185th will help clean up Crystal Cove but they would like to use county equipment as was used last year. The Veterans' Service Board recommended that the Board of Commissioners appoint Ed Trickey to a five year term on the Veterans' Service Board to replace Art Heinemann whose term expired. Commissioner Rohde moved, seconded by Commissioner Bobier, to appoint Ed Trickey to replace Art Heinemann, whose term will expire, on the Veterans' Board. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED Ted Piepho, County Clerk, told the board that he had a revised letter from the State Auditor's Office regarding the county audit. The board discussed this matter and the general concensus was that the board should solicit bids from local firms. Commissioner Hartnett moved, seconded by Commissioner Bobier, to adopt Resolution 91-8 as follows: RESOLUTION 91-8

To the County Treasurer of Dakota County, Nebraska

WHEREAS, the decision of the Nebraska Supreme Court in the case of Natural Gas Pipeline Company of America v. State Board of Equalization and Assessment and Trailblazer Pipeline Company v. State Board of Equalization and Assessment issued March 1, 1991, Nos. 89-902, 89-902 necessitates the refund of proportionate amounts from the political subdivisions to their respective county treasurers in order to effectuate the refund process, and

WHEREAS, Section 77-11736.04 Section (2) R.R.S. Neb. provides that the governing body of a political subdivision may certify to the county treasurer that the payment of such refunds at that time would seriously interfere with its governmental functions, and

WHEREAS, this county understands that demonstration of hardship which will curtail services will result in deferral of refund payment up to a period of two years.

NOW THEREFORE BE IT RESOLVED that the county of Dakota certifies to the county treasurer of Dakota County, Nebraska that immediate payment of the refunds would seriously interfere with their governmental functions.

This Resolution passed and approved this day of , 1991.

ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Bobier, to acknowledge the letters of hardship from the Homer School District, South Sioux City School District, and Educational Service Unit One. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED The Board also directed the County Clerk to give the County Treasurer copies of the hardship letters and Resolution 91-8. The board discussed requesting proposals for the Law Enforcement Center. Chairman Huggenberger urged the board to move ahead with E911. Kurt Hohenstein, County Attorney, appeared before the board and discussion was had on the Public Defender. Mr. Hohenstein stated that the Judges have no objection to a Public Defender but he also felt that Judges were more in favor of contracting this service rather than creating an elected office. The board also asked Mr. Hohenstein his opinion of the success of Electronic Monitoring. He felt that it was working well and that approximately 12 individuals had been put on this program and only one had been returned to the jail due to violations of the regulations of this program. Mr. Hohenstein also advised the board that the county had won the court case with World Wide, but that they would probably appeal the decision. Commissioner Rohde moved, seconded by Commissioner Hartnett, to set and hold a Public Hearing at 2:00 p.m. on Monday, June 10, 1991 to consider changing the Flood Plain regulation. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Commissioner Bobier moved, seconded by Commissioner Rohde, to move the regularly scheduled meeting of Monday, June 24, 1991 to 11:00 a.m. on Tuesday, June 25, 1991 to enable the board to meet with Janine Bruder of NACO regarding NIRMA Insurance renewal. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Bobier, to advertise a Request for Proposals on a Law Enforcement Center as follows: DAKOTA COUNTY REQUEST FOR PROPOSAL ARCHITECTURAL FIRM

The Dakota County Commissioners, City of South Sioux City and the Jail Planning and Advisory Committee are in the process of planning a new Law Enforcement Center. The Law Enforcement Center will comprise the Dakota County Sheriff's Office, South Sioux City Police Department, Jail and combined E-911 Communication Center. Historically, the existing jail facility is rated for forty beds and is a linear design. Since 1989, the jail has experienced overcrowding and associated operational problems due to design. Dakota County desires to select an architectural firm for this project. The scope of work will consist of the planning phase to actual construction of the Center. All proposals must be submitted to Jackie Hartnett, P.O. Box 38, Dakota City, NE, 68776, no later than 4:30 p.m. June 10, 1991. The information received by interested architectural firms will be reviewed by Dakota County, and three architectural firms will be selected for interviews. The interviews will be scheduled by the Dakota County Core Committee. INFORMATION REQUESTED

1. Name, address, telephone number of contact person for notification.
2. What previous jail planning design and construction has your firm had.
3. List projects your firm has worked on with respect to direct supervision design and combined Law Enforcement Centers. Identify the type of design if linear or otherwise.
4. List references for each project and the contact person's name, title and phone number.
5. Please enclose information on your firm's qualifications and expertise in corrections and Law Enforcement and Design.

The firms selected for interviews will be notified by mail by July 15, 1991. Accompanying the notice will be a list of additional information requested by the selection committee. This information will be part of the formal interview.

ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve the claims as submitted by the County Clerk as follows: GENERAL FUND: Redfield & Co, supplies - 226.84; SC Chamber of Commerce, conference - 1450.00; SSC Star, publications - 295.52; Quality Hotel Capitol Hill, lodging - 282.08; Midwest Typewriter Co, supplies - 12.00; Nebr Assoc of County Officials, workshop - 45.00; Ted Piepho, mileage - 17.15; Redfield & Co, supplies - 50.79; SC Stationery, supplies - 369.07; SSC Star, publications - 174.71; Dakota County State Bank, fees - 7.50; Nadine Johanson, benefit - 17.00; Robert Giese, mileage - 56.35; Standard Office Supply, supplies - 96.75; Standard Office Co, equipment - 895.00; Standard Register Co, supplies - 48.40; AJ Phillips, printing - 100.00; Office Systems, service - 166.00; St of Nebraska, services - 1473.78; Norfolk Printing, printing - 316.75; Sioux Business Products, supplies - 4.04; NE Nebr County Assessors Assoc, dues - 20.00; Doug Lehman, mileage - 182.04; Dennis Tank, mileage - 37.49; Trampe & Assoc - reappraisal - 4474.63; Farner Bocken, supplies - 16.55; Midwestern Paper, supplies - 81.00; Sioux Valley Comm, rental - 57.00; Nebr Dept of Revenue, service - 3096.21; SC Stationery, supplies - 101.65; Homer Comm School, contract - 340.00; SC Stationery, supplies - 44.98; VW Eimicke Assoc, supplies - 22.90; Iowa Office Supply, supplies - 43.00; Siouxland Engineering, services - 708.33; SSC Star, publishing - 39.46; Redfield & Co, supplies - 39.17; Independent Telephone, service - 40.00; Star Printing, printing - 122.20; Norfolk Printing, printing - 553.50; Sioux Business Prod, supplies - 49.68; Iowa Office Supply, supplies - 169.69; Iowa Office Supply, supplies - 1511.45; Sioux Business, supplies - 30.80; Complete Computer System, supplies - 41.98; Microfilm Service, services - 6725.60; Des Moines Stamp, stamp - 141.50; Capital Business, equipment, 3390.00; Mead Data Central, services - 141.44; Redfield & Co, supplies - 35.00; West Publishing, supplies - 264.25; Nebraska State Bar, directories - 17.42; Nebraska Journal Leader, subscription - 12.50; SC Stationery, supplies - 52.54; Office Systems, service - 47.50; Rod Kamrath, fee - 21.68; Matthew Gregg, fee - 22.10; Scott Manley, fee - 22.10; Rich Liekhus, fee - 29.24; John Spillane, fee - 32.60; Dakota Co Victim Assist, phone call - 17.29; Evonne Kramper, mileage - 151.14; Robert Rehan, atty fee - 60.00; Robert Rehan, atty fee - 454.80; Donald Fitch, atty fee - 297.00; Donald Fitch, atty fee - 184.50; Donald Fitch, atty fee - 75.00; Donald Fitch, atty fee - 140.00; Donald Fitch, atty fee - 390.00; Donald Fitch, atty fee - 150.00; Donald Fitch, atty fee - 110.00; Sandra Inkster, atty fee - 101.25; Sandra Inkster, atty fee -

90.00; Sandra Inkster, atty fee - 238.54; Sandra Inkster, atty fee - 78.75; Sandra Inkster, atty fee - 123.75; Robert Deck, atty fee - 229.00; Robert Deck, atty fee - 304.00; Robert Deck, atty fee - 335.00; Robert Deck, atty fee - 408.00; Stuart Mills, atty fee - 345.00; Stuart Mills, atty fee - 217.00; William Binkard, atty fee - 172.45; William Binkard, atty fee - 224.32; Hurley Law, atty fee - 150.00; Hurley Law, atty fee - 455.00; Maurice Redmond, atty fee - 195.10; Maurice Redmond, atty fee - 1840.37; Richard McCoy, atty fee - 402.50; Timothy Shuminsky, atty fee - 660.50; Francis Goodwin, atty fee - 715.68; Duane Hoffmeyer, atty fee - 229.80; Frank Gonzalez, interpreter - 106.25; Dakota Co Sheriff, court costs - 1815.56; Clerk of District Court, fees - 961.41; Marcia Mahon, deposition - 182.60; Marcia Mahon, B of E - 1350.25; Marcia Mahon, B of E - 1182.50; Suzanne Brudigan, depo - 702.95; Frank Gonzalez, interpreter - 40.00; Frank Gonzalez, interpreter - 30.00; Frank Gonzalez, interpreter - 30.00; Coffee King, supplies - 24.95; James Walston, mental health - 50.00; Veronica Grijalba, mental health - 50.00; William Binkard, atty fee - 211.50; William Binkard, atty fee - 230.56; William Binkard, atty fee - 425.35; William Binkard, atty fee - 474.28; William Binkard, atty fee - 216.23; William Binkard, atty fee - 100.26; Donald Fitch, atty fee - 175.50; Robert Deck, atty fee - 321.45; Richard McCoy, atty fee - 366.55; Robert Rehan, atty fee - 661.30; Hurley Law, atty fee - 320.00; Randy Hisey, atty fee - 1467.55; Lawyers Co-op, supplies - 197.10; Safeguard Business, supplies - 23.10; Colene Boyle, mileage - 23.04; Veronica Grijalba, mileage - 23.04; Badger State Chemical, supplies - 73.65; Bahr Plumbing, repair - 120.00; Bean Electric, supplies - 128.20; Bean Electric, materials - 195.20; Black's Welding, repair - 25.00; Burke Engineering, materials - 113.00; Carter Elevator, contract - 50.00; Coast to Coast, supplies - 233.65; City of Dakota City, utilities - 2336.44; Klemett Dean, supplies - 13.80; Klemett Dean, filters - 90.36; Klemett Dean, mileage - 49.20; R&J Gill Disposal, garbage - 100.00; Midwest Gas, utilities - 851.00; Robertson Implement, services - 105.81; Sioux Valley Comm, rental - 21.00; So Soo Feed, supplies - 37.00; State of Nebr, inspection - 90.00; Western Paper, supplies - 238.52; D N Construction, material - 713.00; Dakota Co Extension, misc - 1170.97; James Wagner, clothing - 10.00; Randall Walsh, clothing - 10.00; Martin Hohenstein, clothing - 10.00; Kenneth Blaker, clothing - 10.00; Steve Heide, clothing - 10.00; Rodney Herron, clothing - 10.00; Robert Johnson, clothing - 10.00; Robert Doenhoefer, clothing - 10.00; State of Nebr, teleprinter - 385.00; Dakota Co Sheriff, supplies - 70.28; Capitol City Extradition, inmate transport - 172.00; Harold's Photo, supplies - 13.01; Tri-State Comm, antennas - 16.00; Sioux Valley Comm, supplies - 20.00; Dakota Co Road Dept, supplies - 1293.83; Crystal Oil, gas - 112.53; Jim's Service, gas - 41.76; Pronto, gas - 110.39; K&S Service, service - 375.79; So Soo Auto Body, repair - 220.00; Suzanne Brudigan, depo - 472.05; Callaghan & Co, supplies - 48.05; Clark Boardman, supplies - 71.25; Dakota Co Treasurer, reimbursement - 675.00; Dakota Co Treasurer, reimbursement - 4.00; Executive Copy Systems, contract - 103.71; Frank Gonzalez, interpreter - 31.25; Harold's Photo, supplies - 75.72; Kurt Hohenstein, mileage - 92.75; Iowa Office Supplies, supplies - 15.45; Law Enforcement Television, training - 776.00; Mead Data Central, subscription - 10.00; National Career Workshop, seminar - 69.00; Nebr Co Attorney's Assoc, dues - 830.00; Nebr Supreme Court, subscription - 140.00; Panel Publishers Inc, supplies - 171.50; Paper Co, supplies - 183.60; Redfield & Co, supplies - 35.00; Sioux Valley Comm, rental - 21.00; Veralex Inc, service - 195.88; John Wiley & Son, supplies - 173.88; Ruth Todd, searches - 120.00; Hy Vee, food products - 2182.56; Coffee King, supplies - 61.85; PA Braunger, supplies - 823.80; Gillette Dairy, supplies - 350.07; Carpenter Paper, supplies - 170.65; US West Comm, service - 26.22; Jack's Uniform, supplies - 105.90; Wayne Juvenile, boarding inmates - 1590.00; Nebr Crime Comm, training films - 6.00; Dakota Co Sheriff, supplies - 105.26; Moeller Electric, repair - 114.36; Lincoln Correctional Ctr, inmate fees - 900.50; Executive Copy, supplies - 230.95; SC Stationery, supplies - 86.97; RC Booth,

maps - 81.69; Midwest Typewriter, repair - 60.00; RC Booth, maps - 46.00; Coast to Coast, supplies - 79.95; SC Stationery, supplies - 506.71; Diane Spink, mileage - 58.02; Jan Brown, expenses - 155.90; Elva Nottleman, health aide visits - 209.00; Warren Johnston, expenses - 255.07; AB Dick Inc, laminating - 29.24; National Emblem, markers - 193.15; Sioux Business, supplies - 37.34; Joe Morten, bond - 101.00; Siouxland Hydraulic, repair - 80.00; Educational Board of Lands, lease - 164.95; NE Nebr Rural Public Power, utilities - 45.00; AT&T, service - 289.60; AT&T, service - 679.07; Dakota City Postmaster, postage - 1500.00; Internal Revenue, interest - 1.37; Midwestern Paper, supplies - 175.85; RC Booth, tam - 41.69; US West, service - 1174.03; Executive Copy, repair - 101.25; Metz Baking, supplies - 57.61. ROAD AND BRIDGE FUND: Alignment Specialists, repair - 87.61; Aratex, supplies - 63.10; Barkley Asphalt, mix - 1737.50; City of SSC, utilities - 185.20; Coast to Coast, supplies - 14.39; Dakota Auto Parts, supplies - 262.61; Dakota Avenue Muffler, part - 115.50; Davidson Lumber, spikes - 30.00; Farmers Coop supplies - 3929.91; Filter Care, filters - 34.05; Gladys Francisco, rent - 400.00; Graham Tire, tires - 110.75; Joe's Surplus, supplies - 196.94; ON Knerl, oil - 534.80; Linweld, supplies - 139.97; Mantek, supplies - 222.49; Marx Truck, parts - 66.82; Midwest Service, culverts - 6295.80; Midwest Gas, utilities - 72.81; Nebr Public Power, utilities - 107.52; Sieg, filters - 97.19; Siouxland Mack, parts - 11.18; Siouxland Engineering, services - 263.20; Siouxland Hydraulic, repair - 20.80; Standard Bearing, parts - 71.17; Stephans Welding, repair - 5.00; Threaded Products, supplies - 82.78; US West, service - 69.56; Walensky, lumber - 28.86; Warren Oil, diesel - 1089.16; Zee Medical, supplies - 19.95; Ziegler, contract - 4778.33. SPECIAL ROADS FUND: Siouxland Engineering, service - 1150.70; Theisen Const, labor & equip - 4600.00. POOR RELIEF: Grandview Health, services - 407.00; Redler's Pharmacy, supplies - 646.54; Siouxland Hematology, services - 87.00; Dakota Family Dentistry, services - 73.00; Becker Hunt, service - 350.00; Doris Hopkins, rent - 210.00; Pete Jorgensen, rent - 223.00; Nebr Dept of Social Services, admin costs - 123.50; Omaha Valley Cemetery, services - 100.00; Redler Pharmacy, supplies - 12.25; Lancaster Co Treasurer, settlement - 275.00. VETERANS FUND: Warren Johnston, veterans aid - 2000.00. VICTIM'S ASSISTANCE: Evonne Kramper, salary/expenses - 2151.55; City of SSC, phone service - 61.97; Grandview Health, services - 100.00; Joseph Aitken, services - 26.00; Perkins Stationery, repair - 45.00; Redler's Pharmacy, supplies - 40.14; Sage Publications, supplies - 21.68. WEED FUND: Cornbelt Chemical, supplies - 1268.90; Crystal Oil, repair - 7.50; Dakota Auto Parts, parts - 132.27; Dakota Avenue Muffler, part - 15.00; Farmers Coop, gas - 304.48; Fimco, supplies - 94.10; Dick Graham, parts - 36.65; Hydraulic Sales, parts - 345.52; Nutra Flo, parts - 121.50; SC Bolt, parts - 3.17; Siouxland Hydraulic, parts - 143.49; SSC Star, publication - 66.81; Stephan's Welding, repair - 254.25; Torco Remfg, parts - 45.00. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED Commissioner Hartnett moved, seconded by Commissioner Rohde, to adjourn. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED at 3:15 p.m. ATTEST: _____

 Board Chairperson * * * * *
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DAKOTA COUNTY BOARD OF COMMISSIONERS
 MAY 28, 1991 PROCEEDINGS
 COUNTY BOARD MEETING ROOM
 DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called the meeting to order at 1:30 p.m. PRESENT: Commissioners Huggenberger, Hirschbach, Rohde, Hartnett, Bobier and Ted Piepho, Secretary. ABSENT: All Present. Commissioner Rohde moved, seconded by Commissioner Bobier, to approve the minutes of the May 20, 1991 meeting as typed in official record. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Commissioner Hartnett moved, seconded by Commissioner Bobier, to convene as Board of Equalization. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED at 1:31 p.m. Commissioner Hartnett moved, seconded by Commissioner Bobier to reconvene as Board of Commissioners at 1:50 p.m. ROLL CALL VOTE; Bobier-Yea, Hartnett-Yea, Hirschbach-Yea, Rohde-Yea, Huggenberger-Yea. Betty O'Neill, County Assessor, presented a calculation chart of the changes in Ag Land Values. The board looked over these changes. Bruce Hovey opened the Motor Grader bids. The bids were as follows: Wiekhorst Equipment Co. Inc. of Omaha - used equipment only - 33G \$42,300 61Cat 500 60Cat 6,500 Total \$43,300 Case Power & Equipment - Champion 720AVHP \$161,109 - 64,381 discount 96,728 net - 68,000 trade in \$ 28,728 net Mid Con - John Deere 770BH \$159,989 - 60,000 discount 99,989 net - 61,000 trade in \$ 38,989 net + 9,500 extras \$ 48,489 net Nebraska Tractor & Equipment - Dresser 850VHP \$188,404 - 85,074 discount 103,330 net - 53,500 trade in \$ 49,830 net Ziegler, Inc. - 140G CatepillarVHSP \$193,153 - 79,713 discount 113,440 net - 48,000 trade in \$ 65,440 The board told those who bid that were present that they would be notified within 60 days. Discussion was had and the bids were given to the road committee to look over. Ted Piepho, County Clerk read the fund balances to the board and discussion was had. Commissioner Bobier moved, seconded by Commissioner Hartnett, to convene as Board of Equalization. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED at 2:33 p.m. Commissioner Rohde moved, seconded by Commissioner Hirschbach, to set a Public Hearing for June 25, 1991 at 2:00 p.m. in the County Courtroom to raise the valuations of Real Property, except Ag Land. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED Commissioner Hartnett moved, seconded by Commissioner Bobier, to reconvene as Board of Commissioners. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED at 2:52. Commissioner Rohde moved, seconded by Commissioner Hirschbach, to set the Hearing for the Anderson and Oban rezoning for June 17, 1991 at 2:00 p.m. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Bruce Hovey spoke to the board concerning the old Omadi Lake. The board directed him to write a letter to the State Parks Commission regarding the problems with the area, especially the road. Ted Piepho, County Clerk, asked the board to appoint a special attorney to represent the County/County Clerk in the matter of the 1989 Tempo. Commissioner Bobier moved, seconded by Commissioner Hirschbach, to appoint Bill Binkard as special attorney subject to the approval of the County Attorney. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Bobier, to approve the payroll claims submitted by the County Clerk as follows: COUNTY ROAD PAYROLL: Gross salaries- \$6462.83, Employers Social Security- \$494.42, Employers Share Retirement- \$298.67. Kenneth D. Hansen- 548.00, Walter Heinemann- 624.80, Robert Jacobsen- 624.80, Richard McNear- 616.80, Marlan G. Millard- 624.80, Willis Roeber- 620.80, Earl K. Stading- 620.80, Raymond Reed Jr.- 616.80, Randall A. Crombie- 616.80, Arnold Mellick- 705.73, Stewart Anderson- 240.70. ROAD FUND Employee withholding paid to: Federal- 566.28, State- 164.14, FICA- 494.42, Retirement- 199.11, Credit Union- 17.00. COUNTY GENERAL FUND: Gross salaries- \$39,287.64, Employers Social Security- \$3005.55, Employers Share Blue Cross- \$110.28, Employers Share Retirement- \$1719.55. Gretchen R. Hirschbach- 346.15, Daniel J. Rohde- 346.15, Jack D. Bobier- 346.15,

Jackie Hartnett- 346.15, James Huggenberger- 346.15, Theodore A. Piepho- 942.30, Marilyn Davis- 615.38, Phyllis Ridge- 464.00, Linda Larson- 257.69, Nanci Walsh- 417.38, Bertha Olson- 400.00, Robert H. Giese- 942.30, Irene VanLent- 640.00, Charlotte J. Doenhoefer- 520.00, Ruth M. Jensen- 520.00, Ruth P. Warnock- 520.00, Mardell A. Sorensen- 520.00, Mark J. Dorcey- 346.15, Margaret Rahn- 640.00, Shirley Sides-88.00, Betty O'Neill- 942.30, Madelyn S. Thorsland- 640.00, Shirley A. Bentz- 540.01, Karen S. Twohig- 520.00, Douglas Lehman- 700.00, Dennis Tank- 560.00, Rita Deichert- 420.00, Colene H. Boyle- 942.30, Veronica Grijalba- 640.00, Shirley J. Frank- 334.69, Janet Engel- 540.00, Shirley Sides- 280.50, Klemett Dean- 816.16, Marvin G. Nielsen- 520.00, Patricia A. Stingley- 568.00, Teresa Lieber- 22.80, James L. Wagner- 1153.85, Linda E. Wilson- 640.00, Randall J. Walsh- 750.00, Martin V. Hohenstein- 720.00, Paul F. Gomez- 409.60, Sharon L. Hartnett- 752.00, Joy K. Nixon- 358.40, Sharon L. Graves- 452.00, Kenneth Blaker- 673.80, Stephen Heide- 673.80, Rodney Herron- 653.85, Robert Johnson- 653.85, Robert Doenhoefer- 634.62, Bonnie Kempers- 400.00, Sandra Hulit- 200.00, Kurt A. Hohenstein- 942.30, Douglas Luebe- 673.08, Pamela Koster- 520.00, Laura Knox- 1076.92, Cherie Hogan- 476.43, Tracey Eslick- 440.00, Neva M. Neal- 124.20, Adrienne G. Harral- 534.63, Brian R. Lamb- 607.50, Linda J. Schovanec- 378.00, Jason Johansen- 491.05, Kathleen Hansen- 515.45, Gary Buck- 535.50, Gary Buck- 10.00, Todd Trobaugh- 396.00, Sandra Gutierrez- 473.20, Todd Trobaugh- 22.50, Margaret Stingley- 337.50, Bruce Hovey- 115.38, Margaret Kunzie- 516.00, Janice C. Brown- 758.40, Gloria Ann Dwyer- 467.40, Diane M.C. Spink- 290.49, Dr. Larry Hansen- 200.00, Dr. Larry Hansen- 69.23, Warren Johnston- 640.00. GENERAL FUND Employee withholding paid to: Federal- 4026.55, State- 1046.10, FICA- 3005.55, Retirement- 1146.37, Credit Union- 1654.06, Deferred Comp.- 125.00, Garnishments- 200.00. COUNTY WEED CONTROL FUND: Gross salaries- \$955.09, Employers Social Security- \$73.06, Employers Share Retirement- 22.80. R. Richard Graham- \$475.09, Allen Heikes- 480.00. WEED FUND Employee withholding paid to: Federal- 100.02, State- 26.91, FICA- 73.06, Retirement- 15.20. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED Commissioner Bobier moved, seconded by Commissioner Hartnett, to submit an application to enable the county departments to buy surplus federal government equipment. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED The board opened the mail. Bruce Hovey gave a brief summary of the progress of E911. The roads have all been named for the mapping, now have to assign numbers to houses. There will be a meeting on June 11, 1991 at 10:00 a.m. with US West. The Board directed the County Clerk to contact the County Attorney regarding the Shank property. Commissioner Rohde read some requests from Arnie Mellick. Commissioner Rohde told the board that he felt they should go ahead with the Morgan Road project and the Golf Course road. He suggested the possibility of financing half of the cost of the golf course road. Commissioner Bobier left the meeting at 3:33 p.m. The board discussed the golf course road project and the road committee was directed to ask Bruce Hovey for a price and a time table. Commissioner Rohde moved, seconded by Commissioner Hirschbach, to adjourn. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Absent, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED at 3:47 p.m.

ATTEST: _____ County Clerk
 Board Chairperson * * * * *
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DAKOTA COUNTY BOARD OF COMMISSIONERS
 JUNE 10, 1991 PROCEEDINGS
 COUNTY BOARD MEETING ROOM
 DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called their regularly scheduled meeting to order at 1:30 p.m. PRESENT: Commissioners Bobier, Hirschbach, Hartnett, Rohde and Huggenberger and Ted Piepho, Secretary. ABSENT: All present. Commissioner Bobier moved, seconded by Commissioner Hartnett, to approve the minutes of May 28, 1991 as typed in the official record. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED The board reviewed the addendum to the Dakota City Law Enforcement Contract. Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve the Addendum to the Law Enforcement Contract and authorized the Chairman to sign same. ADDENDUM LAW ENFORCEMENT CONTRACT WHEREAS, the City of Dakota City, Nebraska, and the County of Dakota County, Nebraska entered into a Law Enforcement Contract on December 15, 1989, which provided for payment of a fee for law enforcement services within the corporate limits of Dakota City, Nebraska and a five mile radius thereof; established terms of said service; and further provided that said contract would remain in effect each year thereafter with renegotiations to take place prior to June 30 of each year thereafter; and WHEREAS, the parties desire to amend the contract as it concerns the consideration to be paid for law enforcement services and recertification of officers.

NOW THEREFORE, it is agreed between the parties as follows: 1. That paragraph (10) of the Law Enforcement Contract, be amended to read as follows: "The City shall pay Dakota County for such law enforcement service at a rate of \$4,275.00 per month for the Deputies assigned exclusively in the City. Payment shall be due and payable from the City to the County on the 15th day of each calendar month, commencing June, 1991." 2. That paragraph (15) be extended to include the following: "In the event that the Deputy which has been assigned as the Deputy for the City of Dakota City terminates his/her employment is terminated by the Dakota County Sheriff's Office, and that Deputy is replaced, the City shall be responsible for reimbursing the County \$4,500.00 as costs of said certification. However, there shall be no obligation to reimburse the County for said costs where a newly hired Deputy has been certified and is a certified law enforcement officer. Furthermore, in the event said Deputy position, designated as a Deputy for Dakota City, becomes vacant by reason of the county transferring the deputy to another county position, thereby requiring certification of a different Deputy for designation as the city officer, Dakota City shall not reimburse Dakota County for the costs of certification."

PASSED AND APPROVED THIS 10th DAY OF JUNE, 1991.

ATTEST: CITY OF DAKOTA CITY

City Clerk
Mayor

ATTEST: COUNTY OF DAKOTA

County Clerk
Chairman

APPROVED AS TO FORM THIS _____ day of June, 1991

Dakota County Attorney

Dakota County Sheriff _____ Dakota City Attorney

ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED The board reviewed the towing and storage contract with C & H Heavy Duty Specialists. Commissioner Hirschbach moved, seconded by Commissioner Bobier, to approve the contract with C & H for the calendar year 1991 as follows: CONTRACT This 10th day of June of 1991, this agreement made between the County of Dakota, Nebraska, herein after referred to as County, and C & H Heavy Duty Specialists Inc., herein after referred to as C & H; in consideration mutual covenants contained herein the parties agree as follows: 1. Dakota County agrees to utilize, and C & H agrees to provide, long term storage of vehicles including, but not limited to: automobiles, small trucks, motorcycles, that are determined to be evidence by the Dakota County Sheriff's Department or other law enforcement agency acting on behalf of Dakota County and Dakota County will use C & H as a storage agency for such evidence storage; long term storage vehicles are defined as vehicles held in excess of 90 (ninety) days; 2. The terms of this agreement shall be effective January 1, 1991 and shall terminate on December 31, 1991 but may be renewed for an additional year by the agreement of both parties; either party may terminate agreement upon 30 days written notice; 3. Dakota County shall pay for said storage in the sum of \$200 per month commencing January 1, 1991 and each month thereafter through the claim and warrant procedure for the providing for the long term storage of up to 10 (ten) vehicles being held as evidence by the authority of Dakota County; 4. Further, as an additional fee, Dakota County shall pay the sum of \$1.00 per day storage on any vehicle requiring inside storage after the first 10 days of storage where the County ultimately is responsible for paying the storage bill. If such vehicle is released to the owner or his agent, all normal inside storage and out side storage rates apply for the first 30 days and shall be paid by the owner or agent. 5. C & H will be permitted to collect from the owner or agent their normal towing and storage fees for the first 30 days if the vehicle is released to the owner or agent. If the vehicle is determined not to be released to the owner or agent, the vehicle will be included as one of the 10 vehicles held for storage and said vehicle shall be stored pursuant to said agreement; 6. If it is determined that said vehicle is abandoned, then the County follows statutory procedures and allow said vehicle to be auctioned off, C & H will receive towing and the first 30 days storage charges at the regular rate out of the proceeds of the sale of said vehicle except as it may apply to forfeited vehicles this shall be included in the 10 (ten) vehicles held by C & H if any vehicles are held there; any actual storage charges for any of said forfeited vehicles shall be paid for by the drug fund and not out of the general fund of Dakota County. 7. Any additional towing or other services performed by C & H will be compensated at the normal and regular rate. 8. If, at the end of 90 days, a vehicle being held as evidence by a County law enforcement agency is released, that agency shall notify C & H, the owner or their agent by certified mail if said release is being authorized on a date certain period, copy of said release form once mailed shall be kept in the Dakota County Attorney's office. If, after 30 days from the date of notification the vehicle is unclaimed, C & H shall follow appropriate abandoned vehicle procedures and begin their procedures to acquire a title pursuant to Nebraska law. 9. C & H will furnish to Dakota County with each monthly billing a list of the vehicles currently being held including but not limited to the following: a. The original date of seizure; b. Total storage and towing charges for the first 30 days; c. Any additional expenses incurred; d. Vin. number; e. Model number; f. License number of said vehicle; g. Owner of said vehicle with any liens on said title; Dakota County likewise will provide to C & H on at least a monthly basis, an indication of the progression of said vehicles, whether they are continuing to be used as evidence and the status of the cases to the extent that said information is public

information and disclosable to C & H. 10. C & H will be responsible only for those items in the vehicles that were inventoried and signed for as being in said vehicles at the time of the tow in. Normal police practice in inventory as pursuant to the Dakota County Sheriff's Department inventory guidelines adopted and promulgated by the Sheriff's Department and approved and to be used on all vehicle tow ins. It is a policy of Dakota County to do an inventory search in all vehicles towed to C & H. Any items in said vehicles may be removed only with the written release which shall be attached to the tow ticket and which shall be authorized by the towing agency and counter signed by a representative of C & H upon removal of the items. The owner of said items shall sign a form acknowledging receipt of any items removed from said vehicles. This agreement is entered into by and between the parties this June 10, 1991.

C & h Heavy Duty Specialists

County of Dakota

BY:

President

BY:

County Board Chairman ROLL CALL VOTE:

Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED The board discussed engineering on the Golf Course Road.

Siouxland Engineering submitted bids on the Golf Course Road. They were as follows: Golf Course Road - \$20,260.00 Morgan Road - \$6,230.00. Mr. LeRoy Satrang, of Siouxland Engineering, said that the only thing excluded from the bids was a testing fee for the Golf Course Road and he estimated that cost to be \$2500.00. Johnson-Erickson-O'Brien and Associates submitted a bid of \$30,000.00 for the Golf Course Road. Commissioner Hirschbach moved, seconded by

Commissioner Rohde, to accept the engineering bids from Siouxland Engineering on both projects (C-22-105) and to Bomag the Morgan Road). ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS

MOTION CARRIED Commissioner Hirschbach moved, seconded by Commissioner Bobier, to convene in closed Executive Session to discuss a legal problem. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED at 1:55 p.m. Commissioner Rohde moved, seconded by

Commissioner Hartnett, to reconvene in open session. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED at 2:10 p.m. The board asked Kurt Hohenstein about his letter regarding

the sale of Lot 10, Block 56 Covington Addition. Kurt said this is a lot that went up for tax sale and the County got it. Mr. Shanks paid \$906.63 in back and current taxes on the property and he wants to offer \$1,000.00 to the county for the property. Mr. Shanks would like to deduct the \$906.63 that he has paid for taxes, thus paying the County the difference of \$93.37. Commissioner Rohde

moved, seconded by Commissioner Hartnett, to sell Lot 10 Block 56 Covington Addition, South Sioux City to Wayne Shanks for the terms described. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea,

UNANIMOUS MOTION CARRIED The County Clerk mentioned to Kurt Hohenstein that the County Board's Handbook says that a Public Hearing is to be held in order for the County Board to sell real estate. Mr. Hohenstein said he would check on it.

Chairman Huggenberger opened the Public Hearing to consider changes to the Flood Plain Regulations at 2:20 p.m. Mr. Hohenstein explained that FIMA has requested that Dakota County change the Flood Plain Regulations. Basically the regulations must be amended to exclude non-farm uses and definitions. No other parties or individuals attended the public hearing. Chairman Huggenberger closed

the public hearing at 2:30 p.m. Commissioner Rohde moved, seconded by Commissioner Hartnett to approve the change to the Flood Plain Regulation to read as follows:

ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED Commissioner Hartnett moved, seconded by Commissioner Rohde, to convene as Board of Equalization. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED at 2:33 p.m. Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to reconvene as Board of Commissioners. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED at 3:18 p.m. The County Assessor presented several tax list corrections to the board. Commissioner Hirschbach moved, seconded by Commissioner Bobier, to authorize the tax list corrections as presented by the Assessor and to authorize the Chairman to sign same. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Bobier, to approve the payroll claims as presented by the County Clerk as follows: COUNTY ROAD PAYROLL: Gross salaries- \$6553.53, Employers Social Security- \$454.24, Employers Share Retirement- \$298.77, Employers Share Blue Cross- 568.79. Kenneth D. Hansen- 548.00, Walter Heinemann- 624.80, Robert Jacobsen- 624.80, Richard McNear- 620.80, Marlan G. Millard- 624.80, Willis Roeber- 620.80, Earl K. Stading- 620.80, Raymond Reed Jr.- 616.80, Randall A. Crombie- 616.80, Arnold Mellick- 705.73, Stewart Anderson- 147.90, William Hittle III- 181.50. ROAD FUND Employee withholding paid to: Federal- 467.92, State- 140.05, FICA- 454.24, Retirement- 199.18, Credit Union- 17.00, Blue Cross-485.26, Lonestar- 9.76, Colonial- 130.39, Union Dues- 98.00. COUNTY GENERAL FUND: Gross salaries- \$39,823.05, Employers Social Security- \$2941.20, Employers Share Blue Cross- \$3115.28, Employers Share Retirement- \$1689.96. Gretchen R. Hirschbach- 346.15, Daniel J. Rohde- 346.15, Jack D. Bobier- 346.15, Jackie Hartnett- 346.15, James Huggenberger- 346.15, Theodore A. Piepho- 942.30, Marilyn Davis- 615.38, Phyllis Ridge- 464.00, Linda Larson- 342.00, Nanci Walsh- 386.24, Bertha Olson- 240.00, Robert H. Giese- 942.30, Irene VanLent- 640.00, Charlotte J. Doenhoefer- 520.00, Ruth M. Jensen- 520.00, Ruth P. Warnock- 520.00, Mardell A. Sorensen- 520.00, Mark J. Dorcey- 346.15, Margaret Rahn- 640.00, Betty O'Neill- 942.30, Madelyn S. Thorsland- 640.00, Shirley A. Bentz- 540.00, Karen S. Twohig- 520.00, Douglas Lehman- 700.00, Dennis Tank- 560.00, Rita Deichert- 420.00, Colene H. Boyle- 942.30, Veronica Grijalba- 640.00, Shirley J. Frank- 316.31, Janet Engel- 540.00, Shirley Sides- 261.25, Klemett Dean- 816.16, Marvin G. Nielsen- 637.00, Patricia A. Stingley- 568.00, Teresa Lieber- 30.40, James L. Wagner- 1153.85, Linda E. Wilson- 640.00, Randall J. Walsh- 750.00, Martin V. Hohenstein- 865.25, Eric Reed- 64.00, Sharon L. Hartnett- 435.20, Joy K. Nixon- 390.40, Sharon L. Graves- 497.20, Kenneth Blaker- 673.80, Stephen Heide- 780.09, Rodney Herron- 785.90, Robert Johnson- 653.85, Robert Doenhoefer- 726.46, Bonnie Kempers- 400.00, Sandra Hulit- 460.00, Kurt A. Hohenstein- 942.30, Douglas Luebe- 673.08, Pamela Koster- 520.00, Laura Knox- 1076.92, Cherie Hogan- 472.00, Tracey Eslick- 440.00, Neva M. Neal- 128.80, Adrienne G. Harral- 598.00, Brian R. Lamb- 675.04, Linda Wilson- 249.99, Linda J. Schovanec- 389.96, Jason Johansen- 518.50, Kathleen Hansen- 561.20, Gary Buck- 528.00, Todd Trobaugh- 368.50, Sandra Gutierrez- 515.20, Margaret Stingley- 373.75, Kathleen Keeler- 202.50, Bruce Hovey- 115.38, Margaret Kunzie- 529.50, Janice C. Brown- 758.40, Gloria Ann Dwyer- 461.25, Diane M.C. Spink- 296.81, Dr. Larry Hansen- 69.23, Warren Johnston- 640.00. GENERAL FUND Employee withholding paid to: Federal- 3896.23, State- 1016.20, FICA- 2941.20, Retirement- 1156.79, Credit Union- 1679.06, Deferred Comp.- 125.00, Blue Cross- 881.93, Lonestar- 2.44, Colonial-547.85. COUNTY WEED CONTROL FUND: Gross salaries- \$1105.09, Employers Social Security- \$84.54, Employers Share Retirement- 22.80, Employers Share Blue Cross- 56.92. R. Richard Graham- \$475.09, Allen Heikes- 480.00, Sharon Graham- 150.00. WEED FUND Employee withholding paid to: Federal- 102.04, State- 29.07, FICA- 84.54, Retirement- 15.20. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Chairman Huggenberger

opened the mail. Commissioner Rohde moved, seconded by Commissioner Hartnett to recess until 10:00 a.m. Tuesday, June 11, 1991. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED at 4:21 p.m. The board reconvened their meeting at the Dakota City Fire Hall at 10:00 a.m. Tuesday, June 11, 1991 to sit in on E-911 informational meeting conducted by US West. Board members present were; Jack Bobier, Daniel Rohde Jim Huggenberger and Ted Piepho, Secretary. Members absent were: Jackie Hartnett and Gretchen Hirschbach. Bev Frohardt and Sandy Rivers from US West conducted the meeting. One item of information, that came from the meeting, is that Dakota County and Woodbury County must get together on how to handle Cellular telephone calls. Commissioner Rohde moved, seconded by Commissioner Bobier, to adjourn at 11:45 a.m. ROLL CALL VOTE; Rohde-Yea, Bobier-Yea and Huggenberger-Yea, Hirschbach-Absent and Hartnett-Absent ATTEST:

County Clerk

Board Chairperson * * * * *

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DAKOTA COUNTY BOARD OF COMMISSIONERS
 JUNE 17, 1991 PROCEEDINGS
 COUNTY BOARD MEETING ROOM
 DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called their regularly scheduled meeting to order at 10:00 a.m. PRESENT: Commissioners Bobier, Hirschbach, Hartnett, Rohde and Huggenberger and Ted Piepho, Secretary. ABSENT: Commissioner Hirschbach arrived at 10:20 a.m. Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve the minutes of June 10, 1991 as typed in the official record. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED The county board reviewed the claims submitted by the county clerk to be considered for payment. Jim Graham, for the E911 Committee, appeared before the board and presented a map for the board to approve. The map was published (reduced) on page B-12 of the South Sioux City Star, June 20, 1991. Kurt Hohenstein noted that there was an error on the map and the board discussed having a public hearing on the map and the names of the roads that have been assigned. Discussion was had concerning the purchase of a motor grader. Ms. Hirschbach said there is a problem with the Champion and John Deere bids, but that we could waive the irregularities in those bids if the board desired to. The board discussed the public defender. Chairman Huggenberger recessed their meeting at 12:55 p.m. for lunch. The board reconvened at 1:30 p.m. The board continued discussion whether to create a Public Defender's Office or to contract the services. A short discussion was had concerning a Letter of Understanding for the cost to select an architect. Chairman Huggenberger opened the public hearing concerning the rezoning of Agriculture to Ag/Residential the following described property; Beginning at the center of Section 28, Township 28N, Range 8E of the 6th P.M., Dakota County, Nebraska, then East a distance of 8.0 chains to the Point of Beginning, thence East 10.4 chains to a point in the center of county road, then Southeast along the centerline of the county road a distance of 9 chains and 9 links, then West a distance of 15 chains and 60 links, then North a distance of 7 chains and 50 links to the Point of Beginning, said tract containing 10 acres, more or less. Bruce Hovey, Zoning Administrator, distributed a map showing the location of the property. No one was in the audience to support or object to the change in zoning. Chairman Huggenberger closed the hearing at 2:03 p.m. Commissioner Bobier moved, seconded by Commissioner Rohde, to rezone the following described property; Beginning at the center of Section 28, Township 28N, Range 8E of the 6th P.M., Dakota County,

Nebraska, then East a distance of 8.0 chains to the Point of Beginning, thence East 10.4 chains to a point in the center of county road, then Southeast along the centerline of the county road a distance of 9 chains and 9 links, then West a distance of 15 chains and 60 links, then North a distance of 7 chains and 50 links to the Point of Beginning, said tract containing 10 acres, more or less from Agriculture to Ag/Residential. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED

Commissioner Rohde moved, seconded by Commissioner Bobier, to approve the claims, submitted by the county clerk, as follows: GENERAL FUND: SSC Star, printing - 628.86; SSC Star, printing - 39.30; Margaret Kunzie, mileage - 20.28; Joe Morten & Sons, bond - 30.00; Secretary of State, notary - 20.00; Ted Piepho, mileage - 20.58; Garvey Trophy Shop, supplies - 81.00; Lanier Business Prod, equipment - 2877.00; McGarvey Coffee, repair - 19.50; Norfolk Printing, printing - 986.70; Multi-County Information & Programming, services - 525.00; Nadine Johanson, benefit - 17.00; Robert Giese, mileage - 50.96; Redfield & Co, supplies - 543.47; Duggan Business Forms, supplies - 1809.50; Ne Dept of Revenue, service - 1527.78; Monroe Systems, supplies - 73.84; Monroe Systems, equipment - 134.00; SC Stationery, supplies - 7.51; Pro Micro Systems, service - 2211.50; Norfolk Printing, printing - 262.00; SC Stationery, supplies - 43.73; Trampe & Assoc, reappraisal - 7911.69; Sioux Valley Comm, rental - 57.00; Nebr Dept of Revenue, service - 3396.21; Doug Lehman, mileage - 176.40; Dennis Tank, mileage - 11.76; Homer Comm School, contract - 340.00; SC Stationery, supplies - 6.20; Garvey Trophy Shoppe, supplies - 20.55; David George, mileage - 10.92; Jim Hartnett, mileage - 5.72; Jim Jepsen, mileage - 17.16; Leighton Maurice, mileage - 14.04; Sid MacLaren, mileage - 24.96; Siouxland Engineering, services - 708.33; Sioux Business, supplies - 50.89; Star Printing, supplies - 3.50; Iowa Office Supply, services - 81.50; Mead Data Central, services - 42.53; Sioux Business, supplies - 203.84; Standard Office, supplies - 42.00; Redfield & Co, supplies - 118.95; DAS Materiel, supplies - 131.30; Coast to Coast, supplies - 170.99; SC Stationery, supplies - 113.98; West Publishing, services - 167.00; Clerk of Dist Court, court costs - 1896.90; Frank Gonzalez, interpreter - 30.00; Frank Gonzalez, interpreter - 35.00; Frank Gonzalez, interpreter - 40.00; Frank Gonzalez, interpreter - 50.00; Latino Center, interpreter - 52.80; Coffee King, supplies - 28.95; Suzanne Brudigan, services - 25.00; Vernon Helt, services - 50.00; Shirley Sides, services - 50.00; Marcia Mahon, services - 50.00; William Binkard, atty fee - 243.00; William Giles IV, atty fee - 2709.37; William Giles IV, atty fee - 4938.06; Randy Hisey, atty fee - 1908.55; Randy Hisey, atty fee - 728.10; Hurley Law, atty fee - 1542.87; Richard McCoy, atty fee - 885.15; Maurice Redmond, atty fee - 190.23; Maurice Redmond, atty fee - 410.81; Maurice Redmond, atty fee - 762.20; Robert Rehan, atty fee - 567.52; Robert Rehan, atty fee - 689.10; Robert Rehan, atty fee - 85.50; Robert Rehan, atty fee - 203.10; Donald Fitch, atty fee - 94.50; Timothy Shuminsky, atty fee - 734.50; Stuart Mills, atty fee - 284.00; Lawyers Coop, supplies - 455.70; West Publishing, supplies - 181.00; Richard McCoy, atty fee - 320.35; William Binkard, atty fee - 346.74; Stuart Mills, atty fee - 228.50; Stuart Mills, atty fee - 161.50; Stuart Mills, atty fee - 151.50; Stuart Mills, atty fee - 196.50; Duane Hoffmeyer, atty fee - 45.00; Duane Hoffmeyer, atty fee - 204.80; Hurley Law, atty fee - 1226.13; Robert Rehan, atty fee - 458.55; Robert Rehan, atty fee - 510.70; County Court, costs - 59.00; Rose Boyle, fee - 22.10; Angie Roberts Threlkeld, depo - 84.60; Suzanne Brudigan, depo - 108.00; Frank Gonzalez, interpreter - 275.00; Latino Center, interpreter - 65.60; Shirley Sides, services - 190.48; Robert Rehan, atty fee - 214.80; Duane Hoffmeyer, atty fee - 134.80; William Binkard, atty fee - 223.34; William Binkard, atty fee - 196.62; William Binkard, atty fee - 392.30; Richard McCoy, atty fee - 415.60; Donald Fitch, atty fee - 185.00; Sandra Inkster, atty fee - 187.50; Sandra Inkster, atty fee - 162.50; Sandra Inkster, atty fee - 262.50; Randy Hisey, atty fee - 1413.05; Randy Hisey, atty fee - 1182.55; Martha McMinn, atty fee - 105.50; Martha McMinn, atty fee -

261.00; Craig Lane, atty fee - 172.50; Colene Boyle, mileage - 19.20; Veronica Grijalba, mileage - 19.20; Beverly Dodge, workshop - 49.00; Bahr Plumbing, repair - 562.78; Allen Heating, repair - 93.00; John Barone Co, contract - 330.00; Bean Electric, repair - 109.50; City of Dakota City, utilities - 2568.86; Coast to Coast, supplies - 107.35; Klemett Dean, gas - 23.00; Klemett Dean, mileage - 46.08; R&J Gill Disposal, garbage - 100.00; Midwest Gas, utilities - 1028.00; Molstad Dist, supplies - 170.96; Sioux Valley Comm, rental - 21.00; Western Paper Co, Supplies - 164.85; Western Paper Co, supplies - 310.73; Zastrow Sharpening, repair - 4.00; Black's Welding, repair - 10.00; Dakota Co Extension, misc, 818.13; Dakota Co Extension, misc - 2543.34; James Wagner, clothing - 10.00; Randall Walsh, clothing - 10.00; Martin Hohenstein, clothing - 10.00; Kenneth Blaker, clothing - 10.00; Steve Heide, clothing - 10.00; Rodney Herron, clothing - 10.00; Robert Johnson, clothing - 10.00; Robert Doenhoefer, clothing - 10.00; St of Nebr Comm - teleprinter - 385.00; Dakota Co Sheriff, postage, fuel, meals - 383.30; Airway Services - services - 100.00; Vermillion Flying Service, service - 913.80; Dakota Co Road Dept, gas - 1368.04; Crystal Oil, supplies - 203.76; Jim's Service, fuel - 16.00; DC Pronto, supplies - 186.14; K&S Service, service - 878.04; SC Stationery, supplies - 46.98; Pacific City Graphics, printing - 315.00; Wal-Mart, supplies - 69.24; Applied Electronics, repair - 121.43; Crown Lincoln, repair - 20.27; SC Star, printing - 180.75; Suzanne Brudigan, depo - 108.00; Centel Cellular, phone - 371.35; Capital Business, faxsimile - 3492.30; Clark Boardman Co, supplies - 73.75; Dakota Co Clerk, certified copy - 1.50; Register of Deeds, fee - 5.50; Dakota Co Treasurer, msic - 624.00; Executive Copy, service - 100.62; Dakota Co Attorney, foster care recruit program - 1000.00; Gage Co Court, certified copies - 1.50; Galls Inc, supplies - 35.43; Gateway 2000, computer - 4265.00; Kurt Hohenstein, mileage - 49.35; Dakota Co Attorney, juvenile diversion interns contract - 2400.00; Lancaster Co Court, copies - 1.75; LETN, training TV - 388.00; Mead Data Central, supplies - 60.58; Midwest Business, supplies - 450.92; Paper Company, supplies - 183.60; Quill Corp, supplies - 126.98; Quinlan Publishing, supplies - 53.97; Redfield & Co, supplies - 17.50; Sioux Business, supplies - 5.09; SC Stationery, supplies - 384.80; Sioux Valley Comm, rental - 21.00; SSC Star, printing - 83.70; Angie Roberts Threlkeld, depo - 84.60; Tiger Software, software - 1576.95; West Publishing, supplies - 35.00; Woodbury Co Sheriff, services - 24.57; Hy Vee, supplies - 1480.98; Coffee King, supplies - 21.05; PA Braunger, supplies - 1180.90; Gillette Dairy, supplies - 277.69; Metz Baking, supplies - 71.51; Carpenter Paper, supplies - 292.75; Cedar Co Sheriff, inmate boarding - 750.00; US West, phone - 19.31; Jack's Uniforms , supplies - 598.88; Wayne Juvenile Detention Ctr, inmate boarding - 450.00; Nebr Crime Comm - supplies - 9.00; Dakota Co Sheriff - Misc. - 72.96; SC Stationery, supplies - 452.65; Midwest Typewriter, repair - 80.00; Stephan's Welding, repair - 10.00; Executive Copy, supplies - 159.00; Brunton Printing, printing - 161.88; Bruce Hovey, services - 370.00; Schmiedt Pharmacy, test - 6.95; Coast to Coast, paint - 15.99; Pacific City, printing - 28.25; AJ Phillips, printing - 38.00; SC Stationery, supplies - 110.86; Dictaphone Corp, contract - 158.00; Dakota Co Extension, maintenance - 321.80; Curry Floor, carpet - 1264.00; Jan Brown, mileage - 54.53; Diane Spink, mileage - 103.32; Elva Nottleman, visits - 258.33; Warren Johnston, mileage - 48.30; NE Nebr Public Power, utilities - 13.53; AT&T, phone - 611.09; AT&T, phone - 1270.50; C&H Heavy Duty, storage - 600.00; Dakota City Postmaster, rental - 219.60; Dakota City Postmaster, postage - 2000.00; Klass, Hanks, Stoos, fees - 35.00; Midwestern Paper, supplies - 989.50; NE Nebr Area on Aging, admin costs - 588.00; Sioux Air Inc, spraying - 450.00; US West Comm, phone - 1149.31; US West Comm, phone - 45.83; Siouxland Engineering, services - 4494.50; NACO, membership - 795.00; Symantec Corp, upgrade - 80.00; Pinnacle Publishing, report - 29.00. ROAD & BRIDGE: Aratex Services, supplies - 40.97; Harry Batchellers, parts - 18.31; Burlington Northern Railroad, rental - 550.00; C&H Truck Parts, rims - 45.00; Carlson Machine, repair - 20.00; Case

Equipment, parts - 108.05; Circle R, parts - 105.91; City of SSC, utilities - 144.59; Cleveland Cotton Prod, supplies - 202.33; Coast to Coast, supplies - 61.98; Dakota Auto, parts - 25.09; Davidson Lumber, supplies - 69.72; Farmers Coop, fuel - 3767.88; Filter Care, filters - 22.70; Firestone, tires - 759.40; Higman Sand, road rock - 38663.22; Joe's Surplus, supplies - 2.34; Knoepfler, parts - 29.45; Linweld, supplies - 28.50; Marx Truck, air bag - 121.10; Midwest Gas, utilities - 450.00; Nebr Dept of Roads, photography - 36.00; Nebr Public Power, utilities - 89.83; Nutra Flo, supplies - 46.16; Paper Clamenson, blades - 1771.20; Parsons Equip, rental - 36.75; Pecaut Equip, bulbs - 62.00; Region IV, stakes - 250.00; Sieg, filters - 161.51; Siouxland Engineering, services - 1816.50; Siouxland Mack, parts - 83.22; SSC Star, printing, 55.36; US West, phone - 67.64; Warren Oil, diesel - 690.78; Ziegler, contract - 4789.59. SPECIAL ROAD: Siouxland Engineering, services - 2026.20. POOR RELIEF: Redler's Pharmacy, supplies - 766.60; Benthack Clinic, services - 23.00; Doris Hopkins, rent - 210.00; James Conley, rent - 185.00. INSTITUTIONS: Beatrice State Develop, services - 2751.00; Hastings Regional, services - 150.00; Norfolk Regional, services - 1527.00. VICTIM ASSISTANCE: Perkins Stationery, supplies - 22.50; Evonne Kramper, salary & misc - 2137.55. WEED FUND: C&R Supply, marker - 505.70; Cornbelt Chemical, supplies - 7924.19; Demco, dye - 50.03; Dakota Auto, parts - 56.86; Dakota Co Sheriff, services - 123.00; Farmers Coop, supplies - 575.60; Fimco, parts - 142.87; Dick Graham, phone - 137.77; Robertson Impl, oil - 12.50; Sioux Valley Comm, radio - 504.00; Stephan's Welding, repair - 64.50; Torco-Remfg, repair - 38.00; Maurice Crofoot, benefit - 108.00; J Colin Green, benefit - 60.00; H K Harris, benefit - 12.00; Elmer Krumwiede, benefit - 48.00. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to open bids on the Morgan Road on July 8, 1991 and the deadline for receiving said bids shall be 1:00 p.m. on said day. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Kurt Hohenstein appeared before the board with Don McArthur and Lee Tramp to discuss the road situation in the Millis Beach Area. Discussion concerning the roads in Millis Beach was had. The end result was that Kurt Hohenstein was going to write the residents living in the area to see if an agreement could be made to use certain roads. Commissioner Rohde moved, seconded by Commissioner Bobier, to adopt Resolution 91-11 as follows: RESOLUTION 91-11 WHEREAS, The Clerk of District Court's Budget will exceed it's budget of expenditures upon the payment of accounts payable and payroll for the month of June, 1991.

WHEREAS, The County Highway Superintendent's Budget will exceed it's budget of expenditures upon the payment of accounts payable and payroll for the month of June, 1991.

WHEREAS, The County Legal services budget will exceed it's budget of expenditures upon the payment of accounts payable for the month of June, 1991.

WHEREAS: An emergency exists.

WHEREAS: The County Miscellaneous Budget of the General Fund has unappropriated monies left.

AND WHEREAS: it is in the best interest of the public to pay the claims submitted for the three departments.

BE IT THEREFORE RESOLVED: The Dakota County Board of Commissioners hereby authorize the transfer of monies from the County Miscellaneous Budget of the

General Fund to be used for payment of the over expended budgets of the County Highway Superintendent, Clerk of the District Court and Legal Services budgets.

BE IT FURTHER RESOLVED: Clerk of District Court and Legal Services Budget be increased by \$3,000. and the Highway Superintendent's Budget be increased by \$2,000.00 for the fiscal year 1990-1991.

BE IT FURTHER RESOLVED: The County Miscellaneous Budget of the General Fund be reduced by \$8,000 to cover the over expenditure of the Clerk of District Court's budget, the County Legal Services Budget and the Highway Supt's Budget.

Passed and adopted this 17th day of June, 1991.

James Huggenberger _____

Jack Bobier _____

Gretchen Hirschbach _____

Jackie Hartnett _____

Daniel Rohde _____

ATTEST:

Theodore A. Piepho County Clerk ROLL CALL
VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea,
UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner
Bobier, to acknowledge receipt and approve the County Clerk, Register of Deeds
and the Clerk of District Court's reports for May, 1991 and the County Sheriff's
reports for January, February, and March, 1991. ROLL CALL VOTE: Hartnett-Yea,
Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION
CARRIED Commissioner Hartnett moved, seconded by Commissioner Rohde, to adjourn.
ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea,
Rohde-Yea, UNANIMOUS MOTION CARRIED 4:00 p.m. ATTEST:

County Clerk
Board Chairperson * * * * *
* * * * *

DAKOTA COUNTY BOARD OF COMMISSIONERS
JUNE 25, 1991 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called their regularly scheduled meeting to order at 11:00 a.m. PRESENT: Commissioners Bobier, Hartnett, Rohde and Huggenberger and Ted Piepho, Secretary. Commissioner Hartnett arrived at 11:17 a.m. ABSENT: Commissioner Hirschbach Ms. Janine Bruder, with NIRMA, appeared before the board and discussed the county's insurance premiums for next year. She said that we would get a 15% reduction in rate for our Liability insurance. Although the premium was not 15% less, there are other reasons for that. Ms. Bruder said that the building insurance cost 18 cents per hundred dollars of value on the county

buildings. Commissioner Hartnett arrived at 11:17 a.m. Ms. Bruder expressed concern over back injuries and that NIRMA will be making a training film so that road employees lift correctly. She cited one county that had an unbelievable rate of back injuries among it's road employees. She stressed that the county have in place a good road sign program and a good check program to insure the road signs remained in tact. Mr. Huggenberger signed the Scottsdale Insurance Application. Virginia Piper was in attendance. A short discussion was had concerning the Public Defense issue. Commissioner Hartnett moved, seconded by Commissioner Bobier, to approve the minutes of June 17, 1991 as typed in the official record. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Commissioner Huggenberger recessed their meeting at 12:05 p.m. for lunch. The board reconvened their meeting at 1:30 p.m. Dick Sklenar and Randy Hummell appeared before the board requesting approval to use county right-of-way. Mr. Sklenar informed the board that they are looking for a grant and FMHA loans to expand rural water and they were soliciting the consent of the county board to grant and convey a perpetual easement, with the right to construct, install, use, operate, inspect, maintain, replace and remove water lines and water facilities over, across, under, and through all roadway ditches and roadways located in Dakota County, Nebraska, only as may be necessary, together with rights of ingress and egress. Commissioner Rohde moved, seconded by Commissioner Hartnett, to grant the following easement to the PAPIO-MISSOURI NATURAL RESOURCES DISTRICT. RIGHT-OF-WAY EASEMENT

IN CONSIDERATION OF the mutual benefits to be derived, the mutual cooperation between the parties and the establishment of the Dakota & Thurston County Rural Water Systems, the Grantor, the County of Dakota, State of Nebraska, by and through its authorized agents, does hereby grant and convey to the Papio-Missouri River Natural Resources District, Grantee, a perpetual easement, with the right to construct, install, use, operate, inspect, maintain, replace and remove water lines and water facilities over, across, under, and through all roadway ditches and roadways located in Dakota County, Nebraska, only as may be necessary, together with rights of ingress and egress.

The consideration herein recited shall be full consideration and payment for any and all damages incurred by the Grantor by reason of the installation, operation or maintenance of such water lines or water facilities.

Dated this _____ day of _____, 19__.

THE COUNTY OF DAKOTA, STATE OF NEBRASKA, Grantor

By _____ County

Clerk

By _____ Chairman

of Board of Commissioners of Dakota County, Nebraska STATE OF NEBRASKA))
ss. COUNTY OF DAKOTA)

The foregoing instrument was acknowledged before me this _____ day of _____, 19__, by _____, Dakota County, Nebraska Clerk.

Notary

Public

STATE OF NEBRASKA)) ss. COUNTY OF DAKOTA)

The foregoing instrument was acknowledged before me this _____ day of _____, 19____, by _____, Chairman of the Board of Commissioners of Dakota County, Nebraska.

Notary

Public ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Absent, UNANIMOUS MOTION CARRIED John McNeil, South Sioux City Chamber Director, asked the board to enter into an agreement with the South Sioux Chamber and he briefly described the contract. Commissioner Hartnett moved, seconded by Commissioner Rohde, to approve the following AGREEMENT with the South Sioux City Chamber of Commerce. CONTRACT AND AGREEMENT BETWEEN DAKOTA COUNTY NEBRASKA AND THE SOUTH SIOUX CITY CHAMBER OF COMMERCE

THIS AGREEMENT made and entered into this __ day of June, 1991, by and between the South Sioux City Area Chamber of Commerce, a Nebraska not-for-profit corporation and the County of Dakota, Nebraska, hereinafter referred to as "County". WHEREAS, the 86th Legislature of the State of Nebraska enacted Legislative Bill 499, known as the Nebraska Visitors' Development Act; and WHEREAS, pursuant to the authority granted by said Act, the Board of Commissioners of Dakota County, Nebraska, adopted a Resolution, establishing a County Visitors' Promotion Fund and a Visitors' Committee, and imposing a sales tax on lodging in Dakota County, Nebraska; and WHEREAS, the Board of Commissioners of Dakota County, Nebraska, pursuant to the authority granted by Section 81-1257, R.R.S., is desirous of contracting with one or more qualified persons, firms, associations or corporations to carry out the provisions of said Act; and WHEREAS, the South Sioux City Area Chamber of Commerce is a qualified corporation which is desirous of contracting with the County to carry out the purpose of the Nebraska Visitors' Development Act. NOW, THEREFORE, in consideration of the mutual covenants herein contained it is agreed as follows by the parties hereto: (1) The South Sioux City Area Chamber of Commerce shall be responsible for carrying out the purpose of the Nebraska Visitors' Development Act. (2) In order to effectively fulfill said responsibility, the South Sioux City Area Chamber of Commerce shall provide adequate staff for purposes of carrying out the provisions of this Agreement. (3) The South Sioux City Area Chamber of Commerce shall generally promote, encourage, and attract visitors to come to Dakota County, and to use the travel and tourism facilities therein. In carrying out this function the South Sioux City Area Chamber of Commerce shall provide promotional services which may include, but are not limited to the following: (a) Production and distribution of brochures promoting attractions, tours, restaurants, and entertainment, hotels and motels and convention services available in Dakota County, Nebraska; (b) Market research; (c) Media advertising; (d) Booth display, and audio visual materials; (e) Promotion material, registration materials, hospitality suites, entertainment and other reasonable expenses necessarily incurred in connection with attendance at state, regional and national conventions; (f) Registration, badges, housing bureau and other related services in connection with conventions held in Dakota County, Nebraska; (g) Operation of a tourist information center including provisions for staff, equipment and supplies. (4) For services rendered by the South Sioux City Area Chamber of Commerce the County shall pay to the South Sioux City Area Chamber of Commerce as reimbursement a sum not to exceed the

total amount of revenue generated by the Dakota County lodging tax. The specific amount of such payment shall be determined on the basis of a detailed budget which shall be annually submitted to and reviewed by the Dakota County Visitors' Committee and finally approved by the Dakota County Board of Commissioners. Said budget shall make provision for the payment of all expenses of the South Sioux City Area Chamber of Commerce in carrying out the program proposed by the Chamber of Commerce for the ensuing year to comply with the purposes of this Agreement, such expenses to include, but not be limited to, general operational expenses, staff salaries, office expenses, travel expenses, advertising and other outside professional assistance, and expenses incurred in providing the promotional services required to be provided pursuant to Paragraph 3 of this Agreement. The budget for the first year of this Agreement shall be submitted by July 1, 1991, and thereafter an annual budget shall be submitted thirty days prior to each anniversary date of the Agreement. Notwithstanding the requirement of submitting an annual budget, it is understood and agreed, because of the uncertainty of the amount that shall be raised each year by the lodging tax, that, if deemed necessary and appropriate, the Chamber of Commerce may submit one or more revised budgets during each year for approval by the County Board reflecting the anticipated increase or decrease in funds available. It is further understood and agreed by the parties hereto as follows: (a) That the South Sioux City Area Chamber of Commerce is hired and engaged as an independent contractor and is not an officer, agent or employee of Dakota County. (b) That the members of the staff of the South Sioux City Area Chamber of Commerce shall not be considered employees of Dakota County, Nebraska. (c) That the County of Dakota, Nebraska, shall not be responsible for directly providing staff salaries, fringe benefits, or reimbursement of any expenses; (d) That all payments made to the South Sioux City Area Chamber of Commerce shall be made exclusively from the County Visitors' Promotion Fund; (e) That all equipment and supplies purchased by the South Sioux City Area Chamber of Commerce with funds provided pursuant to this Agreement shall be the property of the County; (f) That all funds provided to the South Sioux City Area Chamber of Commerce pursuant to this Agreement shall be used exclusively for the purposes set forth herein. (5) Payment for expenses incurred by the South Sioux City Area Chamber of Commerce in carrying out the purposes of this Agreement, pursuant to the annual budget figure approved, shall be made on a monthly basis by Dakota County through the submission of claims to the County to be approved by the Dakota County Board of Commissioners. Such payments to be made exclusively from the Dakota County Visitors' Promotion Fund. It is understood and agreed that the amount of such payments, out of necessity must be conditioned by the amount of revenue received by the Dakota County Treasurer for deposit in the County Visitors' Promotion Fund reflecting collections from the lodging tax imposed. The balance of any monthly claim not paid in full because of insufficient funds is to be paid as funds become available. (6) The South Sioux City Area Chamber of Commerce shall submit to the Dakota County Board of Commissioners an annual written report detailing the services rendered to the County, and the expenses made in connection therewith, within thirty days following the anniversary date of this Agreement. It is understood and agreed that the South Sioux City Area Chamber of Commerce will provide staff who will be accessible to the Dakota County Visitors' Committee, and that the South Sioux City Area Chamber of Commerce will meet periodically with the Dakota County Visitors' Committee for the purpose of reviewing existing and proposed projects to carry out the purposes of this Agreement. (7) The South Sioux City Area Chamber of Commerce shall keep a separate record of receipts and accountings for the use and expenditure of all funds expended in carrying out the purposes of this Agreement, and agrees that the Dakota County Treasurer, or a designated representative thereof, shall, upon reasonable notice, have the right to inspect such records and accounts. (8) The South Sioux City Area Chamber of Commerce, in

carrying out the provisions of this Agreement, shall not discriminate against any employee, applicant for employment, contractor, prospective contractor, or any other person, firm, association or corporation because of race, color, religion, sex or natural origin. (9) This Agreement shall become effective upon execution by the parties as of the 1st day of July, 1991, and shall remain in full force and effect for a period of one year from said date. It shall automatically be extended for each succeeding year unless cancelled by either party at least ninety days prior to the anniversary date of its execution, or until termination of the Nebraska Visitors' Development Act. Either party may terminate this Agreement at any time by giving to the other party written notice of its intention to terminate at least ninety days prior to the proposed date of termination, provided, however, that in the event of termination the County shall pay to the South Sioux City Area Chamber of Commerce any sums necessary to meet outstanding contractual commitments incurred by the South Sioux City Area Chamber of Commerce pursuant to this Agreement. All such contractual commitments which extend beyond the term of the contract must be approved by the County.

(10) The South Sioux City Area Chamber of Commerce hereby agrees to hold Dakota County, Nebraska, harmless, to the fullest extent allowed by law, from and against any losses, claims, damages and expenses, including attorney's fees, arising out of or resulting from any act of the South Sioux City Area Chamber of Commerce or its agents or employees in performing this Agreement. The indemnity hereinabove set forth shall not apply to any matter for which reimbursement is permitted by this Agreement and such funds are available in Visitors' Promotion Fund. Said South Sioux City Area Chamber of Commerce further agrees to carry liability insurance insuring itself in the event it should become liable by reason of any act or acts of its individual employees in performance of this Agreement. EXECUTED by the South Sioux City Area Chamber of Commerce this ___ day of June, 1991.

BY: _____ Title: _____

EXECUTED by Dakota County, Nebraska, this ___ day of June, 1991.

OF DAKOTA COUNTY, NEBRASKA

BY THE BOARD OF COMMISSIONERS

ATTEST: _____ BY: _____ County Clerk
JIM HUGGENBERGER, Chairman

APPROVED AS TO FORM THIS ___ DAY OF JUNE, 1991.

_____ DAKOTA COUNTY ATTORNEY ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Absent, Hartnett-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Hartnett, to convene as Board of Equalization to hear the appeal of Lloyd Knudsen. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED 2:05 p.m. Lloyd Knudsen did not appear for his scheduled hearing with the Board of Equalization. Ms. O'Neill explained that Mr. Knudsen had filed his personal property schedule on his boat after the deadline and therefore she was obligated in assessing a 10% penalty since he voluntarily filed after the deadline. Commissioner Bobier moved, seconded by Commissioner Hartnett, to deny the appeal of Lloyd Knudsen to forgive the 10% penalty assessed by the assessor for the late filing of Mr. Knudsen's Personal Property Schedule. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED Commissioner Hartnett moved, seconded by Commissioner Rohde, to reconvene as Board of Commissioners. ROLL

CALL VOTE: Bobier-Yea, Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED 2:12 p.m. Commissioner Huggenberger informed the board that a letter had been prepared to be sent to the attorney's who are members of the Eight Judicial Bar. The letter was passed out to the members of the board for their review. Jeff Harcum, SIMPCO, appeared before the board and explained that Freeway Trailer Court would like the county to apply for a CDBG Grant that would fund the hookup of Freeway Trailer Court and the houses on North Shore Road to the City of South Sioux City's Sewer System. Greg Meyer arrived at 2:30 to explain the financing. Also Mr. Nutt from the Freeway Trailer Court was in attendance. The trio explained that they had submitted the CDBG application through South Sioux City Public Works and that it had been denied. They also submitted it through another department of South Sioux City and it was also denied. They asked the county to submit the application on behalf of the county. A lengthy discussion was had concerning the application. A Public Hearing was necessary and the deadline for having the hearing was Friday, June 28. It was concern by both parties whether it was possible to give sufficient public notice at this time, but Jeff Harcum, with SIMPCO, said that was up to the board to determine whether it was. Several board members expressed concern that they were being requested to submit the application on such short notice. The County Attorney was called and he came to the meeting around 4:00 p.m. In the meantime the board considered the payroll claims and the motor grader bid. Commissioner Hartnett moved, seconded by Commissioner Rohde, to send the following letter to the Attorneys who are members of the Eight Judicial District Bar Association. DATE:

TO: All Eight Judicial District Attorneys

FROM: Dakota County Board of Commissioners

SUBJECT: Public Defense/Defender

In an effort to contain the cost of court-appointed defense services, the Dakota County Board is considering two options: (1) To contract with several experienced local attorneys to provide most of the necessary legal services in criminal or juvenile cases, or (2) To establish the office of public defender.

At its regular meeting June 25, 1991, the Board voted to pursue the first option at this time and authorized the following offer be made known to all members of the Eighth Judicial District Bar Association. The county proposes to hire five attorneys at an annual contract of \$20,000 each. Each attorney will agree to furnish approximately one-fifth of the legal services for indigent and juvenile offenders. In addition to providing legal services, each attorney would be expected to utilize his own staff and office to provide said services. It is the intent of the board that the cases be assigned on a uniform basis, depending on the type of case, to insure that no one attorney receives a disproportionate amount of the work.

Mental health hearings, services on Class I and IA felonies, appeals to the Supreme Court of Nebraska shall not be included in this proposal. Also not included are deposition costs, mileage, long distance telephone charges and local calls charged to said attorney or firm, expert witnesses or any other court-authorized expenses necessary for the proper defense of the indigent defendants. The services to be rendered will be for a period of slightly less than one year, beginning in July or August, 1991, and ending June 30, 1992. Each attorney would be compensated at the rate of approximately \$1,666.67 per month. Compensation for the first year would be prorated depending on beginning of service. The agreement would terminate June 30, 1992, subject to renewal and

each party has the right to terminate with a 30-day notice. The county has prepared a proposed contract which is available at the Office of the Dakota County Clerk, Dakota City, NE 68731. The Board would ask any attorney who is interested to send an application and resume to the Dakota County Board, Dakota County Courthouse, Dakota City, NE 68731, by 4:30 p.m. Friday, July 12, 1991. The Board believes this proposal which will provide fairness, consistency and economy in the provision of indigent defense services. The Board reserves the right to reject any and all applications and may elect to pursue the second option of establishing a public defender's office depending on the response to this proposal. Sincerely, The Dakota County Board of Commissioners

ROLL CALL VOTE: Bobier-Yea, Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Bobier, to accept the low bid of Case Power and Equipment Company to purchase a Champion Motor Grader at the price of \$28,728. with the trade in of the Cat Motor Grader and a 1960 and 1961 Backhoes. ROLL CALL VOTE: Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve the payroll claims submitted by the county clerk as follows and to approve the claim of \$250.00 to the Dakota County Recycling Committee for advertisement. COUNTY ROAD PAYROLL: Gross salaries- \$6553.53, Employers Social Security- \$454.24, Employers Share Retirement- \$298.77, Employers Share Blue Cross- 568.79. Kenneth D. Hansen- 548.00, Walter Heinemann- 624.80, Robert Jacobsen- 624.80, Richard McNear- 620.80, Marlan G. Millard- 624.80, Willis Roeber- 620.80, Earl K. Stading- 620.80, Raymond Reed Jr.- 616.80, Randall A. Crombie- 616.80, Arnold Mellick- 705.73, Stewart Anderson- 147.90, William Hittle III- 181.50. ROAD FUND Employee withholding paid to: Federal- 467.92, State- 140.05, FICA- 454.24, Retirement- 199.18, Credit Union- 17.00, Blue Cross- 485.26, Lonestar- 9.76, Colonial- 130.39, Union Dues- 98.00. COUNTY GENERAL FUND: Gross salaries- \$39,823.05, Employers Social Security- \$2941.20, Employers Share Blue Cross- \$3115.28, Employers Share Retirement- \$1689.96. Gretchen R. Hirschbach- 346.15, Daniel J. Rohde- 346.15, Jack D. Bobier- 346.15, Jackie Hartnett- 346.15, James Huggenberger- 346.15, Theodore A. Piepho- 942.30, Marilyn Davis- 615.38, Phyllis Ridge- 464.00, Linda Larson- 342.00, Nanci Walsh- 386.24, Bertha Olson- 240.00, Robert H. Giese- 942.30, Irene VanLent- 640.00, Charlotte J. Doenhoefer- 520.00, Ruth M. Jensen- 520.00, Ruth P. Warnock- 520.00, Mardell A. Sorensen- 520.00, Mark J. Dorcey- 346.15, Margaret Rahn- 640.00, Betty O'Neill- 942.30, Madelyn S. Thorsland- 640.00, Shirley A. Bentz- 540.00, Karen S. Twohig- 520.00, Douglas Lehman- 700.00, Dennis Tank- 560.00, Rita Deichert- 420.00, Colene H. Boyle- 942.30, Veronica Grijalba- 640.00, Shirley J. Frank- 316.31, Janet Engel- 540.00, Shirley Sides- 261.25, Klemett Dean- 816.16, Marvin G. Nielsen- 637.00, Patricia A. Stingley- 568.00, Teresa Lieber- 30.40, James L. Wagner- 1153.85, Linda E. Wilson- 640.00, Randall J. Walsh- 750.00, Martin V. Hohenstein- 865.25, Eric Reed- 64.00, Sharon L. Hartnett- 435.20, Joy K. Nixon- 390.40, Sharon L. Graves- 497.20, Kenneth Blaker- 673.80, Stephen Heide- 780.09, Rodney Herron- 785.90, Robert Johnson- 653.85, Robert Doenhoefer- 726.46, Bonnie Kempers- 400.00, Sandra Hulit- 460.00, Kurt A. Hohenstein- 942.30, Douglas Luebe- 673.08, Pamela Koster- 520.00, Laura Knox- 1076.92, Cherie Hogan- 472.00, Tracey Eslick- 440.00, Neva M. Neal- 128.80, Adrienne G. Harral- 598.00, Brian R. Lamb- 675.04, Linda Wilson- 249.99, Linda J. Schovanec- 389.96, Jason Johansen- 518.50, Kathleen Hansen- 561.20, Gary Buck- 528.00, Todd Trobaugh- 368.50, Sandra Gutierrez- 515.20, Margaret Stingley- 373.75, Kathleen Keeler- 202.50, Bruce Hovey- 115.38, Margaret Kunzie- 529.50, Janice C. Brown- 758.40, Gloria Ann Dwyer- 461.25, Diane M.C. Spink- 296.81, Dr. Larry Hansen- 69.23, Warren Johnston- 640.00. GENERAL FUND Employee withholding paid to: Federal- 3896.23, State- 1016.20, FICA- 2941.20, Retirement- 1156.79, Credit Union- 1679.06, Deferred Comp.- 125.00, Blue Cross-

881.93, Lonestar- 2.44, Colonial-547.85. COUNTY WEED CONTROL FUND: Gross salaries- \$1105.09, Employers Social Security- \$84.54, Employers Share Retirement- 22.80, Employers Share Blue Cross- 56.92. R. Richard Graham- \$475.09, Allen Heikes- 480.00, Sharon Graham- 150.00. WEED FUND Employee withholding paid to: Federal- 102.04, State- 29.07, FICA- 84.54, Retirement- 15.20. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Absent, UNANIMOUS MOTION CARRIED After the County Attorney arrived, further discussion was had concerning the CDBG Application for Freeway Trailer Court to hook up to the South Sioux City Sewer System. Commissioner Bobier moved, seconded by Commissioner Rohde, to hold a public hearing on Friday to consider applying for a CDBG Application to hook up Freeway Trailer Court and the houses on North Shore, just South of Atokad, to South Sioux City's Sewer System. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Nay, Bobier-Yea, Hirschbach-Absent, Hartnett-Nay, Motion Defeated Commissioner Rohde moved, seconded by Commissioner Hartnett, to adjourn. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Absent, Hartnett-Yea, UNANIMOUS MOTION CARRIED 4:35 p.m. ATTEST: _____

County Clerk

Board Chairperson * * * * *
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DAKOTA COUNTY BOARD OF COMMISSIONERS
JULY 8, 1991 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called their regularly scheduled meeting to order at 1:30 p.m. PRESENT: Commissioners Bobier, Hartnett, Rohde, Huggenberger, Hirschbach and Ted Piepho, Secretary. Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve the minutes of June 24, 1991 as typed in the official record. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Linda Libengood, South Sioux City Chamber Visitor's Bureau Director, appeared before the board to introduce herself. Bruce Hovey, Highway Supt., opened the bid of Sta-bilt Construction to resurface the Morgan Road. Sta-bilt furnished a 5% bid bond and they were the only bidder. The total bid was \$64,355 for the county's portion of the bid and \$18,281 for South Sioux City's project. Discussion was had because the Engineer's estimate was so much lower than the actual bid. In reviewing the bid, the board was told by Leroy Satrang and Bruce Hovey that there were two items that are unknown and they amounted to \$27,000. of the bid. They said they did not think that much rock would be needed and that accounted for 11,000 dollars. Sta-bilt construction told the board that they were charging \$23.00 per ton for the rock and if the county could get it cheaper, then the county could realize a savings there. Arnold Mellick, Road Foreman, said that the county could have Olson's haul the rock and that the county could get it for \$10.25/ton delivered. That works out to be approximately a \$6,000 savings there. Sta-bilt Construction and Siouxland Engineering went on to add that they did not think that much filler would be needed and Bruce Hovey stated that he thought that \$16,000 would not be needed. Mr. Hovey added that he felt comfortable that \$20,000. would not be expended for those two line items in the bid. Chairman Huggenberger said that the board would take care of a couple agenda items and recess so the road committee could evaluate the bid. Betty O'Neill and Klem Dean appeared before the board. Ms. O'Neill had several tax list correction and Notice of Change of Valuations that she asked the board to approve. Commissioner Hartnett moved, seconded by Commissioner Bobier, to approve the tax list corrections as presented by the County Assessor. ROLL CALL

VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Hartnett, to convene as Board of Equalization. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED 1:55 p.m. Commissioner Hirschbach moved, seconded by Commissioner Bobier, to reconvene as Board of Commissioners. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED 1:58 p.m. Klem Dean and Betty O'Neill discussed moving the location of the Motor Vehicle window for the County Assessor's Office. Commissioner Rohde moved, seconded by Commissioner Hartnett, to authorize the county assessor to move the location of the motor vehicle window to across the hall from the Treasurer's Office as requested by the County Assessor. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Chairman Huggenberger read the Memorandum of Understanding. Bruce Hovey and Sta-bilt Construction Company returned from reviewing the bids. The board discussed the bid from Sta-bilt for the resurfacing of project C22-(128). Being convinced that the cost for the project would end up being around \$43,000. Commissioner Rohde moved, seconded by Commissioner Hirschbach, to accept the bid of Sta-bilt Construction Company for Project C22-(128). ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED The board discussed a Memorandum of Understanding that Chairman Huggenberger read. Commissioner Bobier moved, seconded by Commissioner Hirschbach, to approve the following MEMORANDUM OF UNDERSTANDING: THIS MEMORANDUM made and entered into this _____ day of _____, 1991 by and between THE CITY OF SOUTH SIOUX CITY, DAKOTA COUNTY, NEBRASKA, a municipal corporation (hereinafter referred to as "City"), and THE COUNTY OF DAKOTA, STATE OF NEBRASKA, a political subdivision (hereinafter referred to as "County"), WITNESSETH:

WHEREAS, the County and the City are considering the construction of a joint dispatch center and/or a joint law enforcement center; and

WHEREAS, the County is considering the construction of a new jail or criminal detention center; and

WHEREAS, the County and City desire to enter into an agreement relative to the cost for the planning, design and construction of any joint facilities; and

WHEREAS, a joint board organized pursuant to the Interlocal Cooperation Act should be formed for administering any joint action with representatives from both public agencies.

NOW THEREFORE, it is agreed by and between the County and City as follows:

(1) That all costs for the planning and design of a joint dispatch center and/ or a joint law enforcement center as allocated to those projects shall be shared equally by the County and City. Any costs so allocated which exceed the amount of \$2,000.00 shall require additional approval by the governing bodies of the County and City.

(2) That the County shall assume all costs allocated to the planning, design and construction of a jail or criminal detention facility.

(3) That the governing bodies of the County and City shall each approve any contracts with an architect/engineer for the design and construction of a joint dispatch center and/or joint law enforcement center.

(4) That any and all contracts for construction of any joint facilities shall require approval of the governing bodies of the County and City.

(5) That all state and local requirements of the County and City relative to employment of an architect/engineer, bidding, and financing of any joint facility or facilities shall be fully completed.

(6) That the parties contemplate entering into an agreement for joint action pursuant to the provisions of the Interlocal Cooperation Act to administer any joint facilities owned or operated by the County and City. Each governing body shall take appropriate action by ordinance or resolution to approve any such agreement which shall be in full compliance with the provisions of Section 13-801 to 13-807, R.R.S., Nebraska, 1943, as amended. Provision in the agreement for joint action shall be made for a joint board responsible for administration of the joint undertaking and both public agencies shall have representation on the joint board.

Executed on the day and year first above written.

THE COUNTY OF DAKOTA, STATE OF NEBRASKA, a political subdivision

BY: _____

Chairman

ATTEST: _____ County Clerk

THE CITY OF SOUTH SIOUX CITY NEBRASKA, a municipal corporation

BY: _____

Mayor

ATTEST: _____ City Clerk ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED Commissioner Hartnett commented that the ideal situation, if there were unlimited funds, would be to build a joint facility to house Law Enforcement and the Jail. Commissioner Bobier moved, seconded by Commissioner Rohde, to refund \$29.58 out of the undistributed funds to Lee Novak because his vehicle was assessed in the wrong school district. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED The County Clerk advised the board that he had several vehicles that had been towed by C & H Towing and were abandoned because the owners have not picked up their cars. The Nebraska Certificate of Titles for these vehicles were; 000078308, 000078309, 0078307, 000078306, 000078295 and 000078137. Commissioner Rohde moved, seconded by Commissioner Hartnett, to authorize the county clerk to transfer said titles to C & H for the towing and storage charges against said vehicles. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED RESOLUTION 91-12

To the County Treasurer of Dakota County, Nebraska

WHEREAS, the decision of the Nebraska Supreme Court in the case of Air Carriers issued March 1, 1991, necessitates the refund by the county for air carriers who appealed to the Nebraska Supreme Court

and

WHEREAS; the payment of such refunds at that time would seriously interfere with its governmental functions, and

WHEREAS, this county understands that demonstration of hardship which will curtail services will result in deferral of refund payment up to a period of two years.

NOW THEREFORE BE IT RESOLVED that the county of Dakota certifies to the county treasurer of Dakota County, Nebraska that immediate payment of the refunds would seriously interfere with their governmental functions.

This Resolution passed and approved this 8th day of July, 1991.

ATTEST

ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED The County Clerk advised the county board that he had looked into alternatives to health insurance for Dakota County. He said the option that would not decrease benefits for the employees, but yet save the employee with family coverage approximately \$20.00 a month and the county would also realize a savings. This insurance is still offered by Blue Cross and Blue Shield, but requires anyone going into the hospital to call for authorization before being admitted. Commissioner Hartnett moved, seconded by Commissioner Hirschbach, to participate in the Utilization Management Program with Blue Cross and to authorize the county clerk to sign the contract with Blue Cross for said program to be effective July 16, 1991 to July 15, 1991. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Bobier, to authorize the county clerk to the payroll claims, submitted by him as follows: COUNTY ROAD PAYROLL: Gross salaries- \$7367.25, Employers Social Security- \$506.36, Employers Share Retirement- \$339.23, Employers Share Blue Cross- 718.19. Kenneth D. Hansen- 553.15, Walter Heinemann- 624.80, Robert Jacobsen- 624.80, Richard McNear- 620.80, Marlan G. Millard- 624.80, Willis Roeber- 620.80, Earl K. Stading- 1458.57, Raymond Reed Jr.- 616.80, Randall A. Crombie- 616.80, Arnold Mellick- 705.73, Stewart Anderson- 168.20, William Hittle III- 132.00. ROAD FUND Employee withholding paid to: Federal- 566.06, State- 169.22, FICA- 506.36, Retirement- 226.14, Credit Union- 17.00, Blue Cross- 617.74, Lonestar- 9.76, Colonial- 130.39, Union Dues- 98.00. COUNTY GENERAL FUND: Gross salaries- \$40,214.75, Employers Social Security- \$2943.15, Employers Share Blue Cross- \$4220.06, Employers Share Retirement- \$1788.09. Gretchen R. Hirschbach- 346.15, Daniel J. Rohde- 346.15, Jack D. Bobier- 346.15, Jackie Hartnett- 346.15, James Huggenberger- 346.15, Theodore A. Piepho- 942.30, Marilyn Davis- 615.38, Phyllis Ridge- 464.00, Nanci Walsh- 310.05, Bertha Olson- 400.00, Robert H. Giese- 942.30, Irene VanLent- 640.00, Charlotte J. Doenhoefer-

520.00, Ruth M. Jensen- 520.00, Ruth P. Warnock- 520.00, Mardell A. Sorensen- 520.00, Mark J. Dorcey- 346.15, Margaret Rahn- 640.00, Shirley Sides- 44.00, Betty O'Neill- 942.30, Madelyn S. Thorsland- 640.00, Shirley A. Bentz- 540.00, Karen S. Twohig- 520.00, Douglas Lehman- 700.00, Dennis Tank- 560.00, Rita Deichert- 420.00, Colene H. Boyle- 942.30, Veronica Grijalba- 640.00, Shirley J. Frank- 328.13, Janet Engel- 565.33, Shirley Sides- 198.00, Mary Wolf- 32.40, Klemett Dean- 816.16, Marvin G. Nielsen- 617.50, Randall Walsh- 57.75, Patricia A. Stingley- 580.00, James L. Wagner- 1153.85, Linda E. Wilson- 640.00, Randall J. Walsh- 750.00, Martin V. Hohenstein- 833.67, Sharon L. Hartnett- 544.00, Joy K. Nixon- 467.20, Sharon L. Graves- 519.84, Kenneth Blaker- 673.80, Stephen Heide- 786.00, Rodney Herron- 757.77, Robert Johnson- 653.85, Robert Doenhoefer- 723.66, Bonnie Kempers- 400.00, Sandra Hulit- 440.00, Kurt A. Hohenstein- 942.30, Douglas Luebe- 673.08, Pamela Koster- 520.00, Laura Knox- 1076.92, Cherie Hogan- 472.01, Tracey Eslick- 440.00, Neva M. Neal- 119.60, Adrienne G. Harral- 598.00, Brian R. Lamb- 661.54, Linda J. Schovanec- 411.75, Brian R. Lamb- 10.00, Jason Johansen- 585.60, Kathleen Hansen- 576.45, Gary Buck- 579.00, Jason Johansen- 35.00, Gary Buck- 15.00, Todd Trobaugh- 530.75, Sandra Gutierrez- 532.00, Sandra Gutierrez- 45.00, Margaret Stingley- 405.60, Kathleen Keeler- 462.50, Bruce Hovey- 115.38, Margaret Kunzie- 480.00, Janice C. Brown- 758.40, Gloria Ann Dwyer- 461.23, Diane M.C. Spink- 399.95, Dr. Larry Hansen- 69.23, Warren Johnston- 640.00. GENERAL FUND Employee withholding paid to: Federal- 3958.08, State- 1031.03, FICA- 2943.15, Retirement- 1161.91, Credit Union- 1688.00, Deferred Comp.- 125.00, Blue Cross-1273.94, Lonestar- 2.44, Colonial-515.30. COUNTY WEED CONTROL FUND: Gross salaries- \$955.09, Employers Social Security- \$73.06, Employers Share Retirement- 22.80, Employers Share Blue Cross- 71.86. R. Richard Graham- \$475.09, Allen Heikes- 480.00. WEED FUND Employee withholding paid to: Federal- 100.02, State- 26.91, FICA- 73.06, Retirement- 15.20. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Hartnett, to recess and to reconvene at 7:00 p.m., Wednesday, July 10, 1991 at the South Sioux City Council Chambers in South Sioux City. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED 3:45 pm. DAKOTA COUNTY COMMISSIONERS SOUTH SIOUX CITY COUNCIL JAIL CORP COMMITTEE DAKOTA COUNTY, NEBRASKA SOUTH SIOUX CITY, CITY HALL JULY 10, 1991

DAKOTA COUNTY BOARD OF COMMISSIONERS
JULY 8, 1991 PROCEEDINGS CONTINUED
JULY 10, 1991 COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger reconvened their meeting at 7:07 p.m., Wednesday, July 10, 1991. Present were Commissioners Bobier, Hirschbach, Hartnett, Rohde, Huggenberger and Ted Piepho Secretary. Commissioner Huggenberger turned the meeting over to Bill McClarty, Chairman of the Dakota County Core Committee. Bill McClarty called the meeting to order at 7:07 p.m. Present were: Absent were: All present

Commissioner Hartnett stated that the architectural committee met Tuesday, July 2, 1991 at the Marina Inn and interviewed 3 firms from Omaha selected from a total of 7 firms. After all of the firms were finished with their presentations they critiqued them and then they decided to vote. The firm that was selected was Krhounek and Povondra Architects. Commissioner Hartnett opened up discussion for the people who were involved in the interviewing process. Commissioner Hirschbach arrived at 7:15 p.m. Dan Williamson, a consultant for this project, discussed the details of the interviewing process. Doug Luebe,

Corp Committee, stated that there may be a conflict with Bruce Hovey. Commissioner Hartnett stated that as a board they are still strongly recommending an implementation of alternatives to incarceration. Kurt Hohenstein has a committee formed right now that is working on that. Al Povondra showed slides which he and Roger Krhounek were involved with. Mr. Povondra and Mr. Krhounek explained the different phases and a time chart. They explained that there will be a 60 day bond issue campaign to get the information across to the public and then they will go into design phases for another 90 days, working drawings and engineering will be another 6 months. Bidding will occur about a year from now which will take a month and construction will take another 18 months or more. This is just a rough idea of a schedule. It would cost \$5.5 million for a combined facility for the project budget. The county will get income back from the interest of the bonds. It would be about \$5.7 million to have a separate law enforcement building and the county will get back some interest income. They discussed some possible financing alternatives. They discussed lease purchase projects for jails. They also discussed some other alternatives: the conventional and the design bill. Some bond issue activities were discussed to get the information out to the public. Al Povondra explained that it will be a 30 year situation with the jail and he used a pie chart to illustrate this. Of the total cost of the facility over 30 years 78% goes to salaries and 92% are operational costs, 8% over 30 years is for construction, furnishing equipment and fees. Of that fees are about 1/2% and construction costs are about 6%. Staffing efficiency design has a major impact on tax payer's money. Siouxland Engineers is helping with their local expertise. Vince Kramper asked what the advantage of a lease purchase would be. The only advantage is the option of not having an election. If the bond issue failed the firm will still be with us for three elections at no extra cost. Alan Curtis, a member of the Corp Committee, asked about the fee package. The standard fee each year is 7%, if it is a combined building. If there was two buildings the jail portion would remain at 7%, the law enforcement center would go to 8% of the construction project. The question was asked if the buildings were separated would there be two bond issues. They said that decision would be for the city and the county to decide. Dan Williamson stated that they should explain the upfront portion up through the bond issue. Al Povondra and Roger Krhounek stated that they indicated the fees when they explained the phases of the project. Phase 1 was about the drawings, concepts, and estimates they suggest a fee of \$10,000. For the bond issue portion it is \$2,500 for going to public meetings, preparing drawings, information for expenses, driving back and forth, and the percentage of the construction costs. If the bond issue passed the \$10,000 fee for phase 1 they would credit 1/2 of that back to the board so it would be \$5,000 for phase 1. The question was asked about who's responsibility it is to find out what money was available as far as federal or state. They said they believe the group will interview fiscal agents. They said they will be responsible for researching what is available and present the pros and cons and the current situation on state and federal levels. The statement was made that there was not a significant difference between having the one facility versus the two facilities and wondered if it would save money if there was the one facility because of engineering. Their fee is based on a reasonable amount of time pursuing both alternatives, if we would want to carry out a lengthy analysis over a long period of time their fee will be adjusted upward, as far as crediting back plans in the up run process they are prepared to go a certain distance pursuing the options in the two different ways. The statement was made about what would happen if we took two bond elections that would be a different situation than was envisioned. We have envisioned that somewhere in the process of phase 1 of making that decision and then coming up with the bond issue or however they want to do it with a scheme of having one or two buildings. Mr. Povondra and Mr. Krhounek stated that the engineering fee

would be a problem if they would get into hard engineering and design of the buildings and their fee does not reflect going into two separate tangents beyond the bond issue. Commissioner Bobier asked Mr. Hedquist how much is the 1/2 cent sales tax going to raise over a three year period. Mr. Hedquist said there are two different kinds of sales tax, the half that is used on this will be used for the law enforcement center and the streets, the estimate that we had was about \$600,000 to \$650,000 would be available for that portion of the project. Commissioner Bobier asked Mr. Hedquist if the tax was coming in at about how he estimated it and Mr. Hedquist said that it was. Commissioner Hartnett asked if that was the total. Mr. Hedquist stated that it is estimated to bring about \$900,000, it is estimated that \$600,000 would be for the law enforcement and \$300,000 for the streets. Commissioner Hirschbach asked if the site in Dakota City would be big enough for a jail facility. Al Povondra and Roger Krhounek said they have not been too involved with that but they had a sketch to illustrate that possibly 45,000 gross square feet in a combined facility or just above 1 acre for the building itself and maybe double that for some breathing room and vehicular access to the building for bringing inmates in and out. The question is how much parking do we need and how much parking are we overlapping and eliminating at the courthouse, what type of expansion capabilities do we want for the facility and they have no idea where they are at with those types of issues. If we wanted to have a lot of parking and expansion capabilities we would be pushing a 2 acre minimum or closer to 5 acres so it would be somewhere in between those two mostly for the jail and with a combined law enforcement center we are talking about a lot more parking and that may be pushing it beyond even that. Commissioner Bobier asked how many acres do we have west of the courthouse. There may be around 3 total acres if we close the street. Dan Williamson asked if that area would be adequate. The architects showed a drawing of the project to answer the question. Dan Williamson asked if it would be possible if we would ever want to add on to the existing courthouse. The architects stated that it would depend on the connection to determine where this would happen. Dan Williamson asked if there would be more than enough land there to do whatever would be decided upon. (The architects stated that they really cannot answer that question until they know whether the law enforcement is going to be there and how much parking they would require and the parking is a big issue. Dan Williamson said that there is land but we need an idea of size. The architects stated that they think the jail only has a really good chance with adequate expansion and future courthouse expansion and adequate expansion for the county jail, when we add the law enforcement center it is going to be really difficult but they don't know for sure. Vince Kramper stated that where the courtrooms are it was designed to take on another story and he wondered if anything had been considered in regard to that. The architects said not to their knowledge, they really have not been that involved in the project. Dan Williamson stated that as a long range plan the added story could be possible but he does not know what those costs would be because he is not an architect. The architects said it is possible when you have an existing structure. Commissioner Hirschbach stated that the consultant earlier ruled that out for jail expansion. Dan Williamson stated that if you are going to add on to existing jail structure and add on another floor, just as an example you want to add some jail space at the top of the courthouse it is not really the capital costs that is going to kill you it is the staffing that is going to wipe you out. Staffing is the number one consideration in this whole jail issue. Mr. Williamson stated that anything you are purposing can be done but from a staffing point of view it is not going to be economical and we probably will not be able to open it up, because we could not afford the staffing, it will probably be a linear design and that creates problems. Commissioner Bobier asked Mr. Hedquist if there was any way the City of South Sioux City could spend their taxpayer money in conjunction with the jail in Dakota City. Mr. Hedquist

said no. Commissioner Bobier said that Mr. Povondra said to build the law enforcement center separately would be around \$990,000 for project budget, if the city put in \$600,000 then would you expect the county to put in close to \$400,000. Mr. Hedquist stated that the \$600,000 includes equipment for that facility, the shares are proportioned to what the county has and what the city has. The savings in terms of equipment, shared space, shared information center and computers and that he wants to work with the county it would be proportioned out. Mr. Hedquist stated that the taxpayers save a lot of money by having a joint facility there. The comment was made about the percentage of operational costs and how we are taking pennies in the difference. Dan Williamson we don't know because he has the square footage program and the architect has to get those and look at them. The square footage that he came up with had to do with rules and regulations plus percentages on mechanical areas but that is what the architect is for. The architect refines the program. If Dan knows the square footage, it gives the architect someplace to start. As far as the operational costs he can get the actual operational budget down to something that he thinks is reasonable. The issue he has to work on to finish that operational budget is the staffing and you can't do that until you have a design to look at and work through. That is one of the few things that we have left to do as far as an actual operational cost unless something unforeseen sneaks in. Commissioner Huggenberger asked how much would it distort the proposal if the combined facility were to go into an existing building that had to be renovated. The architects stated that the law enforcement portion of that is not difficult to do, however, putting a jail into a renovated building is very difficult. If you take an older building or even a newer building and convert it to a jail facility, you have to up grade that building and you have to completely change the mechanics, electricity and all the plumbing that goes into each cell. Then you have to rip up the floor slab and have a smoke evacuation system. This is required by the State Fire Marshall for jails. By the time you change everything you might as well building a new building because you are not really saving anything. The most important thing is the plan layout. Commissioner Hirschbach asked Dan Williamson if it would be more of a problem if you put the sheriff's office and the South Sioux City Police Department at a separate location than if you separate the jail from the courthouse, courts, probation and social services. Dan Williamson stated that he has had a lot of time to look at the county and the city. If you took everything, jail, law enforcement and communications and moved it out to blank acres and put everything there you could do that but some of the things that are going to get you is staffing and moving prisoners back and forth. If you separate the facilities you are going to have to have 3 deputies for transportation. If you split the complex by putting the jail where the courthouse is and move the law enforcement to another location you are able to reduce the manpower by two people and have only 1 deputy to do transport. The whole idea is to move the prisoners in the least amount of time and the least amount of distance. There are some duplicated costs for separating the projects. If you put it all together, the cost of the project may be a little bit less but your operational costs and staffing costs in 30 years is going to be more if you put everything into one complex at one site. Commissioner Hirschbach asked if would it not be substantially more if you count all the agencies involved in moving social services. Dan Williamson stated that there are a lot of people that use the jail, the courts, the county attorney, public defenders, social services, probation, and parole. A lot of those people use the jail, but not all of those people go to the law enforcement centers. The jail is a function that has to operate 24 hours a day 7 days a week. The law enforcement structure, except for communications, probably is not going to have an open door 24 hours a day 7 days a week, unless the chiefs decide they want a receptionist there 24 hours a day 7 days a week. There are options there but those are some of the things you have to consider, but

building a new jail next to the courthouse and attaching onto the existing courthouse and building your law enforcement center somewhere else is still probably in the long run over a 30 year life cycle is still the cheapest way to go because he is looking at staffing for the jail more than anything else. Commissioner Hirschbach asked if the city police station can only be located within city limits. Dan Williamson stated that it has to be within city limits, you could get another structure renovated within city limits or if you build something outside city limits the city would at least have to have the mechanism to annex to that site. Lance Hedquist stated that they can look at sites with people that are involved in South Sioux City that are accessible to the populous we have to consider the people that go to that facility and is the most convenient and advantageous spot for them to go to so if the decision is to put the law enforcement in Dakota City then we would go find the sites. Commissioner Bobier left at 8:52 p.m. Dan Williamson stated that jails age 4 times faster than any other structure in existence. Mr. Williamson stated that he checked his numbers and the figure he came out with in the projection and what we are proposing from roughly 84 beds expandable up to 124 to 126 were figures that would be valued up to 20 years providing the county has good pre trial programs and alternatives in place if you don't do that then we are going to have to put in a peaking factor and we don't need to do that because the County Attorney is working on that there are a lot of options out there and that number will be good unless a lot of things change which he don't suspect they will he thinks it will be a valid number. Mr. Williamson stated that his population projection at a peaking factor 84 to 86 beds expandable to 124 to 126, it is about a 50% expansion, this is based on a population growth from about 1/2% to 1.8% population increase per year on up. Alan Curtis moved, seconded by Doug Luebe to accept this motion. Lance Hedquist moved, seconded by Cindy to adjourn until Wednesday, July 17, 1991 at 7:00 p.m. at the Courthouse. The following are the minutes as taken by the secretary for the Dakota County Core Committee. MINUTES

Jail CORE Committee July 10, 1991 - 7:00 P.M. So. Sioux City City Council Chambers

CORE Members Present:

Alan Curtiss Cynthia LaMere Jackie Hartnett
Virginia Piper Lance Hedquist Shirley Sides Jim Huggenberger

Consultant Dan Williamson Co-Chairmen Doug Luebe and Bill McLarty

James Huggenberger, Jackie Hartnett, Gretchen Hirschbach, Dan Rohde, and Jack Bobier, as Dakota County Board of Commissioners

Ardie Laird, Maxine Koskovich and Bill McLarty representing the So. Sioux City Council

Guests: Jamie Lempares, Star; Vince Kramper, Architect Committee; Ted Piepho and Linda Larson, Co. Clerk's office; Bruce Hovey, Leroy Satrang, Siouxland Engineering

Architects Roger Krhounek, and Albert Povondra

The meeting was called to order at 7:07 PM. Motion to approve Minutes of the June 26th meeting as written made by Cindi LaMere, seconded by Lance Hedquist. All in favor: Yea

Bill turned the meeting over to Jackie as Chairperson of the Architect Selection Sub-Committee.

On Tuesday, July 2, the Architect Committee met at the Marina Inn to conduct interviews with three of the firms chosen from seven submissions. Besides the Chairperson, members present were Jim Wagner, Lance Hedquist, Dan Williamson, Van Phillips, and Scot Ford. Also present was Doug Luebe. The three firms to be interviewed were Richard Nelson Associates, Krhounek and Povondra and Dana Larson Roubal Associates, all of Omaha. Interviews lasted approximately two hours. All the presentations were well done and opened a lot of areas for discussion. After all the presentations, the Committee convened and critiqued the good and bad points of each presentation. They then proceeded to vote, using a ranking system of 1-2-3 on each topic. Nelson Associates was eliminated on the first vote. The second vote was conducted the same way with total points being 16-14; in order to be fair a vote was called for between the two architect firms. On this vote Krhounek and Povondra was chosen 4-2.

Jackie opened the meeting to anyone in the interview process who wished to comment.

Dan Williamson stated that from the outset the Committee did things a little differently than some jurisdictions have done. They sent out information to various firms and basically asked "Tell us who you are. What can you do?" Once the proposals were returned the Committee went through them checking expertise and ability and used separate questionnaires and checked references. In the reference process they had a wholly independent person from the sub-committee membership call the references and ask the questions. Mr. Williamson said it was not an easy process, but stressed that you have to get someone who will represent you as the owner and has the ability to do what you tell him to do.

Lance added that some additional information was received from Nelson Associates and an invitation from Dana Larson Roubal to visit some of their projects and their offices.

Jackie asked Doug if he had any comments. He said only that he wanted to bring up one point which he also questioned at the time of the presentations and that was the possibility of conflict of interest with Bruce (Hovey) on the K & P team. It was nothing personal against Bruce, but he felt it should be brought out in public, and the public has to be aware so there will be no questions concerning the selection process.

Jackie added that the Board (Dakota County) is still strongly recommending continued study and implementation of alternatives to incarceration. Kurt (County Attorney) has a committee formed which is working on that, pursuing interchangeability of punishments and intermediate sanctions. There are some things that have come from the Federal Government and are being reviewed.

Lance suggested that Krhounek and Povondra present a mini-version of their presentation to the Committee, Board and Council, and Bill turned the floor over to the Architects.

Mr. Krhounek as Project Manager, proceeded to name the team of consultants on the project and tell their backgrounds. Besides the firm of K & P, the team would consist of Steven Polson, a Law Enforcement Consultant from Kansas City; Leroy Satrang and Bruce Hovey of Siouxland Engineering as Civil Engineer and Contract Administration respectively; Larry Knotek, Mechanical Engineer and Charles Werp, Electrical Engineer with Alvine Associates, and Dosie Mitchel of

Security Consultants. Also on the team are Jim Wagner, Scot Ford, Kurt Hohenstein and Dan Williamson, the CORE consultant. A fiscal consultant is yet to be determined. Mr. Povondra then presented a slide series of projects with which they have been involved. Included were a nine-County Juvenile facility in Council Bluffs, IA; a 46-bed, two level facility in Dodge County; a 104,000 square foot 300-bed expandable to 500-bed facility in Boulder, CO; the Woodbury County facility in Sioux City; the 136-bed facility in Sarpy County and 80-bed double bunking facility in Dawson County, which was the only project able to float a regular bond issue. Mr. Povondra mentioned that Steve Polson, the LEC, has been involved with over 40 law enforcement projects in his career. His firm specializes exclusively in law enforcement facilities. K & P uses AutoCad software computerated design and drafting, which makes a better coordinated electrical, mechanical and architectural design, and allows them to see the building interior and exterior as it is done.

Mr. Krhounek said one of the questions asked in the interview was "What is your role in the project, and define that role." They see their role in three phases: 1. Concept - They first take a program and determine the buildings, the locations and the cost. That information is then used in Phase Two. 2. Financing State - Bond Issue, Lease Purchase, whatever. Provide information about how to present to the Public. 3. Architectual Design/Engineering Construction (20% of the total fee is allocated to the construction period.)

The time chart allows 90 days for programming/concepts; 60 days for a Bond Issue/Campaign, possibly November or December; 90 days for schematics; 90 days for Design/Development; 30 days for Bidding, sometime around April through July; six months for contract documents and 18 months for construction. (NOTE: Some of these time periods overlap.)

The budget has been worked out with two concepts, a combination Law Enforcement/Jail facility as 5.5 million, and a two facility separate site design with costs at 4.684 million for the jail, and 996,000 for the Law Enforcement building, a total of 5.7 million. THESE ARE PROJECT COSTS, NOT CONSTRUCTION COSTS. That is a difference of approximately \$18500, or three and a half percent. It also includes a 5% contingency amount. There will be some interest coming in from the bonds, perhaps as much as a quarter of a million. There are also some financing alternatives. There is a Lease/Purchase process, where bonds can be sold without a vote. Dodge County did this and when challenged were upheld by the courts as being a legal process. Sarpy, Lancaster and Woodbury County in Iowa also used this process. Dawson Co. is the only County to get a bond issue for a jail with a regular election, and they passed by 73%. Nebraska requires 50%. With Lease/Purchase, you first must form a non-profit organization which is a legal entity and then lease back to the County. K & P has a method of getting information out on Bond issues which worked very well in Dawson County. It is a way to get a lot of people involved.

Mr. Povondra had a pie-chart showing the average 30 year life cycle-costs of a jail. Capital costs are 8% - Operating Costs run 92% and of this 78% of the cost goes for salaries. The critical issues are cost-effective staffing by design and a client-centered facility design. "We (K&P) start from the beginning, will work with the group and share decisions on everything. We think this is one of the Krhounek and Povondra strong points, we work hard to make this facility your facility."

The last chart showed a mock-up of a jail utilizing the County-owned land to the west of the present Courthouse, with a "connector" building over a street that would be vacated. The chart also showed the mock-up with a combined LEC.

Summing up they said they were not going to disappear, they would be working all the way with the County/City. Their extensive experience in designing correctional facilities, the local expertise being used, maximization of tax dollars through facilities function, staffing efficiency, funding experience with bond issues, competitive design fees, personalized planning and immediate involvement will allow them to offer their best efforts. Mr. Krhounek then asked if anyone had any questions.

Vince Kramper: What would be the advantage of Lease/Purchase?

K&P: Nothing really, except the option of not having an election - it is usually a shorter time frame. Elections are a big issue.

Kramper: What happens if the bond issue fails - will you stay with us?

K&P: We have a standard form of agreement. We will have the option to work with the County for three elections, at no extra fee.

Alan Curtiss: I take it you presented the Committee with a fee package. Can you tell us what it is?

K&P: Basically, the same thing we used with Dawson County - 7% if a combined facility and if separate still 7% for the jail, 8% for a Law Enforcement Center.

Kramper: If it is separate, would that entail two bond issues or one?

K&P: We don't have the answer to that. We know there are some sales tax monies available. That would have to be a City/County decision.

Williamson: You might want to explain the up-front position up to the time of the bond issue.

K&P: Phase One has a \$10,000 lump sum. The Phase Two portion is \$2500 or \$50 per hour, whichever is less. If the project proceeds to Phase Three, \$5000 of the Phase One fee will be credited back to the county.

Kramper: Whose responsibility is it to see what other monies are available, such as Federal and State funds?

K&P: I believe the group is going to interview fiscal agents. They will determine payoffs, interest, determine bonds. At present there is little if any state money going to jail construction. They will help look.

Lance: Indications are there is not a significant difference between combined or separate facilities. Wouldn't it be simpler and cost-saving to make a decision right away on type of facility?

K&P: We have been discussing how long to carry two scenarios, finding sites, etc. Our fee is based on pursuing both scenarios for a reasonable period of time - we are prepared to go to a certain distance. Obviously a protracted amount of time would cause a fee increase. We have envisioned somewhere in Phase One making a decision and have a final decision by bonding time.

Jack Bobier: My question is directed to Lance. How much will the 1/2 cent sales tax generate for this project?

Lance: The sales tax was for a Law Enforcement Center and the streets. It will generate approximately \$900,000 of which about 2/3 or \$600,000 will be available for the city portion.

Gretchen Hirschbach: Have you had a chance to evaluate the site by the Courthouse? Is it big enough for a jail, and how many acres are needed for a joint facility?

K&P: No, we have not done a study. We have done a sketch such as we showed you. It figures around 45000 gross square feet or a little over one acre for a building itself and at least double that for parking. We would also have to check what parking would be eliminated from the present Courthouse facility and allow for expansion. Probably two to five acres. A combined facility would require approximately 10 acres.

Gretchen: So a separate Law Enforcement would also need two to five acres.

Jack: Lance, there is no way So. Sioux City can spend tax dollars on a jail is there? (no) K&P estimate a Law Enforcement Center at \$990,000. (K&P: that is project cost.) Will the City pay \$600,000 of that amount?

Lance: The \$600,000 would include equipment. Costs would be apportioned. We want to work with the County and will apportion according to shares. The original plan was to share information, offices, computers, communications, E911. According to the space required, the City will pay 50-50, 60-40, 40-60, whatever. We will need cooperation between the two agencies.

Shirley Sides; What we are seeing is just pennies in comparison to the operational costs. Dan do you have these costs?

Williamson: I have the square footage program; it had a lot to do with jail standards. The architect has to look at it and then we can go with staffing. I need to look at the design.

Jim H: How much would it distort your proposal if a combination facility were to go into an existing building and be renovated?

K&P: A law enforcement facility would work - I don't think a jail would. By the time you did all the renovating to meet jail standards, up-grading, reinforcing walls, ripping up floors, installing plumbing, smoke evacuation rooms, put in detention windows and emergency exits, you might as well build new. Your most important part is staffing. That's what we are trying to show you, a planned layout for staffing. Renovating is not impossible but it would be very difficult.

Gretchen: Dan, would it pose more problems if the Sheriff and Police Department are in separate locations from the jail, or to separate the jail from the Courts, Social Services, Probation, etc.?

Dan: You could take the jail, law enforcement center and communications and come up with an efficient design. Staffing would be the problem, moving prisoners back and forth. You would need three deputies just for transportation. Say a deputy with benefits figures out to \$20,000 a year. Think of it. This would be a forever cost. If you split them, leave the jail where the courthouse is now and move the law enforcement center to a different location, you would eliminate two positions. You would have some duplicated costs, but the whole idea is to move prisoners the least amount of distance in the least amount of time. In a

combined facility, the cost of the project may be less but down the road the operational and staff costs will be much more. As you say, lots of people use the jail, Social Services, Probation, the Courts. Not all of these people use a law enforcement center, with the possible exception of communications. Over a 30 year life cycle, building a jail with a connector to the courthouse is the cheapest way to go.

Gretchen: The city police department has to be within the city limits, doesn't it?

Dan: It has to be in the city limits, so they would have to renovate an existing building or build something outside the limits; the city has to have the mechanism to annex it.

Lance: The City would have to check out sites for accesibility to the populace, a convenient, advantageous spot.

Alan: (to K&P) Have you worked with Dan before? (affirm) Will you review with him his figures on background stuff that he has given the CORE Committee? (absolutely) So, who do we yell at, Dan or the architects, when/if before we reach the 30 years down the line, the jail is obsolete?

Dan: When we talk about 30 year life cycle costs, we are talking the actual functional life of the jail. Jails age four times faster than comparable structures.

K&P: . . And our expertise is not in jail forecasting.

Dan: I believe in my numbers - I have checked and rechecked. The figure we came up with on the projection and what we are proposing, from 84 beds up to 126, these are figures valid for 20 years, providing the County has good pre-trial programs in place. If not, I will have to plug in a peaking factor. I don't think we will have to do that because the County Attorney has good pre-trial programs in place. I think that number is going to be good. If a pork plant moved in, or IBP closed, those are unforeseen factors.

Alan: Statutes could also change.

Dan: Yes. What I'm trying to give you is the best educated assumption based on the numbers.

K&P: What is the size of construction you are contemplating?

Dan: 84-86 bed expanding to 124-126.

K&P: In Boulder, the facility was for 300 expandable to 500 beds. We made the core bigger to handle 500 so when expansion became necessary there would only have to be housing. You have to pay ahead on this, but it is something to think about and discuss.

Kramper: About 15 years ago we had room for eight prisoners in the jail. We designed the present jail to house 40 - we figured we had taken care of the problem. Look how wrong we were!

Dan: At that time you didn't have the population forecasts that are now available.

K&P: Also there wasn't the drug or drunk-driving problem.

Kramper: And you didn't have prisoners suing the County.

Bill asked if there were any more questions. Alan asked who payed for travel expenses for the out-of-town consultant. K&P said Polson Associates fee was included in their fee.

McLarty said if there were no other questions, he would entertain a motion to accept the Committee's recommendation for architect.

Alan Curtiss moved to accept the Committee proposal, seconded by Doug Luebe.

McLarty: Motion made and seconded - any questions?

Virginia Piper said she felt there was some concern about a conflict of interest with Bruce. She does not want to rush into something without having that settled.

Cindi LaMere said she did not know what the conflict was and asked to be informed. Bill asked Doug to explain. Bruce said he would be happy to take his name clear out of it. Bill said an explanation of the problem should be made first and discussed.

Doug: Bruce is a member of the County staff, right?

Bruce: I'm the Highway Superintendent.

Doug: And you also are listed as a member or associate with this proposal of the architects, is that correct?

Bruce: Siouxland Engineering is.

Doug: And you are a member of Siouxland Engineering?

Bruce: That's my full time position.

Doug: Okay, now the question is, or at least raises the appearance of a conflict of interest - he is working for two people on the same project. The question is, which way would your loyalties be. That's not an attack on Bruce - the fact is it exists and could raise an issue with the public. It is something that the committee needs to be aware of and consider before its vote. It's not the controlling issue, but should be considered. Does that explain it Cindi?

Cindi: He's the Highway Superintendent and a member of the consulting engineers. Are you talking about whether he would be working for the City on this project or in an official capacity?

Lance: I don't see any conflict. It would be kind of like public disclosure. The issues are totally remote from each other, unless he is going to design a road. I see no conflict.

Doug: Siouxland Engineering also is administrator for the County Planning and Zoning, is that correct? (affirm)

Lance: I think if Bruce were to send a letter to the Accountability and Disclosure Commission saying there would be no conflict, that would be sufficient.

Jim H.: I also should add that the County board has approved a letter of cooperation with the City on sharing costs.

Bill: Lance, has the City approved this?

Lance: Yes, and will have it signed at the next meeting.

McLarty: All in favor of accepting the recommendation of the architectural committee, please signify: Yea. All opposed: Lance.

K&P: We want to thank the board and the committee and will give our best effort.

Cindi asked how soon it would be feasible to decide on one or two sites. Jackie asked if it could be decided tonight. Bill said he felt it should be on the agenda and so possibly could be done at the next meeting. Since committees are already in place, timetables can be set up. Williamson said he wants to meet with the architects as soon as possible. A meeting date of July 17th is set for the next CORE meeting, with a tentative agenda of number of facilities, site selection and possible Federal contracts.

Motion to adjourn was made by Shirley Sides, seconded by Jackie.

Meeting adjourned at 9:04 PM.

Respectfully submitted Peg Kunzie, Secretary

Minutes accepted as corrected 7-16-91

Commissioner Bobier left the meeting at 8:52 p.m. After the Dakota County Core Committee adjourned, the County Clerk met with the county board to give them an overall picture of where the county stood in preparing for this year's budget. The County Clerk asked the board how they wanted him to administer the guidelines from the employee handbook which speaks to a situation when an employee is on an extended leave of absence and does not work during a contract month of Blue Cross coverage. Commissioner Rohde moved, seconded by Commissioner Hartnett, to adjourn. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED 9:30 p.m. ATTEST:

_____				County Clerk
Board Chairperson *		*	*	*
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DAKOTA COUNTY BOARD OF COMMISSIONERS
DAKOTA COUNTY COURTHOUSE
DAKOTA CITY, NEBRASKA JULY 15, 1991

Commissioner Huggenberger called their regular scheduled meeting to order at 10:10 a.m. Present were: Commissioner Rohde, Commissioner Hirschbach, Commissioner Bobier, Commissioner Huggenberger, Commissioner Hartnett and Ted Piepho Secretary Tardy: Commissioner Hirschbach arrived at 10:15 a.m. The board discussed Arnie Mellick, Road Foreman, assuming the duties of building inspector and P & Z administrator as a cost saving measure to the county. It was the

consensus of the majority of the board that Bruce Hovey should be contacted before making this decision. Chairman Huggenberger advised the board that due to the illness of one of road employees a motor grater position should be advertised and according to the union contract, the position should be posted to allow other road employees to bid it. Chairman Huggenberger said that Ray Reed was interested in this position, therefore that would leave the mechanic's position open. Mr. Huggenberger thought that this may be an opportunity to eliminate that position. The other board members agreed that this could be a consideration and that Arnie Mellick's opinion should be sought. Chairman Huggenberger appointed Daniel Rohde to be the board's representative to the Nebraska Area on Aging Board to replace Jack Bobier, who is the present representative. Commissioner Rohde moved, seconded by Commissioner Hirschbach to approve the minutes of July 8, 1991 as typed in the official record. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED The board reviewed the claims submitted by the County Clerk. Jim Graham, Chairman of the E911 Committee, appeared before the board to discuss the area needed for the E911 joint dispatch center. Originally he had come before the board and thought that the Civil Defense Emergency Control Room, which is now utilized by Carol Larvick from the extension office, would be sufficient space to house the joint dispatch center if it were located here in the courthouse. After further consideration, he told the board that E-911 would probably need additional room which is now occupied by the extension office. He also felt that if they could move the joint dispatch E911 across the hall to the area which the Health Nurse now occupies could be another consideration. He noted that those two rooms would be sufficient for the E-911's needs. Mr. Graham said the best alternative was probably not to have it here in the courthouse, but with a joint Law Enforcement Center. The board discussed removing the following items from the budget. Economic Development, SIMPCO, Women Aware and Council on Sexual Assault and Domestic Violence. Commissioner Rohde moved, seconded by Commissioner Bobier to approve the claims as submitted by the County Clerk. GENERAL FUND: SSC Star, publications - 388.17; Ted Piepho, supplies - 14.97; Joe Morten, bond - 30.00; Kansas Nebraska Notary Seal Co, stamp - 16.50; SC Stationery, supplies - 47.81; SSC Star, printing - 87.00; VW Eimicke, supplies - 6.68; Nebr Assoc of County officials, certificates - 2.50; Office Systems, supplies - 190.00; Nadine Johanson, benefit - 17.00; Robert Giese, mileage - 59.04; Des Moines Stamp Co, supplies - 40.80; Mark Dorcey, mileage - 188.41; Jerry White Construction, remodeling - 2750.00; Sioux Valley Comm, rental - 57.00; Nebr Dept of Labor, unemployment - 1372.00; Trampe & Assoc, revaluation - 5776.67; Microsolve Corp, maintenance - 3000.00; Doug Lehman, mileage - 81.83; Sioux Business Prod, supplies - 21.97; SC Stationery, supplies - 10.33; Homer School, supt billing - 340.00; Siouxland Engineering, services - 708.33; SC Stationery, supplies - 9.48; SSC Star, publication - 12.51; Redfield & Co, supplies - 258.82; SSC Star, printing - 69.95; Iowa Office, supplies - 246.57; Norfolk Printing, printing - 217.50; SC Stationery, supplies - 13.20; Standard Office Equip, supplies - 42.00; West Publishing Co, supplies - 176.00; West Publishing Co, supplies - 347.00; Clerk of Dist Court, costs - 1066.36; Frank Gonzalez, interpreter - 40.00; Frank Gonzalez, interpreter - 20.00; Frank Gonzalez, interpreter - 20.00; Frank Gonzalez, interpreter - 75.00; Sandra Gutierrez, interpreter - 40.00; Coffee King, supplies - 24.95; Richard McCoy, Attorney fee - 310.55; Randy Hisey, Attorney fee - 1076.45; Randy Hisey, Attorney fee - 477.00; Marcia Mahon, Deposition - 74.25; William Binkard, Attorney fee - 239.62; William Binkard, Attorney fee - 283.87; William Binkard, Attorney fee - 203.67; Hurley Law, Attorney fee - 321.25; Hurley Law, Attorney fee - 261.25; Hurley Law, Attorney fee - 632.25; Hurley Law, Attorney fee - 308.10; Hurley Law, Attorney fee - 139.85; Stuart Mills, Attorney fee - 299.25; Craig Lane, Attorney fee - 450.00; Robert Rehan, Attorney fee - 424.55; Robert Deck, Attorney fee - 1086.80; Maurice Redmond,

Attorney fee - 872.11; Matthew Bender & Co, books - 214.80; West Publishing, books - 269.00; Lawyers Cooperative Pub, books - 475.55; Carlos Dardon, evaluation - 476.28; Melton Carter, mileage - 20.00; Marilyn Schmidt, mileage - 20.00; Barbara Becker, mileage - 21.68; Michael Cadwallader, mileage - 24.62; Tracey Davis, mileage - 35.12; Trudy Brown, mileage - 35.12; William Giles IV, Attorney fee - 185.00; William Giles IV, Attorney fee - 423.72; Donald Fitch, Attorney fee - 75.00; Robert Rehan, Attorney fee - 247.05; Robert Rehan, Attorney fee - 373.75; Brien O'Brien, Attorney fee - 131.24; Hurley Law, Attorney fee - 2025.85; Hurley Law, Attorney fee - 175.00; Hurley Law, Attorney fee - 370.75; Hurley Law, Attorney fee - 163.70; Hurley Law, Attorney fee - 195.00; Hurley Law, Attorney fee - 365.00; Hurley Law, Attorney fee - 165.00; Duane Hoffmeyer, Attorney fee - 104.80; William Binkard, Attorney fee - 155.00; William Binkard, Attorney fee - 446.20; Sandra Inkster, Attorney fee - 112.50; Sandra Inkster, Attorney fee - 50.00; Sandra Inkster, Attorney fee - 150.00; Sandra Inkster, Attorney fee - 75.00; Sandra Inkster, Attorney fee - 793.00; Dakota County Sheriff, court costs - 1911.68; Safeguard Business Systems, supplies - 314.08; Colene Boyle, mileage - 17.28; Veronica Grijalba, mileage - 17.28; Allen Heating, repair - 241.05; Carter Elevator, service - 50.00; Coast to Coast, supplies - 151.91; City of Dakota City, utilities - 3301.86; Klemett Dean, mileage - 45.60; Klemett Dean, gas - 14.65; R&J Gill, garbage - 100.00; Midwest Gas, utilities - 1028.00; Robertson Imple, supplies - 9.00; Sioux Valley Comm, rental - 21.00; Super Stripe, supplies - 4.50; Western Paper Co, supplies - 139.87; Mary O'Dell, flag - 27.00; Dakota county Extension, misc - 189.43; Martin Hohenstein, clothing - 10.00; James Wagner, clothing - 10.00; Kenneth Blaker, clothing - 10.00; Steve Heide, clothing - 10.00; Rodney Herron, clothing - 10.00; Robert Johnson, clothing - 10.00; Robert Doenhoefer, clothing - 10.00; Randall Walsh, clothing - 10.00; State of Nebr. Comm, teleprinter - 385.00; Dakota County Sheriff, supplies - 164.96; Airways Service, service - 130.00; Dakota County Road Dept, supplies - 1319.74; Crystal Oil, services - 241.61; Jim's Service, services - 110.00; Pronto, supplies - 106.86; K&S Service, service - 268.21; SC Stationery, supplies - 85.00; SC Stationery, contract - 250.00; Target, film - 264.84; Harold's, developing - 70.05; Moore Business, supplies - 141.04; Cornhusker State Industries, supplies - 22.89; Jackson Glass, repair - 30.00; Sioux Valley Comm, repair - 287.50; Suzanne Brudigan, Deposition - 25.00; Suzanne Brudigan, Department - 115.13; Daniel Burrow, salary - 92.50; Capital Business Systems, supplies - 3.81; Mark Dorcey, filing fee - 16.50; Des Moines Stamp, stamp - 11.10; Executive Copy, supplies - 96.38; Matthew Bender, supplies - 78.10; Amy Poland, salary - 122.50; Angie Roberts Threlkeld, Deposition - 90.65; Sioux Business Prod, supplies - 78.24; Sioux Valley Comm, rental - 21.00; SSC Star, publishing - 50.79; Beth Tullio, salary - 131.25; Hy Vee, supplies - 1812.53; Coffee King, supplies - 51.90; Braungers, supplies - 1113.10; Gillette Dairy, supplies - 430.67; Metz Baker, supplies - 73.05; US West, phone - 26.60; Jack's Uniforms, supplies - 164.30; Wayne Juvenile Detention, inmate boarding - 2265.00; Dakota County Sheriff, supplies - 114.88; IPAT, training - 82.90; Sarpy County Sheriff, inmate boarding - 440.00; Wal-Mart, supplies - 28.08; American Institutional Supply, supplies - 147.84; Iowa Office Supply, supplies - 5.32; Sioux Business Prod, printing - 11.28; Wayne Wheeler, survey - 680.00; AJ Phillips, supplies - 44.94; Office Systems, contract - 140.00; Gloria Dwyer, meals - 20.75; Helen Gatewood, audit - 25.00; Vernon Brown, repair - 45.00; Diane Spink, mileage/meals - 50.19; Jan Brown, supplies/mileage - 54.13; Elva Nottleman, visits - 301.33; AT&T, phone - 408.56; AT&T, phone - 663.07; Dakota County Treasurer, reimbursement - 7.40; IBM, Maintenance agreement - 676.72; Region IV, quarterly payment - 4674.75; Region IV, quarterly payment - 4333.50; SIMPCO, membership - 3315.00; Sioux Air, spraying - 450.00; SSC Chamber of Commerce, dues - 1583.33; US West, phone - 1213.38; National Business Furniture, video center - 549.00; F&E Check Protection, service - 239.00; Wayne county Clerk, probation dues - 14311.46;

IBM, Maintenance agree - 335.48; Nebr Assoc of Co Officials, insurance - 35622.50; NIRMA, insurance - 34662.50; Irene Van Lent, reimbursement - 7.50; Dakota City Postmaster, postage - 2000.00. ROAD AND BRIDGE: Alignment Specialists, labor - 158.29; Aratex, supplies - a42.71; Barkley Asphalt, hot mix - 60.00; Harry Batchellers, repair - 26.90; Carlson Machine, labor - 125.00; Case Power, repair - 2.74; Circle R, supplies - 42.30; City of SSC, utilities - 128.51; Coast to Coast, supplies - 76.63; Dakota Auto, supplies - 988.09; Davidson Lumber, supplies - 155.60; Diamond Vogel, paint - 51.40; Farmers Coop, supplies - 4168.74; Filter Care, filters - 11.35; Firestone, tires - 1143.20; Graham Tire, tube - 109.10; Higman Sand, rock - 21582.13; Joe's Surplus, tools - 15.14; Lawson Products, supplies - 65.91; Linweld, tanks - 28.50; Midwest Highway Striping, services - 3147.50; Nebr Public Power, service - 88.60; Siouxland Mack, parts - 26.48; SSC Star, publication - 88.35; Stephans Welding, labor - 45.00; Warren Oil, diesel - 660.94; US West, phone - 68.47; Ziegler Inc. - supplies - 4934.71. MAJOR ROAD: Siouxland Engineering, services - 5812.65. VETERANS: NE Nebr Public Power, utilities - 45.00. POOR RELIEF: Redlers Pharmacy, supplies - 48.40; Redlers Pharmacy, supplies - 91.41; Dr. Vernon Helt, services - 60.00; Doris Hopkins, rent - 210.00; James Conley, rent - 185.00; Walgreens, supplies - 24.99; Parklane Trailer Court, rent - 150.00; Redlers Pharmacy, supplies - 875.78; SSC Medical Clinic, services - 195.00; Sav-Mor Pharmacy, supplies - 22.35; Siouxland Hematology, services - 97.00; Grandview Health, services - 711.00; Dakota Family Dentistry, services - 88.00; Marian Health, services - 331.90. CRIME ASSISTANCE: Kristen Morrison, mileage - 42.84; Dakota County Treasurer, reimbursement - 652.00; Evonne Kramper, misc - 2030.77; Nebr Crime Comm, training - 12.00; City of SSC, phone service - 184.98. WEED: Big A Auto, parts - 45.20; C&R Supply, supplies - 21.68; Coast to Coast, supplies - 39.48; Crystal Oil, repair - 8.00; Dakota County Sheriff, service fee - 88.50; Demco, supplies - 22.20; Fimco, parts - 59.35; Robertson Imp, repair - 13.25; Stephans Welding, repair - 12.60. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Chairman Huggenberger recessed their meeting for lunch at 11:55 a.m.. The board reconvened at 1:30 p.m. All members were present. Betty O'Neill, County Assessor, appeared before the board with a Tax List Correction and several Notice of Change in Valuations. Commissioner Rohde moved, seconded by Commissioner Bobier to approve the tax list correction as presented by the county assessor. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Commissioner Hartnett moved, seconded by Commissioner Bobier to convene as Board of Equalization at 1:37 p.m. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Commissioner Hirschbach moved, seconded by Commissioner Hartnett to reconvene in regular session at 1:40 p.m. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED The County Clerk presented Resolution 91-13 to the county board for their consideration. Commissioner Rohde moved, seconded by Commissioner Hirschbach to approve Resolution 91-13 as follows. RESOLUTION OF UNDERSTANDING

RESOLUTION 91-13 WHEREAS; The County of Dakota County, Nebraska plans to resurface Old Highway 20 from the stop light at the intersection of old Highway 20 and 29th Street. WHEREAS; the design within the city limits differ from that of rural design outside the city limits. WHEREAS; the City of South Sioux City agrees to pay for any additional cost for improvement and Right-of-Way beyond a rural design as approved by the South Sioux City Council. WHEREAS; this agreement includes that area within the city limits at time of completion of the project. AND WHEREAS; the City will assume maintenance of Old Highway 20 within the city limits upon completion of the project. BE IT THEREFORE RESOLVED; that the County Board of Commissioners hereby intends to resurface Old Highway

20 from the stop lights at Old Highway 20 and 29th Street to the intersection of Old Highway 20 and Highway 20. BE IT FURTHER RESOLVED that the county agrees to proceed with the project as stipulated herein. Passed and approved this 15th day of July, 1991. ATTEST

ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED LeRoy Satrang and Bruce Hovey appeared before the board concerning the bidding for hard surfacing the Golf Course Road. Discussion was had concerning several items related to the hard surfacing of the Golf Course Road. Mr. Satrang mentioned that there were a couple of places in the road that the hard surfacing would not be centered with the right of way. Mr. Hovey noted that they would have to apply for a variance, especially for the curve LeRoy just referred to. One of the problems with this curve in the road is that it is not a 55 mile an hour curve. Mr. Satrang thought it would be more in line of about a 35 mile an hour rating, but that a variance would have to be applied for being that the curve would not take traffic at 55 mile an hour. They briefly discussed the approaches by property owners and the paving of those and it was a consensus of the board that the property owners ought to be given the opportunity to put in the approaches at their own expense at the time of the project. They discussed paving the one intersection for the road return and it was felt that it should be paved. That was the road extending south to the Bousquet's. The board discussed with Mr. Satrang and Mr. Hovey whether the project should be done this fall or whether they should require a spring letting. Discussion was had concerning this and whether the letting should be done this fall with a deadline for completion of the project for October. It was the consensus of the board that they didn't want the project started this fall and not be completed until next spring. Commissioner Hirschbach asked Mr. Satrang if that could be left as an option to center the curve in the right of way and extend the curve out to accommodate 55 mile an hour traffic. Mr. Satrang said they could do that. Commissioner Rohde moved, seconded by Commissioner Hirschbach to proceed with the project and to advertise the project with a bid deadline of 1:00 p.m. on August 19, 1991 and the actual bid letting would take place at 1:35 p.m. on August 19, 1991. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED The board asked Kurt Hohenstein about the personal property resolution that the county assessor had asked the board to consider. Mr. Hohenstein advised the board not to do anything yet. The resolution is going to remove the fact that somebody who did not file their personal property tax in accordance with Nebraska Law will not have a penalty. Until we know whether there is going to be a tax on personal property, he does not think we should propose any penalties for late filers. If there is no tax on personal property it won't matter whether there is a penalty or not because the penalty is the percentage of tax. This is a procedure for the Department of Revenue in Lincoln so they can take it off but it doesn't become part of our assessed evaluation. Mr. Hohenstein stated that maybe we should hold off on this until the next meeting. Commissioner Huggenberger stated that there needs to be a public hearing on the sale of a lot at 2:00 p.m. Mr. Hohenstein stated that this was the personal property that was sold as a result of a tax sale. After it was sold there was some time after the conformation when the taxes were paid on the property by Mr. Wayne Shanks. The county purchased it back. It is the policy of the county not to own real estate. Mr. Shanks requested that he be allowed to purchase the property. He made a written offer and is required to have a public hearing. If we decide to sell it to him we will issue a deed from

the county to Mr. Shanks upon his payment of the remainder. Commissioner Huggenberger stated that we need to set a date for the sale. Mr. Hohenstein stated that we could accept his written bid. Commissioner Huggenberger closed the public hearing at 2:05 p.m. Commissioner Bobier moved, seconded by Commissioner Hartnett to accept Mr. Shanks written bid of \$1,000 for the lot. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED John McNeil, South Sioux City Chamber Director and Jack Sorensen, representing Dakota Industrial Development, appeared before the board requesting that some land be condemned North of IBP for an industrial park. They are working with a prospect that would like to buy the land north of IBP, however many acres they can buy. They want \$50,000 an acre and this company is not going to pay that kind of price for it. We plan on putting in a \$25 to \$30 million plant that will employ about 75 to 100 people. The office may be located in Dakota Dunes but the plant will be there. Mr. Sorensen asked if Mr. McNeill had anything to add. He wants it condemned and appraised. This is a very reputable firm and we would certainly like to have them in the area and we should exercise the option at a reasonable price. There has been some research done on it and he wanted to tell the board what our rights and obligations are if the board decides to do this. The reason they are asking the board to do this is because it is in county jurisdiction. Two issues that are unresolved are whether the county can condemn private property for industrial development purposes. The research done indicates that it can be. The second step is how it affects the county and what are they going to do. There has to be some specific tied in agreements with DID. If the county did it because of financial obligation to the county, it is not a benefit to the county, it is a benefit to some other industrial development group or a company that may want to locate here. If the board is interested, Mr. Hohenstein will present at the next meeting what you can do, what to expect and how you can do it. Betty O'Neill, County Assessor, had a notice to show cause. Ms. O'Neill read the recommended estimated increase of \$36,814,800. Keith Beardshear, from Homer, appeared before the board. He stated that he is a medical laboratory scientist, he works in hospitals and he is an expert in hazardous and infectious medical waste. He has a background in chemistry and biology and knows about toxic hazards and waste. He is concerned about the incinerator proposal at Homer, NE. This will involve the whole county. The first item is the transportation of waste that has to go through the county. He asks that the drivers of this company be certified and that the company does have an adequate amount of liability and pollution insurance in case there is an accident, a possible spillage of waste. There could be low level radiation in that waste, it is not supposed to be there but it could be. The second issue is the landfill, they purposed using the landfill in Jackson with the ash that is left over from the incinerator. Our concern from this perspective is how long will this landfill be shortened by bringing in this ash. The figures say they will bring one truck load of ash per day for 365 days a year and what will that do to the landfill. The third concern is from a pollution perspective, the company claims that the system is almost pollution free but he is having some problems based on the information he has received from outside sources. There are two types of pollution that are a major concern. One is the toxic chemicals that occur when plastic is burned and the second one is the heavy metals that are found in all medical waste. These two are called dioxines and furads. Some of these are highly carcinogenic. These compounds are very stable and will remain in the environment for decades. This is a worldwide concern not just local. Cases in New York were dioxines and the people had to moved out of there. The heavy metals are the second type such as lead and mercury, they are toxic to our body. They inhibit body functions from occurring properly, they can cause mental and physical retardation, liver, kidney, lung and heart disease, these increase cancer. These continue to build up over the years, they do not

disappear, it takes decades. There is evidence that the incidence of cancer and birth defects do increase. There are two sources of pollution. They have scrubbers in there. When the electricity goes out they will have to open up the exhaust vent and let out raw fumes. When it working it is minimal they go out the smoke stack or stay in the ash and you don't get rid of them. They claim that 5% will be toxic. The rest of it remains in the ash, it goes to the landfill it can get into the soil but it is lined so that is good. The state of Iowa has put a moratorium on building all of these waste incinerators. They want to get set up in Nebraska before the laws get tougher. Mr. Beardshear purposed that everyone watch a video tape. Commissioner Hirschbach stated that the county board does not have any authority over this matter. It is county land and Homer has the say one mile out of town on the land. The people in rural 31 district have no voting power in this. Mr. Beardshear asked if we had any authority to impose a moratorium for a study on this. Commissioner Huggenberger thought you would have to get that through a judge. Mr. Hohenstein said that a moratorium has to be state wide legislation. Mr. Gill will have to determine what is appropriate for the landfill. Other facilities will have to take it if he can't. He hopes the county can handle it if there was an accident. Kurt Hohenstein said the people of Homer have no control over this, because of the zoning jurisdictions. There is going to be a meeting at the Homer school on Thursday at 7:30 p.m. in which experts will be there to explain medical waste problems. The County Board opened resumes submitted for the Public Defense Council. There were 4 proposals as follows: Neal Ehrich, Maurice Redmond, Barbara Kueny, and Alan Curtiss. Chairman Huggenberger referred this to the Public Defense Committee for a recommendation to the board at a later time. Commissioner Bobier moved, seconded by Commissioner Hirschbach to approve and utilize the services of Krhounek & Povondra as the architects for the joint Law Enforcement Center and jail. Commissioner Hirschbach moved, seconded by Commissioner Rohde to approve the official reports, County Clerk, Clerk of District Court and Register of Deeds for the month of June 1991 and the board signed these reports. They also signed the County Treasurer's Semi-Annual Report. Commissioner Hartnett stated that there was a meeting the other day for the County Health Department. The Wellchild Care Clinic is going well and asked the state for \$2,700 because they received a grant through the Methodist Church last year and the state gave them \$1,200 and each person is paying \$7.00 per visit and have so far taken in \$2,223 and the doctors are paid \$200 for a monthly fee. The state is going to start charging a state wide lab consulting fee of \$900. The board said they would get a letter out to them to change that. Their budget is \$69,000 and they spent \$57,000. They turned back \$7,500 that they did not use. Commissioner Rohde moved, seconded by Commissioner Bobier to adjourn at 3:35 p.m. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED ATTEST:

 Board Chairperson * * * * * County Clerk
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DAKOTA COUNTY BOARD OF COMMISSIONERS
 JULY 22, 1991 PROCEEDINGS
 COUNTY BOARD MEETING ROOM
 DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called their regularly scheduled meeting to order at 1:30 p.m. PRESENT: Commissioners Bobier, Hirschbach, Hartnett, Rohde, Huggenberger and Ted Piepho, Secretary. ABSENT: All present Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve the minutes as typed in the

official record. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Dan and Lori Krause appeared before the board to request County Road 18W to be reclassified from Minimum Maintenance to a regular county road. Commissioner Hartnett moved, seconded by Commissioner Bobier to hold a public hearing at 2:00 p.m., Monday, August 19, 1991. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED John McNeil appeared before the board on behalf of Dakota Industrial Development. Mr. McNeil asked the County Board to proceed with condemnation procedures for 17 acres to the North of IBP. He said that 15 acres would be used for an Industrial Park and 2 acres for roads. Mr. Hohenstein said he would like to discuss this matter with the board in executive session. Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to convene into closed executive session to discuss the legal ramifications of condemnation of private property. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED 1:40 p.m. Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to convene in open session. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED 2:03 p.m. Several board members asked John McNeil questions. Greg Newhouse and John Thomas, attorneys for the owner, were given an opportunity to address the board. Commissioner Bobier moved that the County Attorney take all necessary steps to initiate condemnation procedures. The motion died for a lack of a second. Commissioner Hirschbach moved, seconded by Commissioner Rohde, to authorize the county attorney to enter into negotiation with the landowner involved and to report back to the board within a reasonable period of time with a recommendation. (A reasonable period of time was defined to be August 5, 1991) ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED The County Board reviewed Resolution 91-14 to forgive all penalties for late filing of personal property schedules. With the recommendation of the County Attorney, Commissioner Hartnett moved, seconded by Commissioner Bobier, to adopt Resolution 91-14 as follows: RESOLUTION 91-14

WHEREAS; the Nebraska Supreme Court has determined, pursuant to several case decisions, that certain items of personal property are exempt from 1991 taxation; and WHEREAS; LB 829 exempts all personal property for 1991, but does not address the 10 or 50 percent penalties for late filing or non filing; and WHEREAS; the assessment of the 10 or 50 percent penalties can add to the collectible tax base of Dakota County and that would cause an over valuation of the County tax base under the state wide CAPS system; NOW THEREFORE BE IT RESOLVED; that the County Board of Commissioners remove all 10 and 50 percent penalties for late filing and non filing of personal property, specified as personal property for the tax year 1991 and direct the State Department of Revenue to remove the same from the CAPS system for 1991 for Dakota County. Passed and approved this 22nd day of July, 1993.

ATTEST

ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED Kurt Hohenstein, County Attorney, spoke to the board addressing a letter received from the Department of Revenue stating

that they were not going to decrease the grass land and irrigated land as stated in our show cause notice. He felt that the state had to do what the show cause stated or do nothing at all. He therefore recommended that he be authorized to attend the show cause hearing to so state his opinion. Commissioner Hirschbach moved, seconded by Commissioner Bobier, to authorize the County Attorney to protest the proposed changed before the State Board of Equalization. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED The County Clerk asked the board to schedule a public hearing to consider rezoning Jim Voss's property from Ag to Heavy Manufacturing. Mr. Rohde said that Planning & Zoning approved it. Mr. Hohenstein said that he had talked to Bruce Hovey and Bruce was concerned that we do not have an intermediate classification. Something between where they are at and Heavy Industrial. You might want to adopt a separate classification if you want to continue letting them operate as a salvage yard. Commissioner Rohde moved, seconded by Commissioner Hartnett, to have a public hearing at 2:30 p.m., August 5, 1991 on Jim Voss's zoning request to rezone his property. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Kurt Hohenstein, County Attorney, displayed a map of Millis Beach that highlighted the platted roads. Five homeowners from the Millis Beach area have had their property surveyed. They were; Loretta Tighe, Eugene Johnson, Mary K. Harder, Don McCarther and Lee Tramp. Loretta Tighe displayed a map which shows where the existing road is. She explained that it comes into the park and it touches Lot 1 and 2, 3, 4, 5, and 6. Lee Tramp owns 1 and 2 to the corner, Volquardsons own 3, 4, and 5, and Hirsch owns 6 and 7 1/2, and I own 7, 8 and 9. Then it touches 10, 11, 12, 13, 14, 15, 16 and 17 and then it turns and hits a little bit of 57 and 58. I would like to propose, and I have verbal OK by quite a few of these people, the land that the former road that we have, that we give Dakota County. Mr. Hohenstein, The road where it exists right now? Ms. Tighe: "Yes", and this road has been in existence for years. I don't know who thinks the roads changed after the flood, but they did not. Ms. Tighe showed a picture of her grandfather, who came here in 1899, and the main road was in existence then. Ms. Tighe: " I have a picture of the main road, and it is very good. There is a picture where it turns and goes past Daddy's shop and was taken in 1924. Here is a picture that shows the main road and here is one that shows the Swanson house where it was normally and it is the house that Lee Tramp owns now. Volquardson's, Bill Church and I would give it to the county, this part of the road and it would be theirs and they could maintain it. It would solve a lot of the problems when someone wanted to sell their property or whatever. Also it would be economical. Commissioner Hirschbach: "Are we talking about all roads exactly as they are or are we just talking about the main road in?" Loretta: "This main road in. It takes care of the one road that McCarther's are proposing a change." Kurt: "Does anyone know if the roads were ever where they were suppose to be?" Loretta and Mary Kay Harder said they were not. Don McCarther: I am not in agreement with this, but I understand the road is there and that is fine. I own 57 and 58 where the road cuts through and the Woods own 60, 61, 62 and 63. The Woods want it moved and I would like to have it moved. When I had the commissioners out earlier this summer, I did not have a problem with moving the road other than if we could get it moved clear on the edge, where it could be moved. It would have been on my Lot 58, I would gain back about 40' of my property. This is no big deal. All I have to do is to take out some trees on the other side of the road, I own that property on the other side of the road. All we would have to do is to jog it over a little and that is what I want to do. If we can't get roads moved that nobody is in agreement, with moving the road completely over where it is at, that is fine." Mr. McCarther further identified where he was talking about. Phyllis Lambrecht said that according to the map you are proposing a road behind Phyllis's house and she said that they did not need a road there. Mr. Jim Jones said he has a

section of property on one side of the road and a section of property on the other side of the road. That has been like that for 25 years. The road there does not bother me except for the dust. Mary Kay Harder said that when newcomers buy property out there and have their property surveyed, they know they have property on the other side of the road. Kurt asked if Lake Avenue was used at all. Mary Kay Harder said that it was not. Kurt Hohenstein compared his map to another survey. The survey showed the road to be a little different than the map Mr. Hohenstein had. Mary Kay Harder ask how they could get this resolved once and for all. Mr. Hohenstein said that there would have to be a civil action in District Court. Bobby Gallup said that she lived next to Phyllis Lambrecht and that she had lived there all her life. If you change the road for one person, then the next person wants to do it and she wanted them to stay the way they are. She did not have an objection to the cross section to it's present location. Dennis Abbott proposed that they vacate East First Street, since it is not in the right spot anyway. Mr. Ron Denney said he had interest in Lots 24, 25, 26 and 27. Second Street goes right up to the property that I have right now past Lakewood and I have fence on both sides. I would be interested in seeing that vacated. The fence line is right up to the lake. Mr. Hohenstein: "So you are saying North of Lake. Mr. Ron Denney: Right, North of Lake and then the alley between Mary K's property and my property, no one would have any interest in that but I and Mary. Actually, I believe Mary K. owns 60, 61, 62 and 63 by adverse position. She owns two-thirds of it. You can see the tree line right here. Mr. Hohenstein said we were not going to get into who owns what by adverse position. You have to go upstairs on third floor to get that one decided. Mr. Ron Denney, But the point is, the fence line on the corner of the property, 60, 61, 62 and 63 which somebody else says that the road can go through, I have fence that is on the boundaries of what I believe I purchased. Mr. Hohenstein asked if there was any traveled road on Second Street North of Lake Avenue. Mr. Ron Denney said no. My fence crosses right there. Mary Kay Harder initiated conversation how to get the Attorney General or Supreme Court to render an opinion. Kurt told her the Attorney General will not give an opinion on a civil matter and it will cost about \$3,000 to get one from the Supreme Court. First you take it to the District Court and when you loose you appeal to the Supreme Court and they will give you an opinion. Mary K. asked that Kurt get the names of people who have partial lots that are being used by a road so that we can get all of our deeds in to establish ----- . We have a couple parts of lots that are roads. Susan Church asked if there was any way they could just take a vote. Mr. Abbott said, it seems that the concenses of opinion is to leave the road pretty much as is and vacate some of the alleys that do not exist on the plats or street that are being used, vacate them and take them off the plats. Chairman Huggenberger asked those in favor of leaving the roads as they are and vacate those that are not being used to stand. It appeared that the majority stood. Kurt asked Don McCarther about the situation he mentioned could be resolved, whether he would be in favor of that. Mr. McCarther said definately. The only concern that I have is the little piece there. Chairman Huggenberger said they would work on this with the help of Kurt and the Highway Supt. If we run into any problems we will come out an talk with each one of you individually about it before we do anything with it. it kind of sounds like we will go with the roads we got now. Kurt said we will let them know before anything is decided. Chairman recessed their meeting at 3:35 p.m. and reconvened at 3:45 p.m. Bonnie Wilke and Alfred Harris, members of "Citizens for a Safe Environment" appeared before the board concerning the incinerator located in Homer. Mr. Harris said he had been asked by some members of a board in Homer about this medical waste incinerator which is proposed to be built in Homer. There is a large delegation of people surrounding Homer that have been having meetings with doctors and chemists explaining the hazard to the health of the people of Dakota County from the residue of ash that dumped in the landfill.

Mr. Harris asked if they could do this. Mr. Huggenberger said he was sure there were restrictions on the landfill, but did not know what. Commissioner Hartnett asked if anyone had talked with Mr. Gill. As to the Mr. Harris' knowledge, no one had. Mr. Harris said there are supposed to be specifications to dump this major toxic stuff in the landfill. The doctors and chemists have been telling us at these meetings that down the road this can convert back to liquids. Mr. Huggenberger said if he was involved in that group, he would invite Leonard Gill to a meeting to ask him to explain how he makes this landfill work. Mr. Harris said that this outfit can not get liability insurance. If something goes wrong who are they going to sue. Ms. Wilke reiterated that this company can not get liability insurance because no insurance company will offer them liability insurance. If they are not liable and at this point we believe the town thinks they are not liable, are we to understand that no one is liable for a company this large to come into an area. Mr. Huggenberger advised the group of a fund that Mr. Gill puts \$10,000 a year into an escrow account. That will continue until the fund reaches \$100,000. At that time it will accrue interest and will be set aside for a period of 40 years. Ms. Wilke asked if we had any controls over medical waste incinerators and no one knew of any. She said for the future as a whole, we need some controls. Ms. Wilke said that the emissions will travel up to a 35 mile radius around Homer. Therefore is it making this an area concern or is it still such a local problem? Today I just wanted to make you aware of the fear that we are feeling in Homer. I am not sure of the control we have at the county level or Village level. I want to make you aware that I think we have an area problem and not just a Homer problem. Mr. Don Wilke said that St. Lukes Hospital burns 115 pounds a day. They (Safeway Environmental Technologies) is going to start off burning 20 tons and are capable of burning 60 tons a day. If St. Lukes has 150 pounds per day and you take how many hospitals, the size of St. Luke's, to burn 20 tons? That figures just a little over 294 hospitals and 900 hospitals to burn 60 ton. Where are they going to be bringing this stuff from? The incinerator in Lincoln is taking care of the Omaha and Lincoln area. A salesman from Kansas City supposedly told them that the one in Kansas City takes in 6 states around Kansas City. The railroad track runs by Homer. What would it take to put a spur right over to them. Are we going to get everybody on the East Coast, West Coast. If we were taking care of our own problem, that would not be so bad, but to me I do not think we are taking care of our own problem. We are taking care of states like PA, they have had shortages there. Their incinerators are down. Ms. Wilke asked if this small company just coming into existence now, are they a front for one of the larger three or four companies that does medical waste incinerating across the nation. Are they coming in here to get their foot here in Homer, Nebraska, get established and then the larger company will move in. After you have something built up, it is a whole lot harder to bring it down. Mr. Harris said that Homer will receive 10 or 20 dollars a ton after the first year. They do not get anything the first year. Mr. Wilke said the emissions can travel for miles. It going to affect South Dakota and Iowa. How can you say it is just Homer's problem. Ms. Wilke noted that this will be an 18 month learning process. They will build their building and the people that they buy the equipment from will come down and tell them how to run this incinerator for the first 18 months. In other words, they are practicing right here in Homer for 18 months. It is the first go round for them. They do not have a track record that we can check out. Mr. Bobier asked what she wanted here today. Ms. Wilke responded by saying I got just what I wanted. I wanted you to listen to us and I think you have done that. Randy Walsh, Deputy County Sheriff, appeared before the board with the Distress Warrant List. Out of 390 Distress Warrants, 281 have been satisfied. There are 109 left that have not been satisfied. As you go through the ledger, you will find that some of the ones that have not been satisfied, but partial payments have been made. There are some that are no longer in business. I also

ran into a problem with the personal property issue. I was advised by the County Attorney not to seize any property and sell it until the supreme court decision. Commissioner Hirschbach reported on the Public Defense. She said that Jackie and she felt there was not enough interest in contracting Public Defense. Ms. Hartnett reported that she had received good information from the Madison County Clerk. Ms. Hirschbach said that if they had gotten on the agenda, we would have advised turn them all down and that we advertise immediately for a Public Defender. I think we will just hire one right a way and let him help us get the office started and hire staff. Commissioner Hirschbach moved, seconded by Commissioner Hartnett, that WHEREAS there was insufficient number of attorneys that applied to contract the county's Public Defense. Be it Resolved that the attorneys that did apply be notified of same and Be it further Resolved that the County Clerk advertise for a Public Defender in the Omaha World Herald and the Sioux City Journal with the salary to be negotiable. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde had a couple of bids to patch the south road out of Homer. White Construction had a bid of \$9751 and concrete to be furnished by the county. Backley Construction submitted a quote of \$5541 for blacktop. Another bid is to crack and seal 2800 feet. This is old 20 into Freeway. Backley will do it for \$1400. and White wants \$1409. 9th Street Road: Clean road and remove broken seal coat and replace RC70 tack oil type A. White wants \$9,000. and Backley wants \$8036. The board was not sure whether it was Barclay or Backley. Mr. Bobier asked how we would pay for the Golf Course Road if we were to pave it. The Road Committee said it was budgeted in the Major Road and Bridge Fund. A short discussion was had concerning Planning and Zoning Administrator. Arnold Mellick will assume the duties for \$4,000. a year. Commissioner Rohde moved, seconded by Commissioner Rush, to approve the payroll claims as submitted by the county clerk. COUNTY ROAD PAYROLL: Gross salaries- \$6763.13, Employers Social Security- \$460.13, Employers Share Retirement- \$298.77, Employers Share Blue Cross- 718.19. Kenneth D. Hansen- 548.00, Walter Heinemann- 624.80, Robert Jacobsen- 624.80, Richard McNear- 620.80, Marlan G. Millard- 624.80, Willis Roeber- 620.80, Earl K. Stading- 620.80, Raymond Reed Jr.- 616.80, Randall A. Crombie- 616.80, Arnold Mellick- 804.73, William Hittle III- 440.00. ROAD FUND Employee withholding paid to: Federal- 566.06, State- 169.22, FICA- 506.36, Retirement- 226.14, Credit Union- 17.00, Blue Cross- 617.74, Lonestar- 9.76, Colonial- 130.39, Union Dues- 98.00. COUNTY GENERAL FUND: Gross salaries- \$38893.23, Employers Social Security- \$2859.21, Employers Share Blue Cross- \$4220.06, Employers Share Retirement- \$1725.94. Gretchen R. Hirschbach- 346.15, Daniel J. Rohde- 346.15, Jack D. Bobier- 346.15, Jackie Hartnett- 346.15, James Huggenberger- 346.15, Theodore A. Piepho- 942.30, Marilyn Davis- 615.38, Phyllis Ridge- 464.00, Linda Larson- 83.13, Bertha Olson- 400.00, Robert H. Giese- 942.30, Irene VanLent- 640.00, Charlotte J. Doenhoefer- 520.00, Ruth M. Jensen- 520.00, Ruth P. Warnock- 520.00, Mardell A. Sorensen- 520.00, Mark J. Dorcey- 346.15, Margaret Rahn- 640.00, Betty O'Neill- 942.30, Madelyn S. Thorsland- 640.00, Shirley A. Bentz- 540.00, Karen S. Twohig- 520.00, Douglas Lehman- 700.00, Dennis Tank- 560.00, Rita Deichert- 420.00, Colene H. Boyle- 942.30, Veronica Grijalba- 640.00, Shirley J. Frank- 295.31, Janet Engel- 540.00, Shirley Sides- 275.00, Mary Wolf- 45.90, Klemett Dean- 816.16, Marvin G. Nielsen- 520.00, Randall Walsh- 137.50, Patricia A. Stingley- 592.00, Thersa Lieber- 53.20, James L. Wagner- 1153.85, Linda E. Wilson- 640.00, Randall J. Walsh- 750.00, Martin V. Hohenstein- 720.00, Sharon L. Hartnett- 326.40, Joy K. Nixon- 204.80, Sharon L. Graves- 452.00, Kenneth Blaker- 673.80, Stephen Heide- 673.80, Rodney Herron- 653.85, Robert Johnson- 653.85, Robert Doenhoefer- 634.62, Bonnie Kempers- 400.00, Sandra Hulit- 520.00, Kurt A. Hohenstein- 942.30, Douglas Luebe- 673.08, Pamela Koster- 520.00, Laura Knox- 1076.92, Cherie Hogan- 466.11, Tracey Eslick- 440.00, Neva M. Neal- 138.00, Adrienne G. Harral- 520.00, Brian R. Lamb- 543.38, Linda J. Schovanec- 432.00, Brian R.

Lamb- 10.00, Linda Schovanec- 10.00, Jason Johansen- 500.20, Kathleen Hansen- 536.80, Gary Buck- 600.75, Todd Trobaugh- 519.75, Sandra Gutierrez- 448.00, Sandra Gutierrez- 20.00, Margaret Stingley- 343.88, Kathleen Keeler- 410.00, Bruce Hovey- 115.38, Margaret Kunzie- 583.50, Janice C. Brown- 758.40, Gloria Ann Dwyer- 461.26, Diane M.C. Spink- 393.64, Dr. Larry Hansen- 200.00, Dr. Larry Hansen- 69.23, Warren Johnston- 640.00. GENERAL FUND Employee withholding paid to: Federal- 3762.69, State- 987.11, FICA- 2859.21, Retirement- 1120.45, Credit Union- 1638.00, Deferred Comp.- 125.00, Blue Cross- 1119.03, Lonestar- 2.44, Colonial-445.80. COUNTY WEED CONTROL FUND: Gross salaries- \$955.09, Employers Social Security- \$73.06, Employers Share Retirement- 22.80, Employers Share Blue Cross- 71.86. R. Richard Graham- \$475.09, Allen Heikes- 480.00. WEED FUND Employee withholding paid to: Federal- 100.02, State- 26.91, FICA- 73.06, Retirement- 15.20. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Discussion was had concerning the last meeting of the Dakota County Core Committee meeting. A discussion was had concerning condemnation of the Industrial Park North of IBP. Commissioner Rohde moved, seconded by Commissioner Hartnett, to adjourn. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED 5:15 p.m. ATTEST:

 _____ County Clerk
 Board Chairperson * * * * *
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DAKOTA COUNTY BOARD OF COMMISSIONERS
 AUGUST 5, 1991 PROCEEDINGS
 COUNTY BOARD MEETING ROOM
 DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called their regularly scheduled meeting to order at 1:30 p.m. PRESENT: Commissioners Bobier, Hirschbach, Hartnett, Rohde, Huggenberger and Ted Piepho, Secretary. ABSENT: All present Commissioner Bobier moved, seconded by Commissioner Rohde to approve the minutes. ROLL CALL VOTE; Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea UNANIMOUS MOTION CARRIED Commissioner Huggenberger stated that the first item on the agenda was the condemnation of the industrial tract north of IBP. Kurt Hohenstein stated that this was a matter that involved potential litigation and he asked the board to move into executive session. Commissioner Hartnett moved, seconded by Commissioner Hirschbach to move into executive session at 1:37 p.m. ROLL CALL VOTE; Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Bobier to return to the regular session at 1:55 p.m. ROLL CALL VOTE; Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea UNANIMOUS MOTION CARRIED Kurt Hohenstein stated that 2 weeks ago the Commissioners asked him if he would confer with the owners of the property that was requested to be condemned by the county by Dakota Industrial Development and he stated that for the last two weeks he has been conferring in negotiations with these individuals. Late Sunday evening he had a discussion with the attorney representing those individuals and they came to the conclusion that there was movement regarding those negotiations that would merit an additional week to try to resolve the negotiations. Mr. Hohenstein requested that the board allow him an additional week and report back at the next meeting. Commissioner Hirschbach moved, seconded by Commissioner Hartnett to allow an entire weeks time. ROLL CALL VOTE; Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea UNANIMOUS MOTION CARRIED Commissioner Hirschbach moved, seconded by Commissioner Rohde to approve the tax list corrections. ROLL CALL VOTE; Huggenberger-Yea,

Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea UNANIMOUS MOTION CARRIED
Commissioner Bobier moved, seconded by Commissioner Hartnett to return to the
board of equalization at 1:58 p.m. ROLL CALL VOTE; Bobier-Yea, Hirschbach-Yea,
Hartnett-Yea, Rohde-Yea, Huggenberger-Yea UNANIMOUS MOTION CARRIED Betty
O'Neill, County Assessor, stated that she had one valuation change notice.
Commissioner Rohde moved, seconded by Commissioner Bobier to approve the notice
of change of valuation. ROLL CALL VOTE; Bobier-Yea, Hirschbach-Yea, Hartnett-
Yea, Rohde-Yea, Huggenberger-Yea UNANIMOUS MOTION CARRIED Commissioner Bobier
moved, seconded by Commissioner Hartnett to move back to regular session at 2:01
p.m. ROLL CALL VOTE; Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea,
Hirschbach-Yea UNANIMOUS MOTION CARRIED Commissioner Huggenberger asked if the
committee had anything to report on the advertisement for public defender.
Commissioner Hartnett stated that they have been looking at some properties for
rent and there are some options. Commissioner Huggenberger asked if Mr.
Hohenstein had anything to add on the issue of public defender. Mr. Hohenstein
read statutes 29-1824 through 29-1828 as follows: Mr. Hohenstein stated that
the letter he sent the board previously referred to 29-1824. Another available
provision for appointment of a public defender is in counties having less than
thirty-five thousand inhabitants which do not presently have an elected public
defender. The county board is given the option to appoint a qualified attorney
to serve as a public defender for the county. The county must comply with
various provisions of the Nebraska statute dealing with the creation of a policy
board. The policy board consists of three members. Two of the members shall be
practicing attorneys, and one member shall be a layperson. The policy board
shall not include judges, prosecutors, or law enforcement officials. That
policy board is designed to ensure the independence of the contracting attorney
and provide the county board with expertise and support in determining defense
functions, salary levels, caseload standards, etc. The policy board shall:
receive applications from all attorneys who wish to be a public defender; screen
the applications to insure compliance with the statutes; forward the names of
them to the county board who shall make the appointment; recommend to the county
board the level of compensation that a public defender shall receive; and
monitor compliance with any continuing legal education requirements. The
contract negotiated between the county board and contracting attorney shall
specify the categories of cases in which the contracting attorney is to provide
services. It must be awarded for at least a two-year term. Removal short of
that agreed upon term may be made for good cause only. The contract between the
county board and the contracting attorney shall specify a maximum allowable
caseload for each full-time or part-time attorney who handles cases under the
contract. Caseloads shall allow each lawyer to give effective representation,
etc. The contract between the county board and the contracting attorney shall
provide that the contracting attorney may decline to represent clients at no
reduced compensation if the contracting attorney is assigned more cases which
require an extraordinary amount of time and preparation than the contracting
attorney can competently handle. The contracting attorney shall have been a
practicing attorney for at least two years prior to entering into the contract,
shall be a member in good standing of the Nebraska State Bar Association and
have some past training in criminal law. The contracting attorney shall apply
to the court for fees to employ social workers, mental health professionals,
forensic experts, investigators, and other support staff to perform tasks for
which such support staff and experts possess special skills. If there is a
Class I or Class IA felony, the contracting attorney must apply to the district
court for appointment of a second attorney to assist in the case. Commissioner
Huggenberger asked if we could advertise to see if we are able to obtain a
person as a public defender without prior establishment of the board and then
establish the board upon trying to acquire a contract. Mr. Hohenstein stated
that prior to making the appointment and negotiating the contract you must

establish the policy board. You could advertise, but you could not make an appointment or negotiate a contract without having established the policy board. Commissioner Huggenberger stated that he checked on the insurance and they do require it to be bonded, but other than that there is no extra charge. There was some discussion on the insurance and then Commissioner Huggenberger stated that they will proceed as they are now. Commissioner Huggenberger stated that the next item was concerning the minimum maintenance road 18W. Bruce Hovey appeared before the board and stated that the road was never classified as low maintenance officially by the county board. Commissioner Huggenberger stated that he wondered if the road committee should review that and see if maybe a portion of that should be made a minimum maintenance road. There is a mile stretch of road back there that would warrant a minimum maintenance designation. This road is out by Willis between highway 20 and 12. Commissioner Huggenberger stated that they need to check into that 1 mile. Commissioner Huggenberger stated that the next item on the agenda was the E-911 advisory committee. Commissioner Huggenberger stated that it had been suggested by the E-911 committee that we appoint an advisory board that will supervise the activities on the E-911 and be subject to the Commissioners and that the people on that board are Glenn Sedivy Chairman, Jerry Stolze, Scot Ford, Jon Norris, Fred Gay, Jim Sherlock, and Jim Wagner. These people are working right now with the type of equipment that is going to be needed for E-911 plus they are involved in the emergency phases of E-911 either through the sheriff, police, or fire department. Commissioner Rohde moved, seconded by Commissioner Bobier to approve the appointed board for E-911. ROLL CALL VOTE; Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea UNANIMOUS MOTION CARRIED Commissioner Huggenberger moved to take a 10 minute break at 2:18 p.m. Commissioner Huggenberger moved for public hearing at 2:30 p.m. to consider the zoning change from ag to heavy manufacturing advertised 7-25-91. Bruce Hovey stated that planning and zoning recommended rezoning from agriculture to heavy manufacturing. Description is that part of east 400 feet of lot B lying north of old highway 20 except highway 20 right of way and section 36-29-8 containing 5.14 acres. Commissioner Rohde talked about this with Mr. Hohenstein and Mr. Hovey and he stated that changing this to heavy manufacturing could open up the door to anything. Commissioner Rohde asked if Mr. Hohenstein had anything to add on that. Mr. Hohenstein stated he thinks these people want to open up a salvage yard; they don't want to do any smelting or burning which could be done in a manufacturing zone. Mr. Hohenstein stated that what they need to do is establish a zone that is not as broad as heavy manufacturing. The appropriate way to do that is to deny the application today with the recommendation of planning and zoning that they consider the establishment of the zone that will allow them to do their salvage operation, but not broader than their salvage operation. Mr. Hohenstein stated that he thinks planning and zoning should make the recommendation to create the new zone and to modify the comprehensive plan and give that in addition to their requested zoning change all at the same time to the County Board of Commissioners. Commissioner Hartnett asked who would write the proposal. Mr. Hohenstein stated that he and Mr. Hovey are working on that and that would be done for planning and zoning. Mr. Hohenstein stated that it could be done by September. They are not being asked to close down as long as they are in the process of requesting appropriate zoning changes. Ted Piepho asked about whether it would affect their zoning if South Sioux extends their zoning out. Mr. Hohenstein said no because there is an agreement between the county and the city where the zoning stops regardless of annexation. There is a resolution which the county and city adopted which establishes a zoning line even if annexation occurs that will not move South Sioux's jurisdiction out beyond that line without some change on the part of both parties. Mr. Voss stated that their mode and conduct and location will not hinder the adjoining of nearby properties and will not disrupt the appropriate use of land resources of

the county. He stated that he did not plan on doing any heavy manufacturing or smelting. He stated that he may phase out this salvage operation if there is this much objection to it. Mr. Voss also stated that other salvage yards in South Sioux do not like this modified zoning. He stated that if later they wanted to get into the sand and gravel operation, would it be zoned heavy manufacturing. If it was after they have already applied and rezoned as a junk yard, would that keep them from applying for another heavy manufacturing zone. Mr. Huggenberger stated that he can't see where it would keep them from applying again. Mr. Voss stated that he applied for the heavy manufacturing and he can understand why the board does not want to give it. They wanted to be a junk yard to start with and grandfather rights already run the junk yard. Mr. Voss stated that if the board wanted to he could temporarily postpone the zoning until the board has time to figure out exactly what they want to do. He does not want to throw together a bunch of regulations that later he can't live with. He stated they are not doing anything illegal, they are claiming grandfather rights, they are not doing anything different. Commissioner Bobier stated that he thought Mr. Voss needed the zoning to have a car lot. Mr. Voss stated that he checked with Lincoln and they said as far as a salvage license since he already has a salvage license if you sell a whole unit complete they deem it necessary to have a dealers license but that poses a problem. Mr. Hohenstein stated that they were not going to throw together anything, it would be done right. Mr. Hohenstein stated that grandfather rights are something he does not like to rely on because everyone has a different opinion about what was there. That was what brought this to the attention of the zoning administrator to begin with. Grandfather rights may not extend to the uses of the property and this argument is worldwide. Commissioner Huggenberger stated that this is something the county needs to do anyway and the board appreciates the time to be able to go ahead and do that. Mr. Voss will have the right before planning and zoning adopts it to see whether or not they want to be in it or not. Commissioner Bobier moved, seconded by Commissioner Hartnett to disallow the zone of heavy industrial and send it back to planning and zoning to create a new zone of modified industrial. ROLL CALL VOTE; Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea UNANIMOUS MOTION CARRIED Commissioner Huggenberger stated that they would move on to the Planning and Zoning Administrator. Commissioner Hirschbach asked if they wanted to talk about that under a personnel item. Commissioner Hirschbach moved, seconded by Commissioner Bobier to put it under the personnel item and do the same with law enforcement. ROLL CALL VOTE; Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea UNANIMOUS MOTION CARRIED Commissioner Huggenberger moved to close the public hearing at 2:48 p.m. Commissioner Rohde moved, seconded by Commissioner Hartnett to return to an open session at 3:45 p.m. ROLL CALL VOTE; Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea UNANIMOUS MOTION CARRIED Commissioner Huggenberger stated that they would table the planning and zoning administrator until the next meeting which is in two weeks, August 19, 1991. Commissioner Huggenberger stated the next item be investments. Ted Piepho stated that Gies Investments contacted him. They basically said that they have not been successful in approaching employees to entice them into saving for their retirement so they asked for the county's permission to visit with the county employees on county time. They felt they would get a better response and help employees set up for a better retirement. On several occasions we have scheduled meetings after working hours and it has been unsuccessful for them. This is a company that had been approved for payroll deduction for deferred compensation and has nothing to do with the county retirement program. Mr. Piepho said you would be opening up to criticism from local companies who offer an investment type situation. We have sponsored them for payroll deduction. Commissioner Hartnett moved, seconded by Commissioner Rohde to deny this request. Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Hirschbach-Yea UNANIMOUS

MOTION CARRIED Commissioner Bobier left at 4:30 p.m. Commissioner Huggenberger asked Mr. Piepho about abandoned vehicles. Mr. Piepho stated that he had a list of abandoned vehicles. The title numbers are as follows: 000078638, 000078852, 000078725, and 000078637. Commissioner Rohde moved, seconded by Commissioner Hirschbach to approve the list of abandoned vehicles to sign over to the junk yards. ROLL CALL VOTE; Rohde-Yea, Huggenberger-Yea, Hirschbach-Yea, Hartnett-Yea UNANIMOUS MOTION CARRIED Commissioner Huggenberger moved to take a 5 minute break at 3:52 p.m. The board reconvened at 4:00 p.m. The board reviewed the claims. COUNTY ROAD PAYROLL: Gross salaries- \$6773.34, Employers Social Security- \$460.91, Employers Share Retirement- \$298.77, Employers Share Blue Cross- 718.19. Kenneth D. Hansen- 548.01, Walter Heinemann- 624.80, Robert Jacobsen- 624.80, Richard McNear- 620.80, Marlan G. Millard- 624.80, Willis Roeber- 620.80, Earl K. Stading- 620.80, Raymond Reed Jr.- 616.80, Randall A. Crombie- 616.80, Arnold Mellick- 798.73, William Hittle III- 302.50, Stewart Anderson- 153.70. ROAD FUND Employee withholding paid to: Federal- 481.01, State- 142.92, FICA- 460.91, Retirement- 199.18, Credit Union- 17.00, Blue Cross- 617.74, Lonestar- 9.76, Colonial- 130.39, Union Dues- 98.00. COUNTY GENERAL FUND: Gross salaries- \$38526.47, Employers Social Security- \$2831.05, Employers Share Blue Cross- \$4226.65, Employers Share Retirement- \$1742.95. Gretchen R. Hirschbach- 346.15, Daniel J. Rohde- 346.15, Jack D. Bobier- 346.15, Jackie Hartnett- 346.15, James Huggenberger- 346.15, Theodore A. Piepho- 942.30, Marilyn Davis- 615.38, Phyllis Ridge- 464.00, Bertha Olson- 400.00, Robert H. Giese- 942.30, Irene VanLent- 640.00, Charlotte J. Doenhoefer- 520.00, Ruth M. Jensen- 520.00, Ruth P. Warnock- 520.00, Mardell A. Sorensen- 520.00, Mark J. Dorcey- 346.15, Margaret Rahn- 640.00, Betty O'Neill- 942.30, Madelyn S. Thorsland- 640.00, Shirley A. Bentz- 540.00, Karen S. Twohig- 520.00, Douglas Lehman- 700.00, Dennis Tank- 560.00, Rita Deichert- 420.00, Colene H. Boyle- 942.30, Veronica Grijalba- 640.00, Shirley J. Frank- 313.69, Janet Engel- 540.00, Shirley Sides- 277.75, Klemett Dean- 816.16, Marvin G. Nielsen- 520.00, Patricia A. Stingley- 592.00, Thersa Lieber- 129.98, James L. Wagner- 1153.85, Linda E. Wilson- 640.00, Randall J. Walsh- 750.00, Martin V. Hohenstein- 720.00, Sharon L. Hartnett- 460.80, Joy K. Nixon- 614.40, Sharon L. Graves- 551.65, Kenneth Blaker- 673.80, Stephen Heide- 673.80, Rodney Herron- 653.85, Robert Johnson- 673.80, Robert Doenhoefer- 673.80, Bonnie Kempers- 400.00, Sandra Hulit- 400.00, Kurt A. Hohenstein- 942.30, Douglas Luebe- 673.08, Pamela Koster- 520.00, Laura Knox- 1076.92, Cherie Hogan- 472.00, Tracey Eslick- 440.00, Neva M. Neal- 119.60, Adrienne G. Harral- 520.00, Brian R. Lamb- 594.00, Linda J. Schovanec- 324.00, Jason Johansen- 497.15, Kathleen Hansen- 588.65, Gary Buck- 462.00, Todd Trobaugh- 544.50, Sandra Gutierrez- 448.00, Margaret Stingley- 367.50, Kathleen Keeler- 408.75, Bruce Hovey- 115.38, Margaret Kunzie- 489.00, Janice C. Brown- 758.40, Gloria Ann Dwyer- 461.25, Dr. Larry Hansen- 69.23, Warren Johnston- 640.00. GENERAL FUND Employee withholding paid to: Federal- 3789.67, State- 987.56, FICA- 2831.05, Retirement- 1161.95, Credit Union- 1638.00, Deferred Comp.- 125.00, Blue Cross- 1108.79, Lonestar- 2.44, Colonial- 445.80. COUNTY WEED CONTROL FUND: Gross salaries- \$955.09, Employers Social Security- \$73.06, Employers Share Retirement- 22.80, Employers Share Blue Cross- 71.86. R. Richard Graham- \$475.09, Allen Heikes- 480.00. WEED FUND Employee withholding paid to: Federal- 100.02, State- 26.91, FICA- 73.06, Retirement- 15.20. Commissioner Rohde moved, seconded by Commissioner Hartnett to approve the claims. ROLL CALL VOTE; Huggenberger-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea UNANIMOUS MOTION CARRIED Commissioner Huggenberger stated that there was a letter that came from the decision by Judge Ott regarding the county court in the estate of Mildred Moes. Unless the county wants to go to the Supreme Court they are going to get \$40,000 back because they had collected \$40,000 earlier. Mr. Piepho stated that Mr. Hohenstein said he did not think the county would win at Supreme Court. Mr. Piepho said he didn't think there was any interest involved. There was a discussion on county insurance. There was some

discussion on the financing of the law enforcement center. Commissioner Rohde moved, seconded by Commissioner Hartnett to adjourn at 4:50 p.m. ROLL CALL VOTE; Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea UNANIMOUS MOTION CARRIED ATTEST: _____

County Clerk
Board Chairperson * * * * *
* * * * *

DAKOTA COUNTY BOARD OF COMMISSIONERS
AUGUST 19, 1991 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called their regularly scheduled meeting to order at 10:00 a.m.

PRESENT: Commissioners Bobier, Hirschbach, Hartnett, Rohde, Huggenberger and Ted Piepho, Secretary. ABSENT: All present

Commissioner Bobier moved, seconded by Commissioner Rohde to approve the minutes as typed in the official record. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED

Bruce Hovey met with the board to discuss the 9th Street road. Commissioner Huggenberger stated that the financing provided by NACO does not fall outside the county's 50 cent lid limit. Discussion was had whether to pave 9th Street Road.

Commissioner Rohde moved, seconded by Commissioner Bobier to advertise for bids to pave 9th Street road and opening for set bids at 2:00 p.m. on September 3, 1991. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED

Commissioner Hirschbach had questions concerning the budget. County Clerk Ted Piepho explained the budget and called their attention to transfers and informed the board that the 9th Street paving project and joint law enforcement were not taken into consideration in the budget as it is proposed.

The board reviewed the claims and the payroll claims. Commissioner Rohde moved, seconded by Commissioner Hartnett to approve the claims and the payroll claims as follows: ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED COUNTY ROAD PAYROLL: Gross salaries- \$6572.08, Employers Social Security- \$445.52, Employers Share Retirement- \$299.10, Employers Share Blue Cross- 718.19. Kenneth D. Hansen- 554.85, Walter Heinemann- 624.80, Robert Jacobsen- 624.80, Richard McNear- 620.80, Marlan G. Millard- 624.80, Willis Roeber- 620.80, Earl K. Stading- 620.80, Raymond Reed Jr.- 616.80, Randall A. Crombie- 616.80, Arnold Mellick- 768.73, William Hittle III- 165.00, Stewart Anderson- 113.10. ROAD FUND Employee withholding paid to: Federal- 454.30, State- 136.55, FICA- 445.52, Retirement- 199.40, Credit Union- 17.00, Blue Cross- 617.74, Lonestar- 9.76, Colonial- 130.39, Union Dues- 98.00. COUNTY GENERAL FUND: Gross salaries- \$39929.58, Employers Social Security- \$2969.48, Employers Share Blue Cross- \$4217.87, Employers Share Retirement- \$1739.96. Gretchen R. Hirschbach- 346.15, Daniel J. Rohde- 346.15, Jack D. Bobier- 346.15, Jackie Hartnett- 346.15, James Huggenberger- 346.15, Theodore A. Piepho- 942.30, Marilyn Davis- 615.38, Phyllis Ridge- 466.18, Linda Larson-209.00, Bertha Olson- 400.00, Robert H. Giese-

942.30, Irene VanLent- 640.00, Charlotte J. Doenhoefer- 520.00, Ruth M. Jensen- 520.00, Ruth P. Warnock- 520.00, Mardell A. Sorensen- 520.00, Mark J. Dorcey- 346.15, Margaret Rahn- 640.00, Shirley Sides-88.00, Betty O'Neill- 942.30, Madelyn S. Thorsland- 640.00, Shirley A. Bentz- 540.00, Karen S. Twohig- 520.00, Douglas Lehman- 700.00, Dennis Tank- 560.00, Rita Deichert- 399.00, Colene H. Boyle- 942.30, Veronica Grijalba- 640.00, Shirley J. Frank- 252.00, Janet Engel- 540.00, Shirley Sides- 280.50, Klemett Dean- 816.16, Marvin G. Nielsen- 520.00, Craig Dean- 55.00, Randall Walsh-88.00, Patricia A. Stingley- 697.45, Thersa Lieber- 89.25, Shannon Stingley-68.00, Lois Larson- 80.00, James L. Wagner- 1153.85, Linda E. Wilson- 640.00, Randall J. Walsh- 750.00, Martin V. Hohenstein- 720.00, Sharon L. Hartnett- 460.80, Joy K. Nixon- 460.80, Sharon L. Graves- 472.00, Kenneth Blaker- 673.80, Stephen Heide- 673.80, Rodney Herron- 673.80, Robert Johnson- 673.80, Robert Doenhoefer- 673.80, Bonnie Kempers- 400.00, Sandra Hulit- 360.00, Kurt A. Hohenstein- 942.30, Douglas Luebe- 673.08, Pamela Koster- 529.75, Laura Knox- 1076.92, Cherie Hogan- 475.69, Tracey Eslick- 396.00, Michael P. Schmiedt- 961.50, Neva M. Neal- 119.60, Adrienne G. Harral- 520.00, Brian R. Lamb- 546.75, Linda J. Schovanec- 324.00, Jason Johansen- 503.25, Kathleen Hansen- 533.75, Gary Buck- 528.00, Gary Buck- 25.00, Todd Trobaugh- 495.00, Sandra Gutierrez- 488.00, Todd Trobaugh- 20.00, Margaret Stingley- 357.00, Kathleen Keeler- 420.00, Bruce Hovey- 115.38, Margaret Kunzie- 522.75, Janice C. Brown- 758.40, Gloria Ann Dwyer- 461.25, Diane Spink- 170.51, Dr. Larry Hansen- 69.23, Warren Johnston- 640.00. GENERAL FUND Employee withholding paid to: Federal- 3903.16, State- 1018.56, FICA- 2946.53, Retirement- 1159.99, Credit Union- 1638.00, Deferred Comp.- 125.00, Blue Cross- 1002.42, Lonestar- 2.44, Colonial-456.80. COUNTY WEED CONTROL FUND: Gross salaries- \$475.09, Employers Social Security- \$36.34, Employers Share Retirement- 22.80, Employers Share Blue Cross- 71.86. R. Richard Graham- \$475.09. WEED FUND Employee withholding paid to: Federal- 48.50, State- 13.09, FICA- 36.34, Retirement- 15.20. GENERAL FUND: SSC Star, printing - 580.21; NE NACO, workshop - 10.00; Global Computer Supplies, cartridge - 226.33; Midwest Typewriter, supplies - 13.88; SC Stationery, supplies - 245.65; Shirley Bentz, labor - 20.25; Fred Proctor Co, supplies - 78.11; Nadine Johnson, prior service - 17.00; Robert Giese, mileage - 55.86; Klopp Printing, supplies - 50.00; Star Printing, publishing - 108.11; Nebr Dept of Revenue, caps system - 5.88; SC Stationery, supplies - 246.33; Sioux Valley Comm, rental - 38.00; Trampe & Assoc, reval/pickup - 7006.59; Nebr Dept of Revenue, caps - 25.00; SC Stationery, supplies - 6.18; Betty O'Neill, supplies - 28.62; Dennis Tank, mileage - 32.83; Doug Lehman, mileage - 271.22; IBM, maint agree - 21.25; Homer Comm School, supt contract - 340.00; Redfield & Co, supplies - 58.96; Siouxland Engineering, services - 708.33; SSC Star, publishing - 12.93; NE NACO, registration - 10.00; Norfolk Printing, printing - 260.15; Star Printing, printing - 66.85; Redfield & Co, supplies - 174.21; SC Stationery, supplies - 9.97; Sioux Business Products, supplies - 48.00; Iowa Office Supply, contract - 87.12; Des Moines Stamp, supplies - 32.90; Redfield & Co, supplies - 105.00; Butterworth, supplies - 51.75; Perkins Stationery, supplies - 63.54; Office Systems, contract - 285.00; Norfolk Printing, printing - 11.40; Sioux Business Products, supplies - 6.40; DAS Materiel Div, supplies - 55.44; Rodney Smith, supplies - 47.72; Computerland, supplies/agreement - 2071.00; Des Moines Stamp, supplies - 105.10; Mead Data Central, supplies - 50.00; A Team Heating, services - 57.59; Bahr Plumbing, repair - 235.00; Bean Electric, repair - 297.65; Black's Welding, repair - 20.00; Coast to Coast, supplies - 106.91; Coast to Coast, supplies - 39.60; City of Dakota City, utilities - 3170.78; Badger State Chemical, supplies - 68.50; Craig Dean, repair - 110.50; Klemett Dean, mileage - 49.68; Klemett Dean, supplies - 15.00; Klemett Dean, supplies - 90.36; Gill Disposal, garbage - 100.00; Midwestern Paper, equip - 225.00; Midwest Gas, utilities - 1028.00; Jackson, Glass, repair - 54.05; Molstad Dist, parts - 19.20; Robertson Imp, blade - 45.92; Sioux Valley Comm, rental - 21.00; Western

Paper, supplies - 181.74; State of Nebr, inspection - 30.00; Zee Medical, supplies - 33.90; Zastrow Saw Shop, services - 8.00; Clerk of District Court, court costs - 1332.95; Beverly Mead, evaluation - 275.00; Hilda Balderas, interpreter - 75.00; Hilda Balderas, interpreter - 25.00; Marcia Mahon, depo - 866.25; Marcia Mahon, depo - 258.30; Marcia Mahon, fee - 50.00; Carlos Dardon, evaluation - 1264.20; Frank Gonazlez, interpreter - 95.00; Ray Cota, interpreter - 29.20; Ray Cota, interpreter - 54.20; Coffee King, supplies - 53.90; Shirley Sides, mental health - 50.00; Dr Vernon Helt, mental health - 50.00; William Binkard, atty fee - 180.00; William Binkard, atty fee - 236.78; Donald Fitch, atty fee - 117.00; Donald Fitch, atty fee - 261.00; Duane Hoffmeyer, atty fee - 357.30; Richard McCoy, atty fee - 936.25; Richard McCoy, atty fee - 853.90; Stuart Mills, atty fee - 353.75; Stuart Mills, atty fee - 419.50; Randy Hisey, atty fee - 1462.55; Lawyers Cooperative - supplies - 512.75; Robert Rehan, atty fee - 692.20; Robert Rehan, atty fee - 382.80; Hurley Law, atty fee - 522.00; Suzanne Brudigan, depo - 85.00; Rita Frost, interpreter - 100.00; Sandra Gutierrez, interpreter - 20.00; Frank Gonzalez, interpreter - 286.55; Dakota County Court, costs - 198.00; Robert Rehan, atty fee - 59.80; Robert Rehan, atty fee - 404.60; Robert Rehan, atty fee - 218.05; Martha McMinn, atty fee - 181.50; Stuart Mills - atty fee - 381.00; Stuart Mills, atty fee - 242.00; Randy Hisey, atty fee - 355.00; Francis Goodwin, atty fee - 571.82; Duane Hoffmeyer, atty fee - 224.80; Duane Hoffmeyer, atty fee - 304.40; Duane Hoffmeyer, atty fee - 545.96; William Giles IV, atty fee - 380.00; Hurley Law, atty fee - 75.00; Donald Fitch, atty fee - 175.00; Donald Fitch, atty fee - 60.00; Donald Fitch, atty fee - 225.00; Donald Fitch, atty fee - 160.00; Donald Fitch, atty fee - 205.00; William Binkard, atty fee - 183.04; William Binkard, atty fee - 123.73; William Binkard, atty fee - 188.79; William Binkard, atty fee - 250.28; William Binkard, atty fee - 221.38; William Binkard, atty fee - 198.64; William Binkard, atty fee - 258.97; William Binkard, atty fee - 188.88; William Binkard, atty fee - 294.34; William Binkard, atty fee - 150.00; William Binkard, atty fee - 377.96; William Binkard, atty fee - 345.52; William Binkard, atty fee - 459.60; Craig Lane, atty fee - 335.00; Brien O'Brien, atty fee - 284.30; Daniel Hartnett, atty fee - 87.50; Sandra Inkster, atty fee - 433.90; Sandra Inkster, atty fee - 50.00; Sandra Inkster, atty fee - 75.00; Sandra Inkster, atty fee - 125.00; Sandra Inkster, atty fee - 87.50; Robert Deck, atty fee - 204.00; Robert Deck, atty fee - 304.00; Robert Deck, atty fee - 383.00; Robert Deck, atty fee - 279.00; Dakota County Sheriff, court costs - 751.82; Omaha World Herald, ad - 89.98; Workers Compensation Court, interpreters - 150.00; Safeguard Business, supplies - 248.56; Colene Boyle, mileage - 56.56; Ramada Inn, lodging - 84.47; Jane Andersen, mileage - 58.32; Veronica Grijalba, mileage - 24.96; Dakota County Extension, misc - 710.23; James Wagner, clothing - 10.00; Randall Walsh, clothing - 10.00; Martin Hohenstein, clothing - 10.00; Steve Heide, clothing - 10.00; Kenneth Blaker, clothing - 10.00; Rodney Herron, clothing - 10.00; Robert Johnson, clothing -10.00; Robert Doenhoefer, clothing - 10.00; State of Nebr Comm, teleprinter - 385.00; Dakota County Sheriff, misc - 421.05; Midwest Typewriter, supplies - 60.00; Executive Copier, contract - 720.00; Motorola Inc, contract - 1248.00; Sioux Valley Comm, supplies - 199.31; Dakota County Road, supplies - 1580.61; Crystal Oil, supplies - 217.00; Jim's Service, supplies - 4.00; Pronto, gas - 171.62; K&S Service, services - 177.51; Casey's, supplies - 12.60; SC Stationery, supplies - 269.79; Sioux Business Products, supplies - 268.30; Harold's, supplies - 58.71; Jackson Glass, repair - 90.00; Siouxland Lock & Key, repair - 38.50; Coast to Coast, supplies - 1.35; Joe Morten, services - 60.00; Applied Electronics, repair - 142.02; Suzanne Brudigan, depo - 41.60; Daniel Burow, services - 262.50; Clark Boardman, supplies - 112.35; Dakota County Treasurer, reimburse - 219.00; Douglas Co Sheriff, services - 17.75; Executive Copy, contract - 86.68; Harold's, supplies - 28.67; Kurt Hohenstein, mileage - 90.25; Laura Knox, reimburse - 4.60; Douglas Luebe, lunch - 6.05; Mead Data, supplies - 20.00; Amy Poland, services - 252.50; Quill Corp,

supplies - 81.77; Redfield & Co, supplies - 87.50; Sioux Business Products, supplies - 3.47; SC Stationery, supplies - 44.86; Sioux Valley Comm, rental - 21.00; SSC Star, publication - 153.41; Beth Tullio, services - 362.50; West Publishing, supplies - 130.00; John Wiley & Sons, supplies - 110.91; Hy Vee, supplies - 2140.19; Coffee King, supplies - 77.85; PA Braunger, supplies - 1162.80; Gillette Dairy, supplies - 357.24; Metz Baking, supplies - 123.69; Carpenter Paper, supplies - 438.25; Jack's Uniform, supplies - 14.95; Wayne Juvenile, inmate boarding - 3765.00; Wal-Mart, supplies - 59.08; Dakota County Sheriff, tabe test - 10.00; Jossey-Bass Inc, tape - 23.25; IPAT, tests - 159.68; Sarpy County Sheriff, house arrest - 381.00; Western paper, supplies - 89.31; US West, phone - 195.58; JP Cooke, supplies - 81.53; Parsons Technology, program - 31.00; DeCentech, hemocue - 50.00; GoodLite, charts - 26.75; SC Journal, classified - 33.60; Diane Spink, mileage - 38.54; Jan Brown, mileage - 102.71; Elva Nottleman, health visits - 216.00; Sioux Business Products, supplies - 32.10; Robertson Implement, parts - 11.70; Town & Country, repair - 14.00; AT&T, phone - 669.02; AT&T, phone - 685.45; Dakota City Postmaster, postage - 2000.00; Klass, Hanks, Stork, fees - 52.50; Pitney Bowes, supplies - 13.95; SC Stationery, chairs - 151.44; US West, phone - 45.56; US West, phone - 1154.90; Executive Copy, repair - 65.00; Cedar County Sheriff, boarding - 975.00; C&H Heavy Duty, storage - 200.00. ROAD AND BRIDGE: Aratex, supplies - 42.02; Circle R, repairs - 175.30; City of SSC, utilities - 79.96; Coast to Coast, parts - 64.92; Dakota Auto, parts - 366.33; Davidson Lumber, fencing - 211.75; Farmers Cooperative, fuel - 2249.08; Fehrs Tractor, supplies - 187.43; Filter Care, filters - 11.35; Firestone, tires - 232.09; Graham Tire, tire - 238.79; Higman Sand & Gravel, supplies - 24862.99; Hydraulic Sales, parts - 26.19; Joe's Surplus, supplies - 39.99; Johnson Hardware, washers - 2.36; K&S Service, tire - 24.00; Kimball Midwest, supplies - 58.34; LACAL, supplies - 320.46; Linweld, tanks - 28.50; NE Nebr Rural Power, rental - 66.15; Nebr Public Power, utilities - 84.98; Siouxland Engineering, hiway 20 project - 3007.70; Siouxland Mack, parts - 64.51; SSC Star, publication - 23.58; Steffen, parts - 9.90; Superior Signals, light - 88.95; Warren Oil, diesel - 325.50; Threaded Products, supplies - 93.99; Torco, alternator - 46.00; US West, phone - 59.77; Walensky Lumber - posts - 8.98; Ziegler, parts/contract - 4806.12. SPECIAL ROAD: Siouxland Engineering, services - 12131.23. POOR RELIEF: Redlers Pharmacy, supplies - 24.20; Redlers Pharmacy, supplies - 9.90; Redlers Pharmacy, supplies - 24.91; Catherine Stolpe, rent - 210.00; Nevitt Ring, rent - 140.00; Redlers Pharmacy, supplies - 24.20; Yankton Medical, supplies - 26.00; Dakota Family Dentistry, services - 165.80; Sav-Mor, supplies - 46.81; Grandview Health, services - 741.00; Redlers Pharmacy, supplies - 1165.55; J&R Pharmacy, supplies - 140.97; Zee Medical, supplies - 39.95; Marian Health, services - 116.85. VICTIMS ASSISTANCE: City of SSC, phone - 88.21; Perkins Stationery, supplies - 48.00. INHERITANCE TAX: The Solution Store, equip - 323.86. WEED: Dakota County Sheriff, services - 36.50; Fimco, parts - 2.24; Knoepfler, repair - 9.14.

The board recessed for lunch at 12:00 p.m. The board meeting reconvened at 1:30 p.m.

Ted Piepho submitted the payroll increase for Todd Trobaugh. The consensus of the board was to authorize the payroll increase for Todd Trobaugh. Commissioner Rohde moved, seconded by Commissioner Hartnett to move to the Board of Equalization at 1:31 p.m. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED

Betty O'Neill, County Assessor, appeared before the board to discuss the senior citizen Motor Vehicle Exemption Application. Commissioner Bobier moved, seconded by Commissioner Hirschbach to approve the Senior Citizen's Application for tax exemption for a Dodge Ram Van Maxiwagon. ROLL CALL VOTE: Huggenberger-

Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED

Commissioner Hirschbach moved, seconded by Commissioner Hartnett to approve the Notice of Valuation Changes as presented by the County Assessor. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED

The county assessor advised the board she received Marion Wood's Homestead application for a new house on August 16, 1991. She also advised the board Mr. Wood has 30 days to appeal to the board.

Commissioner Hartnett moved, seconded by Commissioner Rohde to reconvene as Board of Commissioners. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED at 1:38 p.m.

Commissioner Rohde moved, seconded by Commissioner Bobier to approve the tax list corrections as presented by the County Assessor. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED

Betty O'Neill stated that they may need 3 more people after the first of the year if the legislature puts personal property back on and that was not included in the budget.

Robert Giese, County Treasurer, appeared before the board to discuss the distress warrants. Commissioner Hirschbach moved, seconded by Commissioner Hartnett to issue the distress warrant with the same qualifications as last year. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED

Commissioner Hartnett moved, seconded by Commissioner Bobier to issue tax sale certificates on parcels which taxes are delinquent for more than 2 years. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED

Mr. Giese gave the pledged securities for the Dakota County Treasurer as of June 30, 1991 and his May and June official's report.

Commissioner Rohde moved, seconded by Commissioner Bobier to accept the officials reports of the County Clerk for July, Register of Deeds for July, and Clerk of District Court for July. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED

Commissioner Huggenberger opened the public hearing for the county's Fy 1991-92 budget at 2:00 p.m. Linda Libengood appeared before the board. She stated that we will collect about \$6,200 lodging tax per month.

No one was in the audience to offer comments about the budget. Chairman Huggenberger opened the public hearing for comments concerning whether the County Board should consider a 5% increase in property tax as authorized by statute. No one was in attendance to offer testimony or comment concerning the 5% increase. Discussion was had whether to pave 9th Street road and to build a joint law enforcement center.

Warren Johnston discussed the Veteran's Aid Budget with the board.

Chairman Huggenberger closed the public hearing at 2:45 p.m.

Commissioner Hirschbach moved, seconded by Commissioner Hartnett to reduce the Veterans tax by \$3,000 and add \$3,000 to Institutions, decrease the Weed fund cash reserve fund by \$5,000, and increase Major Road and Bridge necessary cash reserve by \$5,000. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED

Commissioner Bobier moved, seconded by Commissioner Rohde to increase the tax asking by 5% as authorized by the state under the lid. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED

Jim Graham appeared before the board. He renamed three roads and he is ready to order the Road Signs. Commissioner Rohde moved, seconded by Commissioner Bobier to approve the road names as named on the map. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED

Colene Boyle appeared before the board. She wanted to verify that the deputy's salaries would remain the same and she wanted to know about any raises. The County board said that they froze the maximum for each classification, but that employees could receive a raise if they were not at their maximum rate of pay.

Commissioner Bobier moved, seconded by Commissioner Rohde to approve abandoned vehicle title numbers 79251 and 79107 and to assign the titles to the towing agency for the towing and storage charges against the vehicles. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED

The board recessed for a 10 minute break at 2:53 p.m. The board dicussed whether they would appoint Arnie Mellick as Planning and Zoning Administrator. Commissioner Hirschbach moved, seconded by Commissioner Hartnett to appoint Arnie Mellick as Planning & Zoning Administrator at a salary of \$4,000 annually effective September 30, 1991. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED

Commissioner Hirschbach moved, seconded by Commissioner Hartnett to refinance the motor grader through NACO lease purchase option. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED

Commissioner Rhode moved, seconded by Commissioner Hartnett to recess at 3:35 p.m. until 9:00 a.m. August 23, 1991 to make an annual tour of the roads and to adopt the budget. ATTEST: _____

County Clerk
Board Chairperson * * * * *
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DAKOTA COUNTY BOARD OF COMMISSIONERS
AUGUST 23, 1991 PROCEEDINGS
A Continuation of the August 19, 1991 Proceedings
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger reconvened their meeting at 9:06 a.m.

PRESENT: Commissioners Hirschbach, Hartnett, Rohde, Huggenberger and Ted Piepho, Secretary. ABSENT: Commissioner Bobier Commissioner Hirschbach arrived at 9:15 a.m.

Kurt Hohenstein appeared before the board to discuss the Mildred Maurice estate. Mr. Hohenstein stated that he planned to take the issue to the Supreme Court, but the County could pay the \$40,000 back to the estate if they wanted. The board agreed to have Mr. Hohenstein take this matter to Supreme Court.

The board discussed the land between the Paddock & Joe's Surplus and asked if it was up for tax sale. Mr. Hohenstein advised them that the taxes had been paid. Prior to the Beerman's bankruptcy it was transferred to the name of Green Valley Management Co.

The board asked Mr. Hohenstein about the Linda Schovanec property West of the courthouse. The board said Mrs. Schovanec had an interested party to purchase the property for \$18,000. The board authorized Mr. Hohenstein to negotiate the purchase of the property for \$12,000.

Mr. Hohenstein reported that the negotiations on the property north of IBP between Dakota Industrial Development and the Kramper sisters were \$2,000 apart.

Sheriff Jim Wagner discussed the number of prisoners in jail. Mr. Wagner said they were back transporting prisoners to other counties. He also discussed the problem of prisoners escaping from the fenced in recreational area. Mr. Wagner will contact construction companies for suggestions and costs to safeguard from escapes while inmates are in the recreational area.

Resolution for Adoption and Appropriations WHEREAS, a proposed county budget for the fiscal year July 1, 1991 to June 30, 1992 prepared by the budget making authority, was transmitted to the county board on the 30th day of July, 1991. NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Dakota County, Nebraska as follows: Section 1. That the budget for the fiscal year July 1, 1991 to June 30, 1992 as categorically evidenced by the budget document be, and the same hereby is, adopted as the budget for Dakota County for said fiscal year. Section 2. That the offices, departments, activities and institutions herein named are hereby authorized to expend the amounts herein appropriated to them during the fiscal year beginning July 1, 1991 and ending June 30, 1992. 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 19th day of August, 1991. Commissioner Hartnett moved, seconded by Commissioner Rohde, to adopt the preceeding Resolution of Adoption and Appropriations and the budget as discussed in Monday's meeting bu to increase the Necessary Cash Reserve in the General Fund from \$300,000 to \$403,000 and to increase the Special Road Fund Revenues to show a \$150,000 revenue for a loan and increase expenditures of the Special Road Fund by \$150,000 to pave the 9th Street Road. Be it further resolved to increase the tax asking by 5% in accordance with the lid. ROLL CALL VOTE: Bobier-Absent, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Hirschbach to adjourn at 10:30 a.m. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Absent, Hirschbach-Yea, UNANIMOUS MOTION CARRIED ATTEST: _____

County Clerk

Board Chairperson * * * * *
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DAKOTA COUNTY BOARD OF COMMISSIONERS
SEPTEMBER 3, 1991 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called the meeting to order at 1:30 p.m. PRESENT: Commissioners Huggenberger, Hartnett, Bobier, Rohde and Theodore Piepho, Secretary. ABSENT: Commissioner Hirschbach. Commissioner Hartnett moved, seconded by Commissioner Bobier, to approve the minutes of the August 19, 1991 meeting as typed in the official record. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Bob Hirsch appeared before the board on behalf of Four Star Convenience to request that they be authorized to remove part of the median in front of their business. Discussion was had. Kurt Hohenstein state that the negotiations on the land north of IBP were going well. There is a verbal agreement between D.I.D. and the landowners. D.I.D. is offering \$25,000.00 per acre and they have applied for a \$10,000.00 per acre grant from the state. Commissioner Hartnett moved, seconded by Commissioner Bobier, to approve Resolution 91-15 regarding the sale of liquor as follows: RESOLUTION 91-15

WHEREAS; LB 354, 1991 was introduced in the 1991 Legislature.

WHEREAS; LB 354, 1991 amends Nebraska State Statute 53-179 to authorize the local governing body to authorize the sale of liquor by the drink between 12:00 noon Sunday and 1:00 a.m. Monday morning.

WHEREAS; the County Board has had a request to authorize same.

BE IT THEREFORE RESOLVED; No alcoholic liquors, including wine or beer, shall be sold at retail, delivered or consumed on the premises where the same is purchased, on any day of the week between the hours of 1:00 a.m. and 6:00 a.m.

BE IT FURTHER RESOLVED; No person except the licensee or his employee shall remain on licensed premises where alcoholic liquor, including beer, is legally sold at retail, delivered or consumed on the premises where the same is purchased, after the hour fixed for the cessation of the retail sale, delivery or consumption of alcoholic liquors, including beer, on such premises; and all such licensed premises shall be closed and securely locked during the hours fixed herein when it is unlawful for persons to remain on such premises, unless the recipient of such license has some other business in connection therewith.

BE IT FURTHER RESOLVED; The sale of alcoholic liquors, wine and beer, on the first day of the week, commonly called Sunday, shall be regulated as follows:

1. Liquor "Off Sale" (excepting beer and wine) shall be prohibited at all times on Sunday.
2. Liquor by the drink "On Sale" (excepting beer and wine) may be sold and consumed on the premises between the hours of 12:00 Noon Sunday and 1:00 a.m. of the following day.
3. Beer and wine "On and Off Sale" may be sold and consumed on the premises between the hours of 10:00 a.m. Sunday and 1:00 a.m. the following day.

AND FINALLY, BE IT RESOLVED; that this resolution rescinds any other resolutions governing the time of the sale of alcoholic liquors previously adopted by the County Board of Commissioners.

PASSED and adopted this 3rd day of September, 1991.

Commissioner

Commissioner

Commissioner

Commissioner

Commissioner ROLL CALL VOTE:

Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Commissioner Hartnett moved, seconded by Commissioner Bobier, to approve the 14' by 40' addition of the Jackson Marina and to include it within the license of the Jackson Marina. BE IT FURTHER RESOLVED that the County Board recommends that the State Liquor Control Commission likewise approve the addition to license of Jackson Marina. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Absent, UNANIMOUS MOTION CARRIED Betty O'Neill, County Assessor, appeared before the board. Commissioner Rohde moved, seconded by Commissioner Hartnett, to convene as Board of Equalization. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Absent, Hartnett-Yea, UNANIMOUS MOTION CARRIED at 1:55 p.m. The County Assessor presented applications for renewal of Motor Vehicle exemption from South Sioux First Southern Baptist Church on a 1979 Chevrolet, VIN CG13390142513, and a HMDE 2 wheel trailer. Commissioner Bobier moved, seconded by Commissioner Hartnett, to approve the applications for MV exemption as presented. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Hartnett, to reconvene as Board of Commissioners. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED at 1:57 p.m. The County Assessor presented several Tax List Corrections to the board. Commissioner Hartnett moved, seconded by Commissioner Bobier, to approve the tax list corrections as presented by the County Assessor. ROLL CALL VOTE: Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Bobier, to set the opening of bids on the Westover Drainage Project for October 15, 1991 at 2:00 p.m. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Absent, UNANIMOUS MOTION CARRIED The board opened the bids to pave 9th Street road. The bids were as follows: Concrete Specialty - \$343,287.60 -less \$18,280.00 for June 1992 completion instead of December 1991. SCE - \$359,515 - less \$1000.00 for June 1992 completion date instead of December 1991. Gill Construction - \$295,275.90 - less \$2,000.00 for a June 1992 completion date instead of December 1991. The

board discussed the architect contract for the Law Enforcement Center and the Jail.

Commissioner Rohde moved, seconded by Commissioner Bobier, to pass Resolution 91-16, a Termination of Contract, and Resolution 91-17, a Termination of Lease and Agreement, and authorize the Chairman to sign all necessary documents. The Resolutions are as follows: RESOLUTION 91-16

TERMINATION OF CONTRACT

WHEREAS, by contract dated December 15, 197 and filed for record on December 30, 1975 in Miscellaneous Book 46, Page 131 of the Records of Dakota County, Nebraska, the County of Dakota, Nebraska (hereafter "County"), Gordon P. Bakken (hereafter "Bakken"), Pamida, Inc., (hereafter "Pamida") and First National Bank in Sioux City, Trustee, entered into certain agreements relating to the issuance of Industrial Development Revenue Bonds denominated Series A (Pamida Distributors Co. Project) in the total sum of \$675,000;

WHEREAS, such bonds and all coupons pertaining thereto have been redeemed and the parties now desire to terminate the provisions said contract;

NOW, THEREFORE, the parties agree that the contract entered into between them on December 15, 1975 and recorded of record December 30, 1975 in Miscellaneous Book 46, Page 131 of the Records of Dakota County, Nebraska is hereby terminated.

Pamida and Bakken further represent and warrant to the County and to the trustee that no third party holds any rights in and to said contract or to the real estate or personalty referred to therein.

Pamida further represents and warrants to the County, Bakken, and the Trustee that it is the successor in interest to Pamida Distributors Co., an Iowa corporation, an original signatory to said contract.

IN WITNESS WHEREOF, the parties have executed this agreement as of the 3rd day of September, 1991.

Passed this 3rd day of September, 1991.

County of Dakota, Nebraska

By:

Commissioners
Chairman of the Board of

And:

County Clerk

RESOLUTION 91-17

TERMINATION OF LEASE AND AGREEMENT

This Termination of Lease and Agreement is made and entered into by and between the County of Dakota, Nebraska, hereafter "County", Gordon P. Bakken, hereafter, "Bakken", and Pamida, Inc., a Delaware corporation, hereafter "Pamida".

WHEREAS, the County and Bakken entered into a certain lease and agreement dated December 15, 1975 and filed of record December 30, 1975 in Miscellaneous Book 46, Page 136 in the Records of Dakota County, Nebraska which lease was entered into pursuant to a certain issue of Industrial Development Revenue Bonds denominated Series A (Pamida Distributors Co. Project) in the total sum of \$675,000 and dated December 15, 1975;

WHEREAS, Pamida is the successor in interest to the sublessee of Bakken;

WHEREAS, the bonds issued pursuant to such authorization by the County have been fully paid and retired and no coupons remain outstanding thereon, and the trustee of such bonds has provided assurance to the County of such fact; and

WHEREAS, the parties now desire to terminate the lease and agreement as aforementioned;

NOW, THEREFORE, the parties agree as follows:

1. The lease and agreement heretofore entered into between the County of Dakota, Nebraska, as lessor, and Gordon P. Bakken, as lessee, dated December 15, 1975 and filed of record December 30, 1975 in Miscellaneous Book 46, Page 136 is hereby terminated.

2. Bakken and Pamida represent and warrant to the County that a certain assignment of said lease to Marshall Foods, Inc. as shown by instrument filed in Miscellaneous Book 48, Page 546 of the Records of Dakota County, Option to Extend Lease Term to October 31, 1994 as shown by instrument filed December 27, 1977 in Miscellaneous Book 49, Page 127 of the Records of Dakota County, and Assignment of said lease to Pamida, Inc. as shown by instrument filed January 10, 1983 in Miscellaneous Book 54, Page 475 of the Records of Dakota county, served to create and further serve to terminate the interest of Marshall Foods, Inc. in said lease and that only Bakken as lessee and Pamida as sublessee have and currently hold any interest in said lease and agreement.

3. Pamida has joined in this agreement for the purpose of signifying its consent to the termination of the lease and agreement between the County and Bakken and to join in the representation made by Bakken and Pamida in the preceding paragraph.

County of Dakota, Nebraska

By:

Chairman, Board of Commissioners

And:

County Clerk

ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Absent, Hartnett-Yea, UNANIMOUS MOTION CARRIED Jim Wagner, County Sheriff, appeared before the board to discuss the fence surrounding the jail recreational area. Commissioner Rohde moved, seconded by Commissioner Bobier, to authorize the County Sheriff to enclose the top of the jail's outdoor recreational area out of the Jail Fund. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Commissioner Hartnett spoke about the Recycling Committee. The committee meets once a month. There is also a collection point at First Lutheran Church in South Sioux City once a month. The committee would like the courthouse to recycle paper. They would like to know the quantity of paper generated by the courthouse to see if this is feasible. The board briefly discussed the Mildred Morris Estate and since it was discussed Friday, August 23, 1991, nothing more was done.. Arnie Mellick appeared before the board regarding the loop detector at the IBP light. They would like a new loop detector and IBP would be responsible for 50% of the cost. The board discussed the Public Defender's Office and whether the full board would like to sit in on the interviews. Commissioner Rohde moved, seconded by Commissioner Hartnett, to reconvene as Board of Equalization to set levies. ROLL CALL VOTE: Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED at 4:15 p.m. The board discussed levies for the 91-92 budget. Commissioner Hartnett moved, seconded by Commissioner Rohde, to adopt the levies as follows: DRAFT COPY DAKOTA COUNTY LEVIES 91-92 DAKOTA COUNTY VALUATION-\$445,958,238. POLITICAL SUBDIVISIONS TAX RATE PER ONE HUNDRED DOLLARS VALUATION

90/91

91/92 County General Fund-----
 .3241----- .3710 Major Road & Bridge Improvement Fund-----
 ----- .0492----- .0195 County Road and Bridge Fund-----
 ----- .0672----- .0573 County Relief Medical-----
 ----- .NONE----- .NONE Institutions Fund-----
 ----- .0071----- .0073 Soldiers &
 Sailors (Veteran's Aid)----- .0004----- .0002
 Noxious Weed Control Fund----- .0112-----
 ----- .0037 Inheritance Tax Fund-----
 ----- .NONE----- .NONE NEDEEP-----
 ----- .NONE----- .NONE County Visitor's Promotion Fund-----
 ----- .NONE----- .NONE Crime Victims Assistance Fund---
 ----- .NONE----- .NONE TOTAL COUNTY TAX
 RATE----- .4592----- .4590 Everybody pays the Total County Tax
 Rate

 ***** CITY/VILLAGE GENERAL BOND POLICE RETIREMENT SPEC. ASSESS.
 90/91-----91/92 TOTAL TOTAL Dakota City .3835 ----
 -- .4404 .9807----- .8239 Emerson NOTSET ----
 (SET BY DIXON COUNTY)----- .7075-----NOTSET Homer
 .3651 ----- .4429----- .3651 Hubbard
 .2678 ----- .3162----- .2678 Jackson
 .2901 ----- .3349----- .2901 South
 Sioux City .2647 .2151 .0121 .0364(LIBRARY) .5102-----
 .5283 All residents living within the incorporated limits of a city or village
 pay the respective tax rate for said city or village.

 ***** SCHOOL DISTRICT GENERAL BOND SINKING NON-RESIDENT HIGH
 ASBESTOS 90/91-----91/92 TOTAL TOTAL #4 Jackson .8387 ----
 ----- .6577 ----- 1.3832-----1.4964 #6 Willis ---
 -- ----- (JOINED PONCA'S SCHOOL DISTRICT)----- .8240----- .---- #11 So.

Sioux City 1.0187 .1615 .0465 ----- 1.2341-----
 1.2267 #31R Homer .9147 ----- .1416 ----- .0658
 1.2869-----1.1221 #561 Emerson-Hubb. ----- (SET BY THURSTON
 COUNTY)----- 1.7213-----NOTSET #70 ----- (SET
 BY DIXON COUNTY) ----- 1.2108-----NOTSET #1 -----
 ----- (SET BY DIXON COUNTY) ----- .8836-----NOTSET #1A ---
 -- ----- (SET BY DIXON COUNTY) ----- .7904-----NOTSET Residents
 pay the tax levy to the school district in which they reside.

SUBDIVISION		GENERAL	PROJECT	CAPITOL
90/91	91/92	IMPROV.	CONSTRUCTION	TOTAL
Agricultural Society		-----	-----	.0144
.0134 (2-203.02).0023		(2-203.03).0074		(2-203.06).0037
*Educational Service Unit#1	.0332	-----	-----	.0323
.0332 Historical Society		.0027	-----	-----
.0030	.0027	*Lower Elkhorn NRD	.0285	-----
---	.0295	.0285 *Papio Missouri NRD		.0321
-----	-----	.0322	.0321 *NE Tech. Community College	.0638
-----	.0081	-----	.0724	.0719

Each resident pays the respective rate to each of the political subdivision in this class except for the Lower Elkhorn and Papio Missouri NRD. Individuals living in the Village of Emerson pay the Lower Elkhorn Tax Rate and other taxpayers in Dakota County pay the Papio Missouri NRD Tax Rate.

RURAL FIRE PROTECTION		GENERAL BOND	SINKING	AMBULANCE
90/91	91/92 TOTAL	TOTAL Dakota	Covington	
.0159	-----	.0507	.0502 Emerson	.0343
.0389	-----	.0189	.0076	.0670 Homer
.0529	-----	.0026	-----	.0540
-----	-----	(SET BY DIXON COUNTY)	.0164	.0555 *Ponca Rural
-----	-----	(SET BY DIXON COUNTY)	.0303	NOTSET *Waterbury Rural
				NOTSET City and Village

Residents do not pay the tax rates within this class. All rural residents pay the tax rate for the respective Rural Fire Protection District that they reside in.

BOLD- These levies are set by governing bodies other than the Dakota County Board. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Absent, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Bobier, to reconvene as Board of Commissioners. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Absent, Hartnett-Yea, UNANIMOUS MOTION CARRIED at 4:50 p.m. The board discussed bonds. Commissioner Rohde moved, seconded by Commissioner Bobier, to approve the payroll claims as follows: COUNTY ROAD PAYROLL: Gross salaries- \$6389.43, Employers Social Security- \$431.55, Employers Share Retirement- \$298.77, Employers Share Blue Cross- 718.19. Kenneth D. Hansen- 548.00, Walter Heinemann- 624.80, Robert Jacobsen- 624.80, Richard McNear- 620.80, Marlan G. Millard- 624.80, Willis Roeber- 620.80, Earl K. Stading- 620.80, Raymond Reed Jr.- 616.80, Randall A. Crombie- 616.80, Arnold Mellick- 705.73, Stewart Anderson- 165.30. ROAD FUND Employee withholding paid to: Federal- 443.04, State- 134.45, FICA- 431.55, Retirement- 199.18, Credit Union- 17.00, Blue Cross- 617.74, Lonestar- 9.76, Colonial- 130.39, Union Dues- 98.00. COUNTY GENERAL FUND: Gross salaries- \$42675.66, Employers Social Security- \$3152.33, Employers Share Blue Cross- \$4217.87, Employers Share Retirement- \$1855.46. Gretchen R. Hirschbach- 346.15, Daniel J. Rohde- 346.15, Jack D. Bobier- 346.15, Jackie Hartnett- 346.15, James Huggenberger- 346.15, Theodore A. Piepho- 942.30, Marilyn Davis- 615.38, Phyllis

Ridge- 465.45, Linda Larson- 235.13, Nanci Walsh- 127.20, Bertha Olson- 400.00, Robert H. Giese- 942.30, Irene VanLent- 640.00, Charlotte J. Doenhoefer- 520.00, Ruth M. Jensen- 520.00, Ruth P. Warnock- 520.00, Mardell A. Sorensen- 520.00, Mark J. Dorcey- 346.15, Margaret Rahn- 640.00, Betty O'Neill- 942.30, Madelyn S. Thorsland- 640.00, Shirley A. Bentz- 540.00, Karen S. Twohig- 620.00, Douglas Lehman- 700.00, Dennis Tank- 560.00, Rita Deichert- 420.00, Colene H. Boyle- 942.30, Veronica Grijalba- 640.00, Shirley J. Frank- 338.63, Janet Engel- 540.00, Shirley Sides- 269.50, Klemett Dean- 816.16, Marvin G. Nielsen- 520.00, Patricia A. Stingley- 714.10, Thersa Lieber- 29.75, James L. Wagner- 1153.85, Linda E. Wilson- 640.00, Randall J. Walsh- 793.25, Martin V. Hohenstein- 720.00, Sharon L. Hartnett- 641.60, Joy K. Nixon- 512.00, Sharon L. Graves- 542.80, Kenneth Blaker- 673.80, Stephen Heide- 673.80, Rodney Herron- 673.80, Robert Johnson- 673.80, Robert Doenhoefer- 673.80, Bonnie Kempers- 400.00, Kurt A. Hohenstein- 942.30, Douglas Luebe- 673.08, Pamela Koster- 686.23, Laura Knox- 1846.15, Cherie Hogan- 591.89, Tracey Eslick- 538.00, Michael P. Schmiedt- 961.54, Neva M. Neal- 124.20, Adrienne G. Harral- 544.38, Brian R. Lamb- 540.00, Linda J. Schovanec- 327.38, Jason Johansen- 521.55, Kathleen Hansen- 533.75, Gary Buck- 498.00, Todd Trobaugh- 450.00, Sandra Gutierrez- 500.20, Todd Trobaugh- 67.50, Sandra Gutierrez- 17.50, Margaret Stingley- 354.38, Kathleen Keeler- 500.00, Bruce Hovey- 115.38, Margaret Kunzie- 659.95, Janice C. Brown- 1566.40, Gloria Ann Dwyer- 498.75, Diane Spink- 288.39, Dr. Larry Hansen- 200.00, Dr. Larry Hansen- 69.23, Warren Johnston- 640.00. GENERAL FUND Employee withholding paid to: Federal- 4365.38, State- 1148.26, FICA- 3143.15, Retirement- 1236.94, Credit Union- 1688.00, Deferred Comp.- 125.00, Blue Cross- 1143.30, Lonestar- 2.44, Colonial- 501.35. COUNTY WEED CONTROL FUND: Gross salaries- \$475.09, Employers Social Security- \$36.34, Employers Share Retirement- 22.80, Employers Share Blue Cross- 71.86. R. Richard Graham- \$475.09. WEED FUND Employee withholding paid to: Federal- 48.50, State- 13.09, FICA- 36.34, Retirement- 15.20. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED
Commissioner Rohde moved, seconded by Commissioner Bobier, to pass Resolution 91-18 to refinance the County's motor graders as follows: IN THE COUNTY OF DAKOTA IN THE STATE OF NEBRASKA

RESOLUTION NO. 91-18

A RESOLUTION APPROVING THE EXECUTION AND PERFORMANCE OF A LEASE-PURCHASE AGREEMENT WITH NACO LEASING CORPORATION FOR ACQUISITION OF PROPERTY.

BE IT RESOLVED by the Board of Commissioners of the County of Dakota, in the State of Nebraska, that this Board hereby approves and authorizes the acquisition by the County of equipment through a Lease-Purchase Agreement with NACO Leasing Corporation. The Lease-Purchase Agreement shall include the following terms:

1. Principal Amount: \$168,950.00 2. Interest Rate 5.00% 3. Payment Amount: \$4,594.28 4. Term and Payment Frequency: 9/10/91-1/10/95; monthly

Settlement and closing of the Lease-Purchase Agreement shall be on or about September 10, 1991. NACO Leasing Corporation shall send payment to the equipment vendor or owner for acquisition of the equipment on the date on which NACO Leasing Corporation receives the signed Lease-Purchase Agreement and accompanying documents from the County.

BE IT FURTHER RESOLVED, that the Chairman or Vice Chairman of the Board of Commissioners and the County Clerk are hereby authorized and directed to sign the Lease-Purchase Agreement and related certificates and documents.

This Resolution shall be in full force and effect from and after its passage.

Passed and adopted this 4th day of September, 1991.

Chairman, Board of Commissioners

Commissioner

Commissioner

Commissioner

Commissioner

CERTIFICATE OF COUNTY CLERK

The undersigned, duly qualified and elected County Clerk of the County of Dakota, Nebraska, hereby certifies that the foregoing Resolution was duly adopted at a regularly called meeting of the Board of Commissioners, held on the date written above, and that advance notice of the meeting was published and provided as required by law. The undersigned further certifies that all of the Commissioners of the County signed the Resolution except _____, who was absent from the meeting.

County Clerk ROLL CALL VOTE:

Bobier-Yea, Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Hartnett, to adjourn. ROLL CALL VOTE: Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED at 5:20 p.m. ATTEST:

County Clerk
Board Chairperson * * * * *
* * * * *

DAKOTA COUNTY BOARD OF COMMISSIONERS
SEPTEMBER 16, 1991 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called the meeting to order at 10:00 a.m. PRESENT:
Commissioners Huggenberger, Hartnett, Bobier, Rohde, Hirschbach and Theodore

Piepho, Secretary. ABSENT: All Present. Margaret Kunzie explained that the Surplus Line Insurer, previously discussed, is not licensed in Nebraska and that was the reason the Board must sign the document. Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve the minutes of the September 3, 1991 meeting as typed in the official record. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED The board reviewed the claims. Chairman Huggenberger recessed the meeting for lunch at 11:45 a.m. Chairman Huggenberger reconvened the meeting at 1:30 p.m. Mr. Jerry McGill with Commonwealth Cancer Insurance appeared before the board. Mr. Gill was presenting a new type of cancer plan and wish to have payroll deduction used for the premiums. The Board told Mr. Gill that they do not endorse insurance companies to the employees and do not want to give one vendor the advantage over another. Jim O'Kane, Volunteer Coordinator, and Shelly Allison with the United Way spoke to the board. Mr. O'Kane stated that Dakota County employees were very generous in the past, and that last year donations from county employees had doubled. Ms. Allison requested that a letter of endorsement of the United Way from the Board be written and posted on the Courthouse bulletin boards. Commissioner Hartnett moved, seconded by Commissioner Bobier, to write a letter endorsing the United Way campaign. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Kurt Hohenstein and John McNeil informed the board that an agreement had been reached between Krampers and D.I.D. concerning the land north of IBP. Commissioner Hirschbach stated that the people had been left with the impression that the Board of Commissioner would condemn the land if an agreement had not been reached, when in actuality, it was unlikely that this would happen. She also stated that Kurt Hohenstein was a volunteer mediator with no extra pay for his help. Bruce Hovey recommended to the Board that they award the bid on the 9th Street Road Project to Gill Construction with a June 15, 1992 completion date. Commissioner Rohde moved, seconded by Commissioner Hirschbach, to award the bid on the 9th Street Road Project to Gill Construction. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED Bruce Hovey also presented the Road Department's Annual Report to the board. Commissioner Rohde moved, seconded by Commissioner Hirschbach, to approve the Annual Report as presented. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED Betty O'Neill, County Assessor, presented tax list corrections to the board. Discussion was had. Commissioner Bobier moved, seconded by Commissioner Rohde, to approve the tax list corrections as presented by the County Assessor. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED Betty O'Neill also told the board that Trampe and Associates had been sold to Darrell Standard and Wayne Cooper. This will not affect their work with the County. Informal hearings should be held in January and February. Mr. Bob Meyer, a traffic engineer with the State Highway Department, spoke with the board regarding the removal of a section of median on IBP Avenue. Mr. Meyer recommended that the board not remove any part of the median. He felt that the board should be looking ahead and put in frontage roads along both sides of IBP Avenue. The more driveways opening onto IBP Avenue, the more traffic flow is hindered. There is also a greater chance for accidents. It was the consensus of the board not to do anything with the median. The contract for the architect for the Law Enforcement Center and the Jail was discussed. Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to sign the contract for the architect. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED James Wagner, County Sheriff, appeared before the board regarding the transportation of Juveniles. The rate paid to jailors for transporting juveniles, when called out, is \$10.00 for the first hour and \$5.00 for each additional hour. Mr. Wagner can no longer get people to transport when

needed. He suggested that the rate of pay be changed to a flat \$10.00 per hour. There was a general consensus to do so. Mr. Wagner also discussed with the board the current jail situation. At the present there are 43 prisoner in the jail, plus five on electronic monitoring and 19 being boarded at other facilities. The board discussed the claims. It is the policy of the Board not to pay for flowers with the taxpayers money. It was suggested that they be paid for out of the pop fund. Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve the payroll and claims as follows, except the claim from the County Attorney's Office for flowers. COUNTY ROAD PAYROLL: Gross salaries- \$6408.29, Employers Social Security- \$432.98, Employers Share Retirement- \$299.76, Employers Share Blue Cross- 718.19. Kenneth D. Hansen- 568.56, Walter Heinemann- 624.80, Robert Jacobsen- 624.80, Richard McNear- 620.80, Marlan G. Millard- 624.80, Willis Roeber- 620.80, Earl K. Stading- 620.80, Raymond Reed Jr.- 616.80, Randall A. Crombie- 616.80, Arnold Mellick- 741.73, Stewart Anderson- 127.60. ROAD FUND Employee withholding paid to: Federal- 447.11, State- 135.59, FICA- 432.98, Retirement- 199.83, Credit Union- 17.00, Blue Cross- 617.74, Lonestar- 9.76, Colonial- 130.39, Union Dues- 98.00. COUNTY GENERAL FUND: Gross salaries- \$42137.80, Employers Social Security- \$3101.98, Employers Share Blue Cross- \$4217.87, Employers Share Retirement- \$1831.01. Gretchen R. Hirschbach- 346.15, Daniel J. Rohde- 346.15, Jack D. Bobier- 346.15, Jackie Hartnett- 346.15, James Huggenberger- 346.15, Theodore A. Piepho- 942.30, Marilyn Davis- 615.38, Phyllis Ridge- 477.05, Nanci Walsh- 424.00, Bertha Olson- 413.13, Robert H. Giese- 942.30, Irene VanLent- 640.00, Charlotte J. Doenhoefer- 520.00, Ruth M. Jensen- 520.00, Ruth P. Warnock- 520.00, Mardell A. Sorensen- 520.00, Mark J. Dorcey- 346.15, Margaret Rahn- 640.00, Shirley Sides- 132.00, Betty O'Neill- 942.30, Madelyn S. Thorsland- 640.00, Shirley A. Bentz- 540.00, Karen S. Twohig- 540.00, Douglas Lehman- 700.00, Dennis Tank- 560.00, Rita Deichert- 420.00, Colene H. Boyle- 942.30, Veronica Grijalba- 640.00, Shirley J. Frank- 333.38, Janet Engel- 555.20, Shirley Sides- 167.75, Klemett Dean- 816.16, Marvin G. Nielsen- 520.00, Patricia A. Stingley- 592.00, James L. Wagner- 1153.85, Linda E. Wilson- 640.00, Randall J. Walsh- 758.65, Martin V. Hohenstein- 846.30, Eric Reed- 204.00, Sharon L. Hartnett- 640.00, Joy K. Nixon- 537.60, Sharon L. Graves- 660.80, Kenneth Blaker- 673.80, Stephen Heide- 673.80, Rodney Herron- 768.28, Robert Johnson- 780.09, Robert Doenhoefer- 768.28, Bonnie Kempers- 400.00, Kurt A. Hohenstein- 942.30, Douglas Luebe- 673.08, Pamela Koster- 583.99, Laura Knox- 1230.77, Cherie Hogan- 509.95, Tracey Eslick- 454.25, Michael P. Schmiedt- 961.54, Neva M. Neal- 124.20, Adrienne G. Harral- 598.00, Brian R. Lamb- 621.04, Linda E. Wilson- 249.99, Linda J. Schovanec- 384.79, Jason Johansen- 536.80, Kathleen Hansen- 823.50, Gary Buck- 633.75, Todd Trobaugh- 240.00, Sandra Gutierrez- 561.20, Margaret Stingley- 410.88, Kathleen Keeler- 460.00, Bruce Hovey- 115.38, Margaret Kunzie- 531.20, Janice C. Brown- 920.00, Gloria Ann Dwyer- 468.75, Dr. Larry Hansen- 200.00, Dr. Larry Hansen- 69.23, Patricia Glover- 395.64, Warren Johnston- 640.00. GENERAL FUND Employee withholding paid to: Federal- 4175.09, State- 1096.21, FICA- 3101.98, Retirement- 1220.63, Credit Union- 1704.43, Deferred Comp.- 125.00, Blue Cross- 1143.30, Lonestar- 2.44, Colonial- 445.85. COUNTY WEED CONTROL FUND: Gross salaries- \$475.09, Employers Social Security- \$36.34, Employers Share Retirement- 22.80, Employers Share Blue Cross- 71.86. R. Richard Graham- \$475.09. WEED FUND Employee withholding paid to: Federal- 48.50, State- 13.09, FICA- 36.34, Retirement- 15.20. GENERAL FUND: Margaret Kunzie, mileage - 45.76; SIMPCO, expenses FY1991 - 706.00; SSC Star, printing - 640.64; Des Moines Stamp Mfg, stamps - 118.00; Iowa Office Supply, supplies - 28.69; SC Stationery, supplies - 103.87; Theodore Piepho, mileage - 54.76; Nadine Johanson, prior benefit - 17.00; Robert Giese, mileage - 54.63; Monroe Systems, ribbons - 43.60; Sioux Business Prod, pens - 5.24; Norfolk Printing Co, supplies - 134.45; Marshall & Swift, seminar - 240.00; IBM Corp, maintenance - 226.82; Wal-Mart, supplies - 37.32; SC Stationery, supplies - 39.79; Trampe & Assoc, reval -

4106.25; Dennis Tank, mileage - 28.42; Doug Lehman, mileage - 139.16; Homer Comm School, supt contract - 340.00; Iowa Office Supply, envelopes - 17.72; SSC Star, printing - 211.95; Siouxland Engineering, services - 708.33; SSC Star, publishing - .42; Sioux Business Prod, supplies - 44.97; Redfield & Co, journals - 325.81; Iowa Office Supply, supplies - 107.08; Clerk of Dist Court, cart - 14.71; SSC Star, printing - 55.35; Polk, directory - 100.05; West Publishing, supplies - 151.50; Standard Office, toner - 42.00; Sioux Business Prod, file - 16.64; DAS Materiel, supplies - 10.00; Shepard's McGraw-Hill, citations - 194.40; SC Stationery, supplies - 10.02; West Publishing, supplies - 388.00; Laserlaw Inc, diskette - 309.75; Rodolfo Muniz, interpreter - 100.00; Hilda Balderas, interpreter - 148.84; Ray Cota, interpreter - 179.30; Frank Gonzalez, interpreter - 293.54; Alan Curtiss, atty fee - 523.00; Alan Curtiss, Atty fee - 301.00; Brien O'Brien, atty fee - 170.00; Brien O'Brien, atty fee - 735.50; Brien O'Brien, atty fee - 185.00; William Giles IV, atty fee - 415.00; William Giles IV, atty fee - 135.00; Randy Hisey, atty fee - 418.00; Randy Hisey, atty fee - 330.00; Randy Hisey, atty fee - 641.13; Hurley Law, atty fee - 135.00; Hurley Law, atty fee - 300.00; Hurley Law, atty fee - 155.00; Hurley Law, atty fee - 135.00; Hurley Law, atty fee - 280.00; Stuart Mills, atty fee - 259.00; Stuart Mills, atty fee - 468.00; William Binkard, atty fee - 225.00; William Binkard, atty fee - 438.55; Clerk of District Court, costs - 1320.75; Hilda Balderas, interpreter - 25.00; Hilda Balderas, interpreter - 25.00; Hilda Balderas, interpreter - 25.00; Coffee King, supplies - 53.90; Randy Hisey, atty fee - 288.00; Randy Hisey, atty fee - 1502.85; Hurley Law, atty fee - 283.50; Hurley Law, atty fee - 96.25; Richard McCoy, atty fee - 552.65; Stuart Mills, atty fee - 506.50; Robert Rehan, atty fee - 94.80; Timothy Shuminsky, atty fee - 900.50; Shepards McGraw Hill, books - 204.12; Lawyers Coop Publishing, books - 885.20; West Publishing, book - 54.00; Donald Fitch, atty fee - 153.00; Ronald Boltjes, jury fee - 31.92; Harriett Brown, jury fee - 31.68; Pamela Bullis, jury fee - 30.00; Carol Cadwell, jury fee - 31.44; Jeffrey Calhoun, jury fee - 32.40; James Casson, jury fee - 30.72; Joyce Davis, jury fee - 32.40; Connie Dorcey, jury fee - 36.24; Brenda Eslick, jury fee - 33.36; Kelle Farley, jury fee - 31.92; Leon Jessen, jury fee - 30.96; David Kuhl, jury fee - 31.92; Vergean Matney, jury fee - 30.00; Clarence Olson, jury fee - 30.00; Larry Potter, jury fee - 36.72; Renee Rich, jury fee - 31.92; Barbara Sierk, jury fee - 32.88; James Sivill, jury fee - 37.20; Earlyne Tomlinson, jury fee - 31.68; Evelyn Tuttle, jury fee - 31.92; Jerome Wendt, jury fee - 31.44; John Woten, jury fee - 32.40; Shirley Sides, jury fee - 56.82; Dakota County Sheriff, court costs - 567.60; Safeguard Business, supplies - 569.05; Colene Boyle, mileage - 17.28; Veronica Grijalba, mileage - 17.28; Bahr Plumbing, repair - 80.00; Bean Electric, repair - 174.10; Burke Engineering, locks - 48.00; Carter Elevator, contract - 50.00; Coast to Coast, supplies - 205.94; City of Dakota City, utilities - 2921.30; Craig Dean, services - 77.50; Klemett Dean, mileage - 50.88; Klemett Dean, gas - 9.00; R&J Gill, garbage - 100.00; Midwestern Paper, supplies - 11.45; Midwest Gas, utilities - 1028.00; Jackson Glass, repair - 20.00; Robertson Implement, repair - 149.98; Siouxland Lock & Key, repair - 20.15; SC Wintronic Co, supplies - 38.61; Western Paper, supplies - 281.40; Wilson Concrete, supplies - 118.98; Mantek, spray - 84.95; Dakota County Extension, misc - 1746.55; James Wagner, clothing - 10.00; Randall Walsh, clothing - 10.00; Martin Hohenstein, clothing - 10.00; Kenneth Blaker, clothing - 10.00; Steve Heide, clothing - 10.00; Rodney Herron, clothing - 10.00; Robert Johnson, clothing - 10.00; Robert Doenhoefer, clothing - 10.00; Dakota County Sheriff, fuel/food - 95.61; Dakota County Road, fuel - 1479.59; Crystal Oil, supplies - 657.20; Pronto, fuel - 177.15; K&S Service - supplies/repair - 781.60; Hoak Motors, repair - 57.80; Siouxland Lock & Key, repair - 19.25; Midwest Radar, certification - 45.00; Nat'l Police Chiefs, directory - 49.00; St of Nebr Communication, teleprinter - 385.00; Sioux Sales Co, supplies - 20.40; SSC Auto Body, repair - 160.00; Wisner's Rentals, van - 121.82; Alcoholism &

Drug Abuse, supplies - 3.75; Daniel Burow, salary - 265.00; Callaghan & Co, supplies - 84.10; Centel Cellular, phone - 41.85; Dakota County Court, costs - 43.92; Dakota County Treasurer - reimburse - 20.00; Executive Copy, contract - 102.22; Frank Gonzalez, interpreter - 37.50; Harold's Photo, supplies - 12.07; Kurt Hohenstein, mileage - 146.88; Gallagher, supplies - 4863.66; James Publishing, supplies - 42.79; Jodi Johnson, salary - 237.50; Laura Knox, mileage - 51.70; Midwest Business Prod, supplies - 28.50; Nebr Crime Comm, catalog - 8.00; Amy Poland, salary - 215.00; Redfield & Co, citations - 17.50; Rent-A-Center - reimburse - 20.00; Sioux Business, supplies - 7.40; SC Stationery, supplies - 82.48; Sioux Valley Comm, rental - 25.00; Beth Tullio, salary - 177.50; Twin City Reporters, depo - 44.40; Iowa District Court, copies - 5.00; SC Journal, ad - 92.40; Clerk of Dist Court, filing fee - 150.00; Coffee King, supplies - 61.90; Hy Vee, food - 3171.41; Braunger, supplies - 791.80; Gillette Dairy, supplies - 465.80; Metz Baking, supplies - 87.38; Carpenter, supplies - 307.20; Jack's Uniforms - repair - 196.85; Wayne Juvenile Detention Center, inmate boarding - 2205.00; Dakota County Sheriff, supplies/books - 95.63; IPAT, supplies - 4.00; Grand Island Training Center, tests - 10.00; Barkers, supplies - 466.29; American Institutional Supply Co, supplies - 402.64; Wal-Mart, supplies - 188.18; SC Stationery, supplies - 264.72; E.L. Black & Son, services - 1050.00; Schmiedt Pharmacy, TB test - 7.50; Hopkins Medical Products, supplies - 31.45; DeCentech Inc, supplies - 145.00; Gloria Dwyer, mileage - 6.15; Diane Spink, mileage - 31.16; Jan Brown, mileage - 136.53; Elva Nottleman, aids visits - 240.00; AT&T, phone - 683.26; AT&T, phone - 475.45; Midwest Business, proprinter - 234.00; Midwestern Paper, supplies - 315.85; US West, phone - 147.06; US West, phone - 1151.93; Dakota City Postmaster, postage - 1500.00; SSC Star, publishing - 119.90; Hilda Balderas, interpreter - 50.00. ROAD & BRIDGE: Aratex, service - 41.05; City of SSC, utilities - 79.86; Circle R, parts - 7.35; Coast to Coast, supplies - 40.11; Dakota Auto Parts, supplies - 99.56; Filter Care, filters - 11.35; Farmers Coop, fuel/seed - 5313.07; Firestone, tire - 39.35; Graham Tire, tires/repair - 1635.73; Higman Sand & Gravel, rock - 5393.89; Joe's Surplus, bolts - 1.44; Linweld, Oxygen/acetylene - 60.81; Midcon Equip, parts - 272.01; M&S, parts - 126.72; Mantek, supplies - 204.38; Ray Messerschmidt, supplies - 13.60; NE Tractor Salvage, plates - 385.00; NE Nebr RPPD, rental - 66.12; Nebr Public Power Dist, electricity - 87.81; SC Iron Co, supplies - 37.42; Neman Signs, signs - 310.00; Olsons Trucking, services - 2889.28; SC Bolt, parts - 17.43; Siouxland Hydraulic, hose - 18.70; Siouxland Engineering, services - 2182.80; Siouxland Mack, parts - 69.02; Sioux Valley Comm, antenna - 11.80; US West, phone - 66.26; Warren Oil, diesel - 740.22; Zee Medical, supplies - 16.95; Ziegler, parts - 3108.64; SSC Star, publishing - 143.94; Case Power & Equip, backhoe - 1000.00. SPECIAL ROAD: Siouxland Engineering, services - 5296.20. POOR RELIEF: Redler Pharmacy, meds - 442.05; J&R Pharmacy, supplies - 137.75; SSC Medical Clinic, services - 52.00; James Litel, services - 51.00; Marian Health, services - 210.43; Wayne Dental Clinic, services - 240.00; James Hartje, services - 150.00; Liem-Som Oei, services - 147.00; Zee Medical Service, meds - 111.45; Dakota Family Dentistry, services - 85.00; Redler Pharmacy, supplies - 99.31; Redler Pharmacy, supplies - 24.20; Stinger-Albertsen, rent - 210.00; Becker Hunt, funeral - 1350.00; Dave/Chris Gill, rent - 210.00; Nevitt Ring, rent - 140.00; Council on Sexual Assault, support - 3000.00. VETERAN'S FUND: Veterans Service Officer, misc - 1000.00. VICTIMS ASSISTANCE: City of SSC, phone - 30.73; Pam Koster, seminar - 94.98; Kristen Morrison, mileage - 48.30; Perkins Stationery, supplies - 8.00; Beth Tullio, salary - 2000.00. INHERITANCE FUND: IBM, maint agreement - 261.36. WEED FUND: C&R Supply, parts - 91.06; Cornbelt Chemical, supplies - 177.25; Dakota Auto Parts, parts - 19.90; Nutra Flo Equip, repair - 26.84; Torco-Remfg, parts - 59.90; SSC Star, publishing - 62.88; Stephan's Welding, repair - 18.50. EMERGENCY SERVICES: Siouxland Engineering, services - 5383.70.

ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED It was the consensus of the board not to meet with any more insurance agents. Commissioner Rohde moved, seconded by Commissioner Hartnett, to recess until 10:00 a.m. on Tuesday, September 24, 1991. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED at 4:15 p.m. ATTEST:

County Clerk

Board Chairperson * * * *
* * * * * Chairman Huggenberger reconvened their regular scheduled meeting from September 16, 1991 at 10:07 a.m. Present were: Commissioners Hartnett, Rohde and Huggenberger. Commissioner Hirschbach arrived at 10:12 a.m. Absent was Commissioner Bobier. Barney Glass and his contractor appeared before the board to request them to sign an agreement between Mr. Glass, himself and the county. Mr. Huggenberger stated that there was one item of Emergency Business and that is the water project in which Mr. Glass needs to run water and sewer to his trailer court through county right-of-way. Commissioner Rohde moved, seconded by Commissioner by Hirschbach, to declare the signing of agreement between Barney Glass and the County an Emergency due to the nature of the whether and to approve the following agreement: Comes now the County of Dakota, Nebraska, by and through its representatives and Barney G. Inc. and hereby agree as follows: 1. The parcel of property is described as follows: A 66 foot wide parcel of property whose center line description is as follows: Beginning at the Southeast corner of the Southeast Quarter of Section 17, Township 29 North, Range 9 East of the 6th Principal Meridian, Dakota County, Nebraska; thence West along the South line of said Southeast Quarter of Section 17; thence North along the West line of the Southeast Quarter of the Southeast Quarter of said Section 17 to the Northwest corner of the Southeast Quarter of said Section 17 and the point of termination for this description. 2. That Dakota County agrees to allow Barney G., Inc. the right to place within the area of the above describe property as specifically designated by Dakota County utility improvements connected to the property owned by Barney G., Inc.; 3. That in return for the right to install said utilities in said property, and the right to maintain said utilities on said property, agrees to pay for 1/2 of improvements to asid county road be determined by Dakota County within ten days of completion and submission of said billing on said improvements, not to exceed the sum of \$20,000.00; 4. That it is expected that said improvements shall be completed by April of 1992 or as soon there after as may be completed; 5. That should Barney G., Inc. fail to pay for said improvements as agreed to by Dakota County and Barney G., Inc., the County shall have the right to liquidated damages in the amount of \$30,000.00; 6. That prior to installation of the utilities Barney G., Inc. shall provide to Dakota County a written plan for installation of said utilities locating the same and obtain form Dakota County for location of said utilities within the above describe property; Further, that said agreement shall be only for the installation of utilities pleaded in 1991 and shall not be perpetual for additional utilities that may be installed on said legal described property in future years; Wherefore this agreement is signed this _____ day of September of 1991. Barney G., Inc.

By: _____ Barney Glass, Treasurer

Subscribed and sworn to before me this 20th day of September of 1991.

Notary Public

COUNTY OF DAKOTA

By: Jim Huggenberger, Chairman

Dakota County Clerk ROLL CALL VOTE: Commissioner Hirschbach-Yea, Commissioner Hartnett-Yea, Commissioner Rohde-Yea, Commissioner Huggenberger-Yea UNANIMOUS MOTION CARRIED The board and Judge Warren discuss questions or information that would be asked of the candidates that would be interviewed for Public Defender. Judge Warren left at 10:37 a.m. The board discussed whether Social Services should have a key for the kitchen. Commissioner Huggenberger gave a brief report concerning the selection of a site for the Joint Law Enforcement Center. He reported that the four sites being considered were; Mr. Tunes, Stinger's property which consisted of approximately 2 and one-half acres south of the South Ridge entrance to Highway 77 by-pass, the Beermann property located accros the street from South Ridge Golf Course, and the DeWalt property just south of Everett's Furniture. The board looked at the room in the basement where Trampe was located before moving everybody to the Assessor's Office upstairs. They are considering this room for the Public Defender. The board recessed for lunch at 11:40 a.m. The board reconvened at 1:00 p.m. to interview Martin Cahill, Jerry Fogarty and Terry Ganzel. The board interviewed the three candidates. Commissioner Hartnett moved, seconded by Commissioner Rohde to adjourn. ROLL CALL VOTE: Commissioner Hirschbach-Yea, Commissioner Hartnett-Yea, Commissioner Rohde-Yea, Commissioner Huggenberger-Yea UNANIMOUS MOTION CARRIED ATTEST: _____

 County Clerk
 Board Chairperson * * * *
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DAKOTA COUNTY BOARD OF COMMISSIONERS
 SEPTEMBER 30, 1991 PROCEEDINGS
 COUNTY BOARD MEETING ROOM
 DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called the meeting to order at 1:30 p.m. PRESENT: Commissioners Huggenberger, Hartnett, Bobier, Hirschbach and Theodore Piepho, Secretary. TARDY: Commissioner Rohde. The County Clerk presented the board with a draft copy of last year's audits. Commissioner Bobier moved, seconded by Commissioner Hirschbach, to approve the minutes as typed in the official record. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Absent, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to adopt Resolution 91-19 concerning the retirement lawsuits as follows: RESOLUTION 91-19

WHEREAS, Nebraska Counties are being separately subjected to lawsuits alleging improper retirement contribution; and

WHEREAS, if any single such lawsuit resulted in a judgement against a county, the potential impact is to all Nebraska Counties; and

WHEREAS, it is to the benefit of each county that the retirement lawsuits are defended with consideration for the impact to all counties; and

WHEREAS, such a defense is best provided in a unified manner through a single legal counsel; and

WHEREAS, the Nebraska Association of County Officials is able to serve as a organizational means to provide a united defense;

THEREFORE Dakota County hereby affirms its participation in providing a united defense for the retirement lawsuits and agrees to pay the Nebraska Association of County officials its prorated share of the cost of defense.

Dated this 30th day of September, 1991.

County Board

County Clerk ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Absent, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde arrived at 1:45 p.m. Commissioner Bobier moved, seconded by Commissioner Hirschbach, to solicit bids for the county audit, set the bid deadline for 1:00 p.m. November 12, 1991 and to open said bids on November 12, 1991 at 2:00 p.m. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Bobier, to solicit bids for an optical voting ballot scanner, to set the deadline for bids at 1:00 p.m. November 12, 1991 and to open said bids at 2:15 p.m. on November 12, 1991. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Bobier, to solicit bids for a tail gate salt spreader and to open said bids at 10:15 a.m. on October 15, 1991. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to move into executive session to discuss a personnell matter. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED at 2:01 p.m. Commissioner Rohde moved, seconded by Commissioner Hartnett, to reconvene in regular session. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED at 2:18 p.m. Mark Rodbolt of SIMPCO appeared before the board to

request that the board appoint three members to SIMPCO's committee to develop a 30 year transportation plan. The board appointed Bruce Hovey and Dan Rohde. The third person will be chosen at a later date. Betty O'Neill, County Assessor, appeared before the board with tax list corrections. Commissioner Hirschbach moved, seconded by Commissioner Bobier, to approve the tax list corrections as presented by the County Assessor. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED

Commissioner Hartnett moved, seconded by Commissioner Hirschbach, to appoint Martin Cahill Dakota County Public Defender to start November 1, 1991 at an annual salary of \$32,500. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED

The board discussed the discarding of equipment that is of no value. Also discussed was what equipment would be needed in the public defender's office. The board discussed establishing a foundation for donations. The mail was opened. It contained a draft copy of the county's audit for last year. Commissioner Huggenberger gave a report on the last core meeting. Two sites are being considered, they are the Beerman property and the DeWalt property. A vote of the core committee on the properties was 7 votes for the Beerman property and 4 votes for the DeWalt property. The cost for the land is \$20,000. Commissioner Rohde moved, seconded by Commissioner Bobier, to approve the payroll claims presented by the county clerk as follows:

COUNTY ROAD PAYROLL: Gross salaries- \$6411.73, Employers Social Security- \$433.25, Employers Share Retirement- \$298.77, Employers Share Blue Cross- 718.19. Kenneth D. Hansen- 548.00, Walter Heinemann- 624.80, Robert Jacobsen- 624.80, Richard McNear- 620.80, Marlan G. Millard- 624.80, Willis Roeber- 620.80, Earl K. Stading- 620.80, Raymond Reed Jr.- 616.80, Randall A. Crombie- 616.80, Arnold Mellick- 765.73, Stewart Anderson- 127.60. ROAD FUND Employee withholding paid to: Federal- 447.73, State- 135.74, FICA- 433.25, Retirement- 199.18, Credit Union- 17.00, Blue Cross- 617.74, Lonestar- 9.76, Colonial- 130.39, Union Dues- 98.00. COUNTY GENERAL FUND: Gross salaries- \$40356.36, Employers Social Security- \$2961.66, Employers Share Blue Cross- \$4164.69, Employers Share Retirement- \$1757.92. Gretchen R. Hirschbach- 346.15, Daniel J. Rohde- 346.15, Jack D. Bobier- 346.15, Jackie Hartnett- 346.15, James Huggenberger- 346.15, Theodore A. Piepho- 942.30, Marilyn Davis- 615.38, Phyllis Ridge- 458.20, Nanci Walsh- 418.70, Bertha Olson- 400.00, Robert H. Giese- 942.30, Irene VanLent- 640.00, Charlotte J. Doenhoefer- 520.00, Ruth M. Jensen- 520.00, Ruth P. Warnock- 520.00, Mardell A. Sorensen- 520.00, Mark J. Dorcey- 346.15, Margaret Rahn- 640.00, Betty O'Neill- 942.30, Madelyn S. Thorsland- 640.00, Shirley A. Bentz- 540.00, Karen S. Twohig- 540.00, Douglas Lehman- 700.00, Dennis Tank- 560.00, Rita Deichert- 420.00, Colene H. Boyle- 942.30, Veronica Grijalba- 640.00, Shirley J. Frank- 379.31, Janet Engel- 540.00, Shirley Sides- 200.75, Klemett Dean- 816.16, Marvin G. Nielsen- 520.00, Patricia A. Stingley- 592.00, James L. Wagner- 1153.85, Linda E. Wilson- 640.00, Randall J. Walsh- 758.65, Martin V. Hohenstein- 720.00, Eric Reed- 64.00, Sharon L. Hartnett- 569.60, Joy K. Nixon- 358.40, Sharon L. Graves- 631.30, Kenneth Blaker- 673.80, Stephen Heide- 673.80, Rodney Herron- 673.80, Robert Johnson- 673.80, Robert Doenhoefer- 673.80, Bonnie Kempers- 400.00, Julie Houg- 155.00, Eric Reed- 46.00, Kurt A. Hohenstein- 942.30, Douglas Luebe- 673.08, Pamela Koster- 583.98, Laura Knox- 1230.77, Cherie Hogan- 512.28, Tracey Eslick- 460.00, Michael P. Schmiedt- 961.54, Neva M. Neal- 126.50, Adrienne G. Harral- 539.50, Brian R. Lamb- 560.25, Linda J. Schovanec- 324.00, Jason Johansen- 494.10, Kathleen Hansen- 494.10, Gary Buck- 534.00, Sandra Gutierrez- 530.70, Margaret Stingley- 362.25, Kathleen Keeler- 700.00, Timothy Knight- 120.00, Bruce Hovey- 115.38, Margaret Kunzie- 545.60, Janice C. Brown- 920.00, Gloria Ann Dwyer- 468.76, Dr. Larry Hansen- 69.23, Patricia Glover- 395.64, Warren Johnston- 640.00. GENERAL FUND Employee withholding paid to: Federal- 3964.83, State- 1037.40, FICA- 2961.66, Retirement- 1171.91, Credit Union- 1729.43, Deferred Comp.- 162.50, Blue Cross- 1196.48, Lonestar- 2.44, Colonial- 501.35.

COUNTY WEED CONTROL FUND: Gross salaries- \$475.09, Employers Social Security- \$36.34, Employers Share Retirement- 22.80, Employers Share Blue Cross- 71.86. R. Richard Graham- \$475.09. WEED FUND Employee withholding paid to: Federal- 48.50, State- 13.09, FICA- 36.34, Retirement- 15.20. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED Commissioner Bobier moved, seconded by Commissioner Hirschbach, to adjourn. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED at 4:05 p.m. ATTEST:

 Board Chairperson * County Clerk * * *
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DAKOTA COUNTY BOARD OF COMMISSIONERS
 OCTOBER 7, 1991 EMERGENCY PROCEEDINGS
 COUNTY BOARD MEETING ROOM
 DAKOTA COUNTY COURTHOUSE

Due to an emergency the County Clerk called a meeting of the County Board by telephone the evening of October 7, 1991. The nature of the meeting was that the County Board of Equalization set the levies of the Homer Community School District 31R higher than the Nebraska statutes allow for Homer School District's Sinking and Hazardous Materials Abatement Funds. The purpose of the meeting was to get authorization to file a petition in District Court and stipulate that the District Judge set the levies for the above mentioned funds of the Homer Community School District at the maximum allowed by law. The County Clerk first called Chairman Huggenberger at 8:24 p.m. on October 7, 1991, but his line was busy. The County Clerk then called Commissioner Rohde at 8:25 p.m. The County Clerk explained that the County Board needed to consent to the action sought by the Petitioner in lowering said funds for the Homer Community School District Number 31R Specifically as follows: Sinking fund from .1416 to .1400 and the Hazardous Materials fund from .0658 to .0520 and the total from 1.1221 to 1.1067; Further that the parties hereby stipulate and agree that the Court should order that said change take place and order that the proper corrections be made in the taxing funds levies and amounts for Dakota County and Thurston County as its interest may appear without further notice of any hearing; and further to authorize the Chairman to sign the same. Commissioner Rohde moved to consent to the action of the Petitioner in lowering said funds for the Homer Community School District Nubmer 31-R specifically as follows: Sinking fund from .1416 to .1400 and the Hazardous Materials fund from .0658 to .0520 and the total from 1.1221 to 1.1067; Further that the parties hereby stipulate and agree that the Court should order that said change take place and order that the proper corrections be made in the taxing funds levies and amounts for Dakota County and Thurston County as its interest may appear without further notice of any hearing. Further to authorize the Chairman to sign the same. Commissioner Rohde voted yes for the motion. The County Clerk terminated the call at 8:29 p.m. The County Clerk then called Commissioner Hartnett at 8:29. The County Clerk explained that the nature of the emergency meeting was to consent to the action sought by the Petitioner in lowering said funds for the Homer Community School District Number 31-R specifically as follows: Sinking fund from .1416 to .1400 and the Hazardous Materials fund from .0658 to .0520 and the total from 1.1221 to 1.1067; Further that the parties hereby stipulate and agree that the Court should order that said change take place and order that the proper corrections be made in the taxing funds levies and amounts for Dakota County and Thurston County as its interest may appear without further notice of any hearing. Commissioner Hartnett seconded the motion to consent to action sought

by the Petitioner in lowering said funds for the Homer Community School District Number 31-R specifically as follows: Sinking fund from .1416 to .1400 and the Hazardous Materials fund from .0658 to .0520 and the total from 1.1221 to 1.1067; Further that the parties hereby stipulate and agree that the Court should order that said change take place and order that the proper corrections be made in the taxing funds levies and amounts for Dakota County and Thurston County as its interest may appear without further notice of any hearing. Further to authorize the chairman to sign same. Commissioner Hartnett voted yes on the motion. The County Clerk terminated the call at 8:33 p.m. The County Clerk called Commissioner Bobier at 8:35, but he was not at home. The County Clerk left a message on Commissioner Bobier's answering machine but received no return call. The County Clerk called Commissioner Hirschbach at 8:36. She was not at home. The County Clerk called Commissioner Huggenberger at 8:37 but the line was busy. The County Clerk called Commissioner Huggenberger at 8:39. The County Clerk then explained that the nature of the emergency meeting was to consent to action sought by the Petitioner in lowering said funds for the Homer Community School District Number 31-R specifically as follows: Sinking fund from .1416 to .1400 and the Hazardous Materials fund from .0658 to .0520 and the total from 1.1221 to 1.1067; Further that the parties hereby stipulate and agree that the Court should order that said change take place and order that the proper corrections be made in the taxing funds levies and amounts for Dakota County and Thurston County as its interest may appear without further notice of any hearing; Further to authorize the chairman to sign same. The County Clerk then read the motion made by Commissioner Rohde and seconded by Commissioner Hartnett to consent to action sought by the Petitioner in lowering said funds for the Homer Community School District Number 31-R specifically as follows: Sinking fund from .1416 to .1400 and the Hazardous Materials fund from .0658 to .0520 and the total from 1.1221 to 1.1067; Further that the parties hereby stipulate and agree that the Court should order that said change take place and order that the proper corrections be made in the taxing funds levies and amounts for Dakota County and Thurston County as its interest may appear without further notice of any hearing. Further to authorize the Chairman to sign the same. Commissioner Huggenberger voted yes on the motion. The County Clerk was directed to contact the Homer School District and the Thurston County Board of Supervisors to get their approval of the stipulation. The County Clerk terminated the call at 8:42 p.m. With a majority vote on the motion, the County Clerk did not place any further calls to Board Members. The vote was as follows: ROLL CALL VOTE: Bobier-Absent, Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED The emergency meeting was adjourned at 8:42 p.m.

ATTEST: _____

 County Clerk
 Board Chairperson * * * * *
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DAKOTA COUNTY BOARD OF COMMISSIONERS
 OCTOBER 15, 1991 PROCEEDINGS
 COUNTY BOARD MEETING ROOM
 DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called the meeting to order at 11:25 a.m. PRESENT: Commissioners Huggenberger, Hartnett, Rohde and Theodore Piepho, Secretary. ABSENT: Commissioners Bobier and Hirschbach. Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve the minutes of the September 30, 1991 meeting as typed in the official record. ROLL CALL VOTE: Bobier-Absent, Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve

the payroll claims and the claim for \$300.00 for South Sioux Auto Body as follows: COUNTY ROAD PAYROLL: Gross salaries- \$5913.73, Employers Social Security- \$395.16, Employers Share Retirement- \$283.87, Employers Share Blue Cross- 718.19. Kenneth D. Hansen- 548.00, Walter Heinemann- 624.80, Robert Jacobsen- 624.80, Richard McNear- 620.80, Marlan G. Millard- 624.80, Willis Roeber- 620.80, Earl K. Stading- 310.40, Raymond Reed Jr.- 616.80, Randall A. Crombie- 616.80, Arnold Mellick- 705.73. ROAD FUND Employee withholding paid to: Federal- 393.88, State- 121.02, FICA- 395.16, Retirement- 189.24, Credit Union- 17.00, Blue Cross- 617.74, Lonestar- 9.76, Colonial- 130.39, Union Dues- 98.00. COUNTY GENERAL FUND: Gross salaries- \$40686.92, Employers Social Security- \$2986.95, Employers Share Blue Cross- \$3951.95, Employers Share Retirement- \$1749.92. Gretchen R. Hirschbach- 346.15, Daniel J. Rohde- 346.15, Jack D. Bobier- 346.15, Jackie Hartnett- 346.15, James Huggenberger- 346.15, Theodore A. Piepho- 942.30, Marilyn Davis- 615.38, Phyllis Ridge- 464.00, Nanci Walsh- 466.18, Bertha Olson- 420.00, Robert H. Giese- 942.30, Irene VanLent- 640.00, Charlotte J. Doenhoefer- 520.00, Ruth M. Jensen- 520.00, Ruth P. Warnock- 520.00, Mardell A. Sorensen- 520.00, Mark J. Dorcey- 346.15, Margaret Rahn- 640.00, Shirley Sides- 44.00, Betty O'Neill- 942.30, Madelyn S. Thorsland- 640.00, Shirley A. Bentz- 540.00, Karen S. Twohig- 540.00, Douglas Lehman- 700.00, Dennis Tank- 560.00, Rita Deichert- 420.00, Colene H. Boyle- 942.30, Veronica Grijalba- 640.00, Shirley J. Frank- 273.00, Janet Engel- 540.00, Shirley Sides- 250.25, Klemett Dean- 816.16, Marvin G. Nielsen- 520.00, Patricia A. Stingley- 592.00, Thersa Lieber- 31.88, James L. Wagner- 1153.85, Linda E. Wilson- 640.00, Randall J. Walsh- 758.65, Martin V. Hohenstein- 720.00, Sharon L. Hartnett- 473.60, Joy K. Nixon- 396.80, Sharon L. Graves- 525.10, Kenneth Blaker- 673.80, Stephen Heide- 673.80, Rodney Herron- 673.80, Robert Johnson- 673.80, Robert Doenhoefer- 673.80, Bonnie Kempers- 400.00, Kim Breece- 380.00, Eric Reed- 322.00, Kurt A. Hohenstein- 942.30, Douglas Luebe- 673.08, Pamela Koster- 548.00, Laura Knox- 1230.77, Cherie Hogan- 498.33, Tracey Eslick- 460.00, Michael P. Schmiedt- 961.54, Neva M. Neal- 147.20, Adrienne G. Harral- 520.00, Brian R. Lamb- 540.00, Linda J. Schovanec- 324.00, Jason Johansen- 488.00, Kathleen Hansen- 527.65, Gary Buck- 486.00, Jason Johansen- 20.00, Sandra Gutierrez- 549.00, Sandra Gutierrez- 10.00, Margaret Stingley- 336.00, Kathleen Keeler- 365.00, Randall Woods- 220.00, Allen Burns Jr.- 67.50, Bruce Hovey- 115.38, Margaret Kunzie- 545.60, Janice C. Brown- 920.00, Gloria Ann Dwyer- 468.75, Dr. Larry Hansen- 200.00, Dr. Larry Hansen- 69.23, Patricia Glover- 395.64, Warren Johnston- 640.00. GENERAL FUND Employee withholding paid to: Federal- 3948.02, State- 1040.54, FICA- 2986.95, Retirement- 1166.67, Credit Union- 1739.43, Deferred Comp.- 162.50, Blue Cross- 1196.48, Lonestar- 2.44, Colonial- 519.39. COUNTY WEED CONTROL FUND: Gross salaries- \$511.54, Employers Social Security- \$39.13, Employers Share Retirement- 24.55, Employers Share Blue Cross- 71.86. R. Richard Graham- \$511.54. WEED FUND Employee withholding paid to: Federal- 53.79, State- 14.37, FICA- 39.13, Retirement- 16.37. ROLL CALL VOTE: Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Absent, UNANIMOUS MOTION CARRIED Ted Piepho, County Clerk, explained that an abandoned title had been requested on a trailer that was uninhabitable and has not been lived in for several years. It was the consensus of the board to get an opinion from the County Attorney. The Commissioners discussed the fact that work release fees have been reduced to \$10.00 per day. Also discussed were the complaints of trailers and abandoned cars at the farmsteads. Commissioner Rohde moved, seconded by Commissioner Hartnett, to adjourn. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Absent, Hirschbach-Absent, UNANIMOUS MOTION CARRIED at 11:51 a.m. ATTEST: _____

County Clerk

Board Chairperson * * * * *

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DAKOTA COUNTY BOARD OF COMMISSIONERS
OCTOBER 21, 1991 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called the meeting to order at 10:10 a.m. PRESENT: Commissioners Huggenberger, Hartnett, Rohde, Bobier and Theodore Piepho, Secretary. ABSENT: Commissioner Hirschbach. Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve the minutes of the Emergency meeting of October 7, 1991 and the regular meeting of October 15, 1991 as typed in the official record. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Arnie Mellick spoke with the board regarding the purchase of a tarp for the county gravel truck because last Thursday seven windshields were broken due to gravel flying out of the gravel trucks. Commissioner Bobier questioned the claim of Capital City Extradition in which 50 > a mile was claimed. Commissioner Hirschbach arrived at 10:35 a.m. The commissioners requested that the county clerk hold the check for the new motor grader. The board recessed for lunch at 11:37 a.m. The board reconvened from lunch at 1:30 p.m. Dan Tramp and Mike Raynor spoke to the board regarding their Canadian Goose Restoration Flock. The Federal Game Commission has prohibited Dark Canadian Goose Hunting from Highway 20 to Highway 35 and from 110 to IBP Avenue. Commissioner Hirschbach moved, seconded by Commissioner Bobier, to adopt the following proclamation for Red Ribbon Week: WHEREAS, Alcohol and other drug abuse in this nation has reached epidemic stages; and

WHEREAS, It is imperative that visible, unified prevention education efforts by community members be launched to eliminate the demand for drugs; and

WHEREAS, THE NATIONAL FEDERATION OF PARENTS FOR DRUG FREE YOUTH, INC., a national parent/community organization, and Dakota County are sponsoring the National Red Ribbon Campaign offering citizens the opportunity to demonstrate their commitment to drug-free lifestyles (no use of illegal drugs, no illegal use of legal drugs); and

WHEREAS, The National Red Ribbon Campaign will be celebrated in every community in America during "Red Ribbon Week," October 19-27, 1991; and

WHEREAS, business, government, parents, law enforcement, media, medical, religious institutions, schools, senior citizens, service organizations, and youth will demonstrate their commitment to healthy, drug-free lifestyles by wearing and displaying Red Ribbons during this week-long campaign; and

WHEREAS, the community of Dakota County further commits its resources to ensure the success of the Red Ribbon Campaign;

NOW, THEREFORE, BE IT RESOLVED, that the Dakota County Board of Commissioners does hereby proclaim October 19-27, 1991, as Red Ribbon Week, and encourages its citizens to participate in drug prevention education activities, making a visible statement that we are strongly committed to a drug-free community.

BE IT FURTHER RESOLVED, that the Dakota County Board of Commissioners encourages all citizens to pledge: "My choice...Drug Free!"

Passed and signed this 21st day of October, 1991.

Chairman_____

Attest:

County Clerk

ROLL

CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Siouxland Engineering recommended that the board award the Westover Project to Nelson and Rock Contracting of Onawa, Iowa. Commissioner Rohde moved, seconded by Commissioner Hirschbach to award the bid on the Westover project to Nelson and Rock Contracting for \$37,595.00. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED Chairman Huggenberger signed the notice of award. The board discussed the NEDEEP agreement and questioned from where the Dakota County funds would come. Commissioner Bobier moved, seconded by Commissioner Rohde to transfer abandoned titles #000080676 and #000080677 to C & H for towing and storage fees due. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED Kurt Hohenstein explained to the board that the funds for the NEDEEP agreement would be out of the Law Enforcement Drug Fund and a computer transfer from the County Attorney's Office to NEDEEP. Commissioner Hirschbach moved, seconded by Commissioner Bobier, to approve the Interlocal Cooperation Agreement for the Northeast Nebraska Drug Enforcement Program as follows: INTERLOCAL COOPERATION AGREEMENT for the NORTHEAST NEBRASKA DRUG ENFORCEMENT PROGRAM Pursuant to Neb. Rev. Stat. Sec. 13-801 et. seq., it is hereby agreed by and between the following counties and their respective Boards of Commissioners and the Northeast Nebraska Drug Enforcement Program, hereinafter referred to as NEDEEP, to enter into an Interlocal Cooperative Agreement for the year commencing September 1, 1991 and ending August 31, 1991 for the purposes of promoting a multi-agency task force in the following counties consistent with guidelines for the operation adopted by the NEDEEP Board effective September 1, 1991 which are attached hereto and incorporated herein. Further, it is agreed by and between the respective counties that the contribution to the Grant application is a match and requirement of 25% for a total match of \$41,008.00 which can be either cash or inkind provided the inkind equipment or services are new equipment or services and are permissible for a match as determined by the Nebraska Commission on Law Enforcement and Criminal Justice and are allocated as follows: Forfeited Funds \$7,000.00 Buy Monies Out as Evidence \$1,300.00 Auto Forfeitures \$4,255.00 Dakota County \$11,066.89 Thurston, Dixon, Burt, Cedar Wayne \$3,500.00 Each party to this agreement shall be represented on the NEDEEP Board by at least on representative who shall be permitted to regularly attend the meetings and cast one vote consistent with the NEDEEP Operation Guidelines adopted by this organization. This agreement is entered into by the parties this September 1, 1991. Passed and approved this October 21, 1991. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED Betty O'Neill, County Assessor, presented the tax list corrections to the board. Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve the tax list corrections as presented by the County Assessor. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Commissioner Hartnett moved, seconded by Commissioner Rohde, to convene as a Board of Equalization. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED at 2:20 p.m. The County Assessor presented

the notices of change in valuation. Commissioner Hirschbach moved, seconded by Commissioner Bobier, to approve the notices of change in valuation as presented and to authorize the Chairman to sign the same. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED Commissioner Hartnett moved, seconded by Commissioner Rohde, to reconvene as Board of Commissioners. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED at 2:27 p.m. The Board directed Bruce Hovey to drive out on the Morgan Road. Mr. Hovey reported that the roughness was due to increased traffic, speed and cars braking. He said signs could be posted with speed and weight limits. The board opened the mail. Commissioner Rohde moved, seconded by Commissioner Hirschbach, to approve the purchase a double auger salt spreader from Midwest for \$1515.00. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED Commissioner Bobier moved, seconded by Commissioner Hartnett, to approve the claims as follows except to pay Sta-Bilt Construction 90% of their claim and the county clerk should hold the check for the remaining 10%. GENERAL FUND: Marina Inn, meals - 37.60; SSC Star, publication - 74.37; Citius USA, supplies - 27.60; Eloise Gormally, service benefit - 22.00; SC Stationery, supplies - 58.36; Multi County Information, yearly support - 435.00; Theodore Piepho, mileage - 31.74; Nadine Johanson, service benefit - 17.00; Robert Giese, mileage - 61.98; SC Stationery, supplies - 4.76; Standard Office, contract - 240.00; Brunton Printing, printing - 32.00; Mark Dorsey, registration - 60.00; NE Nebr Assoc of County Officials, dues - 10.00; County Assessors Assoc, dues - 40.00; Doug Lehman, mileage - 138.43; Dennis Tank, mileage - 47.53; Trampe & Assoc, re-val - 1350.00; Farm Equipment Guide, ref guide - 69.95; Sioux Valley Comm, pager - 38.00; Iowa Office Supply, supplies - 85.50; Wal-Mart, supplies - 28.75; A&A Photo, developing - 84.93; Redfield & Co, forms - 46.64; St of Nebr Dept of labor, unemployment - 576.00; SC Stationery, supplies - 55.23; Dept of Revenue, CAPS - 2793.23; Homer Comm School, supt contract - 340.00; Iowa Office Supply, supplies - 16.96; Art/Fac, displays - 449.50; Siouxland Engineering, admin services - 708.33; SC Stationery, supplies - 30.14; Sioux Business Prod, supplies - 56.32; SC Stationery, supplies - 24.54; Iowa Office Supply, contract - 52.38; Norfolk Printing, printing - 160.65; SSC Star, printing - 69.36; Redfield & Co, supplies - 71.43; Sioux Business, supplies - 12.40; Norfolk Printing, printing - 52.20; DAS Materiel, supplies - 115.92; Redfield & Co, supplies - 267.72; Shepard's McGraw-Hill, citations - 204.12; Rodney Smith, supplies - 12.80; Mead Data, supplies - 50.00; Garvey's Trophy, signs - 33.90; Standard Office Equip, supplies - 129.00; SC Stationery, supplies - 141.67; West Publishing, supplies - 125.25; Clerk of District Court, costs - 2565.24; Hilda Balderas, interpreter - 25.00; Hilda Balderas, interpreter - 25.00; Hilda Balderas, interpreter - 75.00; Suzanne Brudigan, depo - 77.50; Suzanne Brudigan, depo - 230.00; LA Baccam, interpreter - 170.00; Coffee King, supplies - 28.95; Hungry's North, meals - 53.09; The Paddock, meals - 97.00; Independent Telephone, installation - 75.00; William Giles IV, atty fee - 332.22; Stuart Mills, atty fee - 236.75; Brien O'Brien, atty fee - 935.80; Richard McCoy, atty fee - 1307.65; Francis Goodwin, atty fee - 190.89; Randy Hisey, atty fee - 1344.15; Randy Hisey, atty fee - 1074.60; Robert Deck, atty fee - 848.50; Robert Deck, atty fee - 1499.25; Robert Rehan, atty fee - 348.25; Robert Rehan, atty fee - 184.80; Hurley Law, atty fee - 65.00; Hurley Law, atty fee - 325.25; Hurley Law, atty fee - 90.00; Martha McMinn, atty fee - 380.00; Martha McMinn, atty fee - 1210.50; William Binkard, atty fee - 109.94; William Binkard, atty fee - 1703.67; Lawyers Coop Pub, books - 175.75; Shepard's McGraw-Hill, books - 55.86; West Publishing, book - 86.25; Bernardo Diaz, interpreter - 25.00; Hilda Balderas, interpreter - 25.00; Hilda Balderas, interpreter - 75.00; Hilda Balderas, interpreter - 25.00; Hilda Balderas, interpreter - 25.00; Frank Gonzalez, interpreter - 162.50; Ray Cota, interpreter - 108.40; Ray Cota, interpreter - 66.70; Ray Cota, interpreter -

29.20; Rita Frost, interpreter - 75.00; Phillip Gigoaroa, interpreter - 60.00; Michael Dodd, witness fee - 22.40; Cammy Dwyer-Abbey, witness fee - 24.32; Alan Curtiss, atty fee - 320.00; Martha McMinn, atty fee - 165.00; Hurley Law, atty fee - 153.70; Brien O'Brien, atty fee - 315.00; William Giles IV, atty fee - 233.36; Stuart Mills, atty fee - 583.60; Randy Hisey, atty fee - 200.00; Randy Hisey, atty fee - 310.00; Randy Hisey, atty fee - 555.00; Randy Hisey, atty fee - 857.20; Robert Deck, atty fee - 244.20; Robert Deck, atty fee - 204.00; Robert Deck, atty fee - 466.50; Robert Deck, atty fee - 487.93; Duane Hoffmeyer, atty fee - 320.00; Duane Hoffmeyer, atty fee - 30.00; Duane Hoffmeyer, atty fee - 359.60; Duane Hoffmeyer, atty fee - 101.20; Duane Hoffmeyer, atty fee - 91.20; Duane Hoffmeyer, atty fee - 294.60; Duane Hoffmeyer, atty fee - 509.60; Duane Hoffmeyer, atty fee - 339.60; Sandra Inkster, atty fee - 268.50; Sandra Inkster, atty fee - 25.00; Sandra Inkster, atty fee - 75.00; Sandra Inkster, atty fee - 28.00; Sandra Inkster, atty fee - 75.00; Sandra Inkster, atty fee - 125.00; Sandra Inkster, atty fee - 25.00; Sandra Inkster, atty fee - 137.50; Sandra Inkster, atty fee - 175.00; Sandra Inkster, atty fee - 125.00; Sandra Inkster, atty fee - 54.00; Sandra Inkster, atty fee - 162.50; Sandra Inkster, atty fee - 25.00; Sandra Inkster, atty fee - 137.50; Sandra Inkster, atty fee - 218.50; Donald Fitch, atty fee - 395.00; Donald Fitch, atty fee - 180.00; Donald Fitch, atty fee - 375.00; Donald Fitch, atty fee - 385.00; Donald Fitch, atty fee - 145.00; Donald Fitch, atty fee - 355.00; Donald Fitch, atty fee - 55.00; William Binkard, atty fee - 123.73; William Binkard, atty fee - 189.80; William Binkard, atty fee - 410.00; William Binkard, atty fee - 55.00; William Binkard - atty fee - 155.00; William Binkard, atty fee - 356.73; Robert Rehan, atty fee - 346.95; Robert Rehan, atty fee - 264.80; Robert Rehan, atty fee - 164.80; Maurice Redmond, atty fee - 267.75; Postmaster Dakota City, rental - 11.25; Merritt Warren, mileage - 100.00; Martin Cahill, mileage - 89.67; Dakota County Sheriff, court costs - 1115.99; Jerry Fogarty, mileage - 96.53; Colene Boyle, mileage - 23.04; Veronica Grijalba, mileage - 23.04; Nebr Child Support Enforcement Assoc, fee - 150.00; Badger State Chemical, supplies - 81.50; Bahr Plumbing, parts & repair - 527.53; Bean Electric, repair - 107.84; Black's Welding, repair - 50.00; Coast to Coast, supplies - 2.33; Coast to Coast, supplies - 117.93; City of Dakota City, utilities - 3505.50; Davidson Lumber, material - 86.70; Craig Dean, seed - 73.99; Craig Dean, hauling - 30.00; Klemett Dean, mileage - 54.24; Klemett Dean, gas - 14.30; Dowhower Lumber, supplies - 162.95; R&J Gill Disposal, garbage - 100.00; Midwest Gas, utilities - 1028.00; Joe's Surplus, supplies - 57.12; Western Paper, supplies - 215.39; Zastrow Saw Shop, sharpening - 3.00; Bean Electric, supplies - 87.55; Dakota County Extension, misc - 1032.14; James Wagner, clothing - 10.00; Randall Walsh, clothing - 10.00; Martin Hohenstein, clothing - 10.00; Kenneth Blaker, clothing - 10.00; Steve Heide, clothing - 10.00; Rodney Herron, clothing - 10.00; Robert Johnson, clothing - 10.00; Robert Doenhofer, clothing - 10.00; St of Nebr Communication, teleprinter, 385.00; Dakota County Sheriff, misc - 1103.94; Dakota County Road, fuel - 1470.30; Crystal Oil, fuel - 99.32; Pronto, fuel - 200.23; K&S Service, repair - 763.32; Jim's Service, fuel - 55.62; Crown Lincoln Mercury, repair - 396.16; Woodbury County Sheriff, transport inmates - 97.24; Capital City Extradition, transport inmate - 134.94; Vermillion Flying Service, transport inmate - 489.00; SC Stationery, supplies - 27.58; Four Star Convenience, fuel - 4.19; Dakota Super Valu, developing - 15.92; Wal-Mart, supplies - 80.07; Joe Morten & Son, bond - 30.00; C&H Truck Parts, services - 35.00; Moore Business Forms, supplies - 27.45; Harold's Photo, developing - 46.62; Knoepfler, repair - 359.32; Trio Auto Parts, parts - 25.00; Automotive Electric, repair - 217.22; Motorola Inc, service - 464.10; Bitstream & Microsoft Windows, software - 25.00; Suzanne Brudigan, depo - 144.00; Suzanne Brudigan, depo - 71.10; Daniel Burow, wages - 257.50; C&H Truck Parts, storage - 185.00; Cassel, depo - 25.00; Centil Cellular, phone - 46.87; Clark Boardman, supplies - 80.91; Dakota County Treasurer, reimbursement - 764.95; Day-Timers Inc, supplies - 101.39; Executive

Copy Systems, contract - 105.23; HP Type Director, software - 39.95; Frederick Hansen, storage - 220.00; Kurt Hohenstein, mileage/meals - 250.15; Mead Data, research - 28.96; Midwest Typewriter, repair - 60.00; Pathology Medical Services, autopsy - 937.00; Amy Poland, wages - 217.50; SC Stationery - supplies - 14.13; Sioux Valley Comm, rental - 25.00; SSC Star, printing - 60.78; Beth Tullio, wages - 170.00; West Publishing, supplies - 50.50; Woodbury District Court, copies - 12.50; Hy Vee, supplies - 2157.26; Coffee King, supplies - 51.90; PA Braunger, supplies - 1441.40; Gillette Dairy, supplies - 382.36; Metz Baking, supplies - 86.84; Jack's Uniforms, supplies - 627.80; Wayne Juvenile Detention, inmate boarding - 1140.00; Dakota County Sheriff, misc - 522.48; US West, phone - 117.72; Davidson Lumber, material - 86.70 ; Nebr Law Enforcement Training, school - 100.90; Caseys, bread - 3.25; American Institutional Supply, supplies - 267.86; Lincoln Correctional Center, inmate boarding - 152.00; Cedar County Sheriff, inmate boarding - 12960.00; Health Care Logistic, supplies - 115.23; Executive Copy, supplies - 389.95; E.L. Black & Son, roof - 960.00; City of Dakota City, seminar - 56.00; SC Stationery, supplies - 46.59; Bruce Hovey, update books - 360.00; Helen Gatewood, audit - 25.00; USD Inc, manual - 25.00; Family Pharmacy, supplies - 41.85; HemoCue Decentech, equip - 450.00; Pat Glover, mileage - 55.13; Jan Brown, mileage - 114.42; Elva Nottleman, aide visits - 192.00; Sioux Business Prod, supplies - 14.97; Warren Johnston, misc - 223.90; NE Nebr Public Power, utilities - 45.00; AT&T, phone - 290.45; AT&T, phone - 800.47; Dakota City Postmaster, postage - 2000.00; IBM Corp, maint agreement - 530.22; Krhounek & Povondra, KPA Project - 5359.18; Pitney Bowes, rental - 128.25; Polk & Co, directory - 60.00; Region IV, qrtly pmt - 4674.75; Region IV, qrtly pmt - 4333.50; SSC Chamber of Commerce, qrtly pmt - 1583.34; US West, phone - 45.44; US West, phone - 1147.60; SSC Star, publications - 284.96; C&H Truck Parts, storage - 200.00; Jim Huggenberger, mileage - 74.48, Barbara Lemon, elect bd - 57.38, Clara Maurice, elect bd - 57.38, Margaret Green, elect bd - 57.38, Phyllis Chambers, elect bd - 57.38, Ellen Rohde, elect bd - 65.22. ROAD & BRIDGE: Aratex, towels - 65.55; Bojens & Wikert, parts - 10.50; Case Power & Equip, grader - 28728.00; City of SSC, utilities - 60.66; Coast to Coast, supplies - 26.23; Claussen Electric, photo light - 10.05; Davidson Lumber, lathe - 6.30; Dakota Auto, parts - 56.83; Farmers Coop, fuel/oil/seed - 4564.61; Filter Care, clean filters - 22.70; Firestone, tires - 1890.98; Graham Tire, boots - 12.00; Higman Sand & Gravel, road rock - 6104.18; Independent Radiator Works, parts - 250.00; Joe's Surplus, parts/tools - 124.32; Johnson Hardware, parts - 37.12; Kimball Midwest, parts - 22.42; LACAL, parts - 69.94; Linweld, tanks - 46.95; Marx Truck Sales, parts - 64.24; Midcon Equip, parts - 338.66; Midwest Service, culverts - 7468.62; Nebr Public Power, utilities - 94.59; Nebraska State Bank, NACO pmt - 4594.28; Oden Enterprises, culverts - 3322.08; Sioux City Iron, parts - 73.02; Siouxland Engineering, services - 3405.75; US West, phone - 51.99; Warren Oil, diesel - 994.96; Ziegler, parts - 263.94; General Traffic Control, repair - 2460.45. SPECIAL ROAD: Siouxland Engineering, service - 3868.95; Sta Bilt Construction, services - 46040.59. POOR RELIEF: Redler's Pharmacy, supplies - 541.45; J&R Pharmacy, supplies - 61.69; Marian Health, services - 1654.38; Zee Medical Service, supplies - 39.95; Keller Pharmacy, supplies - 76.05; Grandview Health Resource, services - 25.00; Grandview Health Resources, services - 625.00; Laurel Medical Clinic, services - 36.00; Wayne Dental Clinic, services - 16.00; Yankton Medical Clinic, services - 193.50; Dave & Chris Gill, rent - 210.00; Redler's Pharmacy, supplies - 24.20; Nebr Dept of Soc Services, qrtly pmt - 123.50;. INSTITUTIONS: Norfolk Regional Center, qrtly pmt - 1728.00; Beatrice State Development Center, qrtly pmt - 2754.00; Hastings Regional Center, qrtly pmt - 120.00. VETERANS: Warren Johnston, misc - 1000.00. VICTIM'S ASSISTANCE: City of SSC, phone - 35.35; Family Services, counseling - 207.00; Perkins Stationery, supplies - 4.50; Sioux Valley Comm,. rental - 228.00; Beth Tullio, salary - 2000.00. WEED FUND: Cornbelt Chemical, supplies - 90.75; Fimco, parts - 33.22; Stephan's Welding,

repair - 4.50; Walthill Farm Equip, repair - 105.35; Zee Medical, supplies - 21.50; Dick Graham, equipment - 154.20. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED
 Commissioner Rohde moved, seconded by Commissioner Hartnett to approve the County Clerk, Register of Deeds and Clerk of District Court Official's Reports as presented by the County Clerk. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED
 Commissioner Hirschbach moved, seconded by Commissioner Bobier, to adjourn. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED at 3:30 p.m. ATTEST:

 County Clerk
 Board Chairperson * * * * *
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DAKOTA COUNTY BOARD OF COMMISSIONERS
 OCTOBER 28, 1991 PROCEEDINGS
 COUNTY BOARD MEETING ROOM
 DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called the meeting to order at 2:00 p.m. PRESENT: Commissioners Huggenberger, Hartnett, Rohde, Bobier, Hirschbach and Theodore Piepho, Secretary. ABSENT: All present. Wendell Hefner, Chairman of the Economic Development Committee, introduced himself and Jack Sorenson of DID to the board. Mr. Hefner: I would like to thank you all for allowing us this time on the agenda, it is very important to us on the Economic Development Committee and it is a pleasure to be here. I would like to describe for those of you that may not know exactly the formation of the Economic Development Committee. The chairman of the Chamber of Commerce serves as the Chairman of the Committee so there is a new chairman every year. Additionally, we have members, DID Chairman Jack Sorenson is a member, Jim Huggenberger, your chairman here is a member, Mayor Vern Larson is a member, and the past chairman is a member, and that is Bruce Krueger. For resource then on our committee, resource and support we call it, we have Lance Hedquist, Van Phillips and John McNeill and that's the formation of that particular committee. On behalf of this EDC, Economic Development Committee, I am here to speak for them and for the Sioux Gateway Airport Authority and urge the county to sign the required resolution. At a meeting last Thursday, Thursday the 24th of October, a motion was passed authorizing the Economic Development Committee to pay the membership fees for the county for the first year's membership in this authority. The committee has funds available and feel that the membership in that authority is a vital link to the economic developments of Dakota County which, of course, includes South Sioux City. It is my understanding that it is the intent of the Authority to be self-sufficient in a very short period of time and I believe that three years was their original plan to have their earnings take care of any fees. Now we can get more answers on that. All members of the Authority belong for one year at a time so each year it comes up for renewal. That is about all I have to say, I'd like to turn it over to Jack, he has worked on it a long time and for a lot of things and so Jack would like to say a few words. Jack Sorenson: You have pretty well covered it, as you heard me say before, I am definitely in favor of South Sioux City and the County belonging to the Airport Authority. I think we need the representation on that board, I think what's good for the Airport is good for Dakota County and good for South Sioux City. Meetings that we have had on this before it has always appeared to me that the biggest objection to this was money, of course, number one and that has been taken care of through the Economic Development Committee. Number two is your obligation to continue this and it is my understanding that there is no obligation. If we pay

these fees, that will pay us up til July, something like that, at that time if Dakota County... if funds are still needed for the Authority, there is no obligation for us to continue this, but it is important that the County have representation on that Airport Authority Board. Commissioner Hirschbach: I think there were when we were talking about this some time ago... there were three considerations that were important to the county. Cost, of course, being able to come up with the sum involved, and secondly that Woodbury County also be a member. We felt that would be appropriate prior to our joining. And also consideration of taking the local airport into account in planning. This document does note that there will be support services as deemed appropriate to Martin's Field. Jack Sorenson: Another important aspect is the Foreign Trade Zone, which I am sure someone else will speak on. Commissioner Huggenberger: Just one point I would like to have you clear up and then take this up with members of the authority. As you stated Wendell, this was a one year obligation, one year at a time, but this agreement states a five year term, so are we in conflict there. Commissioner Hirschbach: You're talking about the authority, the term of the representative, right? Wendell Hefner: That's not... I'd have to defer to somebody with the Authority. Randy Curtiss: My name is Randy Curtiss and I am the Executive Director for the Airport Authority. I believe that the 5 year reference that you are referring to is for the term of the board appointee to the Airport Authority. It is not the membership itself. The membership can be withdrawn at any time that you would like to do so. The terms of the board members I think are 4 or 5 years and this is reflected in the agreement. Commissioner Huggenberger: I think it talks about the terms being two years, if I am not mistaken. I read it but ... Kay Dull: I am Kay Dull, legal counsel for the authority. The board is appointed for five year terms, so your board designee would serve a five year term. The officers are elected for two year terms. Commissioner Huggenberger: Now we would... each entity in Dakota County would have one representative on the board, South Sioux City would have one and Dakota County would have one. Kay Dull: That's correct. Randy Curtiss: If you elected to join, that is correct. Commissioner Hartnett: I guess I'd like to ask too, and Randy, maybe this has been stated in the past, but under assets (Number 6) the City of Sioux City has transferred all amenesty and that type of thing and if the Authority is disolved those chattels and things will go back to Sioux City. Who will be the owner of the airport? Randy Curtiss: Okay, the owner right now is the Airport Authority. Everything has been transferred over. The deed, the equipment and everything. The employees are employed by the authority itself. Basically if the Authority should fail, and the Authority be disolved, the ownership of the airport would revert back to Sioux City. Commissioner Hartnett: Along that line of thinking, what about liability? Randy Curtiss: The same thing applies to... Commissioner Hartnett: All the entities in the authority would have the same amount of liability? Randy Curtiss: No, that's for Kay again. Kay Dull: No, the liability is that of the airport authority. We do carry a 25 million dollar liability policy to insure against a wide variety of possible incidents. I don't anticipate that each individual entity would have liability, I believe the authority would be responsible. Commissioner Bobier: What is the yearly fee? Will that fluctuate? Randy Curtiss: Yes, basically it is a subsidy to make up the balance of our operation. This year Dakota County, including South Sioux City, would be approximately \$6700.00 and we are already part way through the year, fiscal year starts July 1st. If you came in November 1st or say January 1st then it would be prorated 50% on that. The fees for next year have not been established, but the direction that I have been given by the Airport Authority Board is to eliminate the subsidy next year and we are working toward that and we would like to be able to come back to all the members of the authority and say zero subsidy for the following year. Commissioner Bobier: How do you generate the income for that? Randy Curtiss: Basically our operating income is \$1.2 million, so you can

see the subsidy is a very small part of the total. We receive income from the airlines through landing fees, space rental for all the buildings on the airport, for instance the National Guard is a tenant of the Airport Authority. We farm approximately 1000 acres of land, that generates about 10% of our income. Car rentals, airport restaraunt, about 100 different leases and different types of agreements generate income for us. Commissioner Rohde: Who is this membership made of. Randy Curtiss: Right now... initially the airport authority was created by Sergeant Bluff and the City of Sioux City. Woodbury County has joined and Union County. Commissioner Rohde: Union? Randy Curtiss: Yes. Commissioner Bobier: Who else do you expect to have on the authority? Randy Curtiss: We anticipate South Sioux. Commissioner Bobier: South Sioux and Dakota County and then you are pretty well through? Randy Curtiss: Yeah, that is right. Commissioner Bobier: Do we need a motion? Commissioner Huggenberger: There is another issue, of the.... is this in conjunction with the Foreign Trade Zone? Randy Curtiss: The Foreign Trade Zone is one of the issues that we are working on, in fact we are working with the Siouxland International Trade Council to develop a feasibility study to determine if in fact a foreign trade zone is viable for the Siouxland area. John McNeill: We did ask Dick Jensen to stop in today and give us a brief update on that. Dick Jensen: My name is Dick Jensen, I am from Sioux City. I am retired from General Motors having spent 12 years in their oversea operations. I now have a little business that I call International Trade Consultant, because we found out there are very few people in this area with the exception of your big neighbor down the street, IBP, who is familiar with international trade. Incidentally, just a little note, Broyhill and Phillips Kiln happen to be in international trade right now one of which is right here in Dakota County, here in Dakota City, just a couple of blocks down the street. Of course, Broyhill is in South Sioux. First of all, let me give you a few statistics. The Foreign Trade Zone Act started in 1934, and after it was passed by 1970 they had a total of 10 Foreign Trade Zones. However, by June 1, 1991 they had 179 and approximately the same number of subzones and I'll explain subzones in just a moment. Incidentally, Texas, for instance, has 24 Foreign Trade Zones in the state. Iowa has three Foreign Trade Zones and one subzone, Nebraska has two Foreign Trade Zones and one subzone. South Dakota has none. It is the only state in the union which does not have a Foreign Trade Zone of any type. Incidentally, 80% of the companies which use a Foreign Trade Zone are U.S. owned, 74% of the merchandise received in the Foreign Trade Zone is domestic, and I'll explain and elaborate on that in a minute. Twenty-five hundred businesses use foreign trade zones. Foreign trade zones employ in excess of 200,000 employees and they generated 7 billion dollars worth of business last year. One in six jobs in the United States is related to international trade today and 70% of the U.S. companies are connected with international trade in some way or are in competition with it. Now, what is a foreign trade zone? A foreign trade zone is a physical piece of land, within the United States which is deemed to be outside the jurisdiction of U.S. Customs Service. So, you can bring foreign products into the zone, not pay any duty or worry about any quotas until such time as you take it into the domestic market. Of course, if you re-export it, it doesn't apply. Now what can you do within the zone? You can take these goods, number one you want to avoid custom duties and number two you may have quotas that you want to worry about. You can warehouse it, you can manufacture within the zone, you can manipulate them, you can label them, you can inspect them, you can display them, test them, mix them, assemble them. By the way, if you have 51% or more of the cost of labor and parts that you put into a product, into a particular product which you ship into the domestic market, you can label it "made in the USA". Also, too it is a situation where you can re-export your particular product back out, these assembled products without paying any duty whatsoever. And, of course, you can store them in there waiting for the quota to come up, because quotas are

normally given on a quarterly basis, so you have your product already there. One thing I would like to point out and it is coming, in fact I have to smile, you have heard of our friend Walter (W. Edward) Downing and Downing Center born in Sioux City, Iowa who developed the actual Downing Principle which includes on time delivery of inventory. Guess what, foreign trade zones are playing a big part in that now, because of the fact that many of your companies import particular products or parts and they can store them within the foreign trade zone at a point that is convenient to their factory and then bring them into the actual mainstream when they need them and only pay duty at that time. This is something that is going to be growing as time goes on. Plus you've got the U.S. Canadian free trade agreement which is in existence and within the next couple of years we should have the Mexican free trade agreement, so the entire North American continent will be one entire trading zone. We are going to need it because you have Europe coming on line in 1992 and sometime later in this decade we anticipate there will be something going in the Far East. Now how does this affect Siouxland and I guess that is really where we're at. First of all, it is a situation whereby we would like to establish a foreign trade zone through the regional airport authority. Now, we would like to ask them to also include a portion of that in Nebraska and a portion of that in South Dakota. And there is already a precedent that exists. Currently Davenport, Iowa and Moline, Illinois share a foreign trade zone. Now this is a possibility, we are not saying it will be a reality, we are saying it is a possibility. And the situation will be, that if we can do that, we'll be the only foreign trade zone that has three states in the entire United States and why not go for it. Now, we would like to use the regional airport authority, because first of all, as you know they have the land, therefore they are an authority, therefore they can commit on a contract and also because of the physical plant that they have, our surety bond would be at a minimum. Number two, if we can involve all three states which we would actually do through a regional airport authority, that gives you six senators, that's better than four or two and you are going to need the help of those senators in order to get your foreign trade zone license. And last but not least, you are going to be able to combine the tri-state area and use that as your market area. One thing I would like to talk about quickly is subzones. Now what about the people that are already established. They have a provision under a general foreign trade zone where you can set up what they call subzones. Now subzones is where a particular firm or factory is unable to move and be located within the physical confines of the foreign trade zone, so what they do is, they make applications for having all or part of their physical plant declared as a foreign trade zone and they operate under the general foreign trade zone such as the regional airport authority would have. This allows them to all the amenities that they would gain if they were right there. Now I can think immediately of some of the people right in this...plants right in this area that could benefit by this without actually moving their plant and certainly it will help the community itself, because after all, if the situation whereby you can locate these within a 90 minute driving time, now isn't that interesting. By the way, it doesn't take 90 minutes to drive to Sioux Falls, so that's another idea, too. Maybe we can work it in the reverse. But primarily for the Siouxland area, it gives you an opportunity to expand economic development potential in Siouxland. That's more jobs, more money, maybe more taxes, and more advantages to attract domestic and foreign businesses. We need to keep abreast of the changes and international business is going to be where it is at in the next century. A foreign trade zone keeps us in the race, but we need to act now in order to move into the 21st century. Won't you join us? Thank you very much. Any questions? Commissioner Huggenberger: You specifically talked about people that are importing things into the foreign trade zone, are there any specific advantages for people who want to export? Dick Jensen: Yes sir, let me explain a couple of things. First of all, in

regards to export, as soon as you move it into a foreign trade zone it is exported as far as the U.S. Customs Service is concerned. Secondly, if you are warehousing products coming in there's one thing that's a possibility. It could be exempt from state and advalorem taxes. It will all depend on what your state actually says. There's another situation, if you notice I mentioned 74% of the products going into a foreign trade zone are domestic, that's because they're taking the housing, the wiring harnesses and what-have-you bringing them into the foreign trade zone, bringing the labor into their assembly plant within the foreign trade zone, doing the actual work there and then exporting or bringing them back into the United States. Why? Because you bring a part in from Japan, China, wherever you want to bring it in, normally the duty will run 6-8%. There are cases whereby those parts, when they are combined in an assembled product within the foreign trade zone, first of all, it will almost automatically reduce the amount of duty you pay and in some cases completely eliminate it. So, yes sir, we are talking about importing, but we are also talking about an opportunity to get other businesses going and to use local market of labor as well as the local market for products and parts that are produced here. Anything further? Thank you. Commissioner Hirschbach: Thank you. Commissioner Huggenberger: Does anyone else have any comments to make? Commissioner Huggenberger: If not we'll entertain a motion. Commissioner Bobier: I move Dakota County join the Airport Authority. Commissioner Hirschbach: Second. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Marvin Kline: I am Marvin Kline, I am chairman of the Airport Authority. May I just thank you personally for what I consider to be a red letter day in the history of the authority, because now we are truly a regional airport with three states clout. Believe me, we needed you and we do thank you again. Commissioner Huggenberger: We have one other little item, we just had the County Attorney look it over and I don't think there is anything major but we may want to review a couple items. Commissioner Hirschbach: We'll just have in call Kay and work it out. Marvin Kline: Right. Thank you again. Jim Wagner and Scot Ford appeared before the board with a proposal for the Director of Joint Communications/Civil Defense. The proposal included a Selection Committee consisting of one County Commissioner, one City Councilperson, the Chief of the Rural Fire District, the South Sioux City Fire Chief, the Dakota County Sheriff, the South Sioux City Chief of Police, and one citizen at large. The time frame for hiring would be as follows: Advertise during the month of November, interview and do background checks, etc. during December and submit a candidate to the County Board and the City Council by January 1992. Also included in the proposal was a job description and wage recommendation. It was the feeling of the commissioners that more work needed to be done on the issue of who had control over the Director once he/she was hired. The commissioners suggested that Mr. Wagner and Mr. Ford meet with Kurt Hohenstein and Wayne Boyd to work out some of the logistics. Commissioner Rohde moved, seconded by Commissioner Bobier, to approve the minutes of the regular meeting of October 21, 1991 as typed in the official record. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED Madelyn Thorsland, Deputy County Assessor, presented tax list corrections to the board. Commissioner Hartnett moved, seconded by Commissioner Bobier, to approve the tax list corrections as presented by the Deputy County Assessor. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED Commissioner Hirschbach moved, seconded by Commissioner Rohde, to convene as Board of Equalization. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED at 2:55 p.m. Madelyn Thorsland, Deputy County Assessor, presented a Motor Vehicle Exemption for St. Patrick's Transportation Corp. of Jackson on a 1977 GMC Bus vin #TSE637V605274. Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve the Motor Vehicle Exemption for St.

Patricks as presented. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Commissioner Hartnett moved, seconded by Commissioner Bobier, to reconvene as Board of Commissioners. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED at 2:56 p.m. Kurt Hohenstein briefly looked over the proposal for the Joint Communications Director and he suggested that they look at how things are done in Kearney. Commissioner Hartnett moved, seconded by Commissioner Rohde to move into Executive Session. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED at 3:16 p.m. Commissioner Hartnett moved, seconded by Commissioner Bobier, to reconvene in regular session. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED at 3:38 p.m. Chairman Huggenberger: On the Authority thing, Kurt, we voted to approve it. I got this (the contract, reviewed by the County Attorney) right after that. Kurt Hohenstein: You know you cannot approve or sign a contract unless it has been reviewed and approved by the County Attorney by Nebraska law. So you do have an out. Chairman Huggenberger: Good, because I mentioned that to them after the fact. Kurt Hohenstein: I don't know whether these are problems. I guess I..... Originally when this idea was discussed (what's it been now two-three years?) there was discussion that Martin's would ultimately become like an adjunct. The reason.... I guess the big benefit to Dakota County was that there were at that time, maybe still are, substantial federal funds which could be utilized to improve Martin's as that adjunct. And then, corporate businesses of Dakota County could locate jets and planes, and utilize that, really as their base (Mortens, IBP, etc.). They were talking about yes we've got money, we can renovate Martin's, but at that time the discussion on Martin's was that that would become part of the overall airport authority property. It's not that way now, it is privately owned. I don't know whether the way that it is drawn that is clear enough so that you don't.... Is Dakota County putting up or somebody putting up money for Dakota County money which will ultimately be public money for the improvement of a private airport. Commissioner Hirschbach: No, we are not putting up any money... Kurt Hohenstein: But ultimately.... Commissioner Hirschbach: No, they can't do it, you can't put public money into a private airport. Kurt Hohenstein: I understand that, but that's not the way that contract reads. Commissioner Hirschbach: Oh, they are just talking about.... Kurt Hohenstein: That's why I have the objection on the contract, because that is the way it reads. Commissioner Hirschbach: No, no, no, what we are paying them is a pittance, compared to... they are asking for \$6700 and that's from the county and the city both. We're not paying it, Economic Development is paying it. All there is talking about doing with Martin's is taking it into account in planning. That is all they are talking about. When we talked to them that is all we could commit them to and that is all they will agree to do. They have already made it clear to us that it would have to be a public entity before any money could be spent. Kurt Hohenstein: Well, I don't know.... Commissioner Huggenberger: There is a five year... Kurt Hohenstein: Right, you changed that to one? Commissioner Huggenberger: But that is just for the elected representative from Dakota County. We are in this thing one year at a time. Kurt Hohenstein: I don't have my copy, I guess I didn't get a copy. Commissioner Huggenberger: You also had November 31st circled. Kurt Hohenstein: Yeah. Thirty days has September, April, June and November all the rest have 31, I remember that from somewhere. Commissioner Huggenberger: So I guess that date is pertinent to this contract is it? Kurt Hohenstein: Well, I wouldn't think it would be pertinent to any contract. There is no thirty-one days in November, never has been. Authority Responsibility: "in addition to the responsible operation of the Sioux Gateway Airport and the Economic Enhancement of participating political subdivisions, Sioux Gateway Airport shall provide consulting management and such

other services as may be deemed appropriate." Consultant management, even if it is, and I understand the County is not putting up any money, it that the way it is going to continue? Commissioner Huggenberger: That is the way it was advised to us that it would continue. Kurt Hohenstein: Okay. Commissioner Huggenberger: At the present time our obligation runs til June 30, 1992. Kurt Hohenstein: Okay. Commissioner Hartnett: I asked about liability and they said how much? Commissioner Hirschbach: Twenty-five million. Kurt Hohenstein: How will the money go from DID...is that where it is coming from, City of South Sioux... Commissioner Huggenberger: No, Economic Development. Kurt Hohenstein: Local or state Economic? Commissioner Huggenberger: No, it is... Commissioner Bobier: Economic Development Corporation. Commissioner Huggenberger: It is local. Kurt Hohenstein: Local, okay. Commissioner Huggenberger: Funded by Dakota County/South Sioux City and DID. Commissioner Hartnett: Who owns the airport over there? Kurt Hohenstein: The Airport Authority. The Airport Authority owns all of the airport facility. How did you leave it with them, are we beating a dead horse? Commissioner Bobier: Yes. Kurt Hohenstein: Then what's the point? You should always get approval from your county attorney before you approve a contract. Commissioner Hirschbach: We haven't approved the contract. Kurt Hohenstein: Okay, you voted to approve it. Commissioner Hirschbach: Oh, no, we voted to approve the agreement, the contract itself is subject to your agreement. We have to approve that separately. Kurt Hohenstein: Okay, in other words this (the contract) has not been approved. Commissioner Hirschbach: All we did was vote to join. Kurt Hohenstein: Okay. Commissioner Hirschbach: That's all. Kurt Hohenstein: Okay, so I guess I would just like to clarify that language at 8 just to make sure that it is clear that we know that there is no public expenditure of funds until and unless Martin's Field becomes a public or is dedicated somehow to the public use for public purposes. I think that that is the main thing that I had an objection, besides the date and this is the way should be resolved. I guess that is the way they have got it, is that the City of Sioux City, because of the contribution that they make to the Airport Authority. Well they contributed the whole assets. They contributed the airport to the airport authority and they wanted to make sure if it was ever dissolved they would have the right to receive that back. I guess we can cross that bridge if Martin's ever does become something other than what it is right now. But I want to make sure that everyone that reads this knows we knew that we are not putting public funds into a private airport. Commissioner Bobier: Are you going to address that issue with Kay Dull? Kurt Hohenstein: Yeah, I'll just make two suggested changes on this and just indicate with these changes if they are agreeable to them.... Commissioner Hirschbach: What.. Kurt Hohenstein: We can approve the contract then. Commissioner Hirschbach: The motion was not to approve the contract, it was to appoint a representative, Kurt then made it clear to Randy that you would be contacting Kay to get the contract. Kurt Hohenstein: Okay. Commissioner Hirschbach: So that will require separate ratification. Kurt Hohenstein: Do you have the copy with all my markings on it? Commissioner Huggenberger: Right here. Kurt Hohenstein: One other thing, you do know you are required to comply with Iowa code regarding withdraw. I've looked at that, whenever we were looking at this before, and that's no big problem. It just sets out a specific procedure for withdraw from the authority. And it is not a difficult thing to do... That's the only way it could be done because it is an Iowa organized airport authority. The only way you can legitimately withdraw from one of those is pursuant to Iowa law. Commissioner Hirschbach: It is widely supported by the business community. Kurt Hohenstein: I know. Commissioner Hirschbach: We had a whole group here.... Kurt Hohenstein: Well, they had a whole group of people when they were talking about it before. They talked about the tremendous amount of funds they could get (grant funds) that were not matching, just grant funds to do runways and develop facilities. You'll look at a lot of smaller airports across the state of Iowa and that's

what they've done. Even Wayne and places like that have resurfaced, basically with public funds. That's the only way they could do it. Martin's can't do it with the traffic he pulls in. They talked all along about making it an adjunct because ultimately they are going to have more traffic than they can handle with private and some of the business users in this area. They want to be able to say "go over here, it's just as close." Commissioner Hirschbach: What our representative will be pushing for, of course, will be what we discussed earlier. That's that they seek funds to see what you can do, public funds to do a study. Kurt Hohenstein: Right. Commissioner Hirschbach: Now, that's possible. Kurt Hohenstein: Right. Commissioner Hirschbach: If that indicated then that Martin's Field was a feasible public airport then they can take it from there. Kurt Hohenstein: Okay, I'll dictate the changes to Kay and get those to Kay right away. This kind of came to me...I got a copy of this from Kay Dull about a week ago, but there was no...just a letter saying here it is. I didn't know whether if it was coming up on the agenda or whether if there had been some discussion, because we hadn't talked about it for.... Well, I guess the last time we did I go the airport study that they had... Commissioner Huggenberger: I was talking to Randy Curtiss last week and they were going to give me a copy and they didn't have it with them. I told them to mail it out. Kurt Hohenstein: Well, I know Union County just joined, didn't they? Commissioner Rohde: Yeah, they said they did. Kurt Hohenstein: Three or four months ago. Basically, I think Dakota Dunes or their Corporation kicked in the funds for Union County to join. Commissioner Hirschbach: Right. Apparently they are going to be looking for a member from South Sioux City, too. At least that's my understanding. Isn't that the way it sounded? Commissioner Huggenberger: Yeah, there will be a member on the board from South Sioux City and the County. Commissioner Bobier: That doesn't have to be from the board? Commissioner Hirschbach: It can't be from the board. Commissioner Huggenberger: And I mentioned it to... Commissioner Hirschbach: I didn't understand that, it actually couldn't.... Commissioner Huggenberger: Craig Broyhill if he would be interested in serving on that board if we did join the authority and he said he would. So, I told him that if that did happen we would consider him along with whoever else. There is also that issue of establishing a foriegn trade zone within the county. I don't know if that is an issue we need to even.... Kurt Hohenstein: I thought we had one. We don't have one? Commissioner Huggenberger: I guess not. Commissioner Hirschbach: Our jail. Kurt Hohenstein: It's close. Commissioner Huggenberger: Does that offer any ramifications for the county? Kurt Hohenstein: I think that yeah, from what they've explained to us...I guess it would depend...I don't know whether in the county...I know we talked about it with Randy Curtiss over there and for the big companies that ship out, IBP for example, it might have some significant advantages tax wise if they could do something like that. They ship meat elsewhere, byproducts, there could be some benefit to them. I don't know what BPI, whatever happens there but there could be some similar situations. Commissioner Huggenberger: There is no...Nothing that going to come back on the county? Kurt Hohenstein: No, its just a designated status...a paper designation to allow you to get some benefits that you would not normally receive were you not designated that way. Commissioner Huggenberger: If the legislature ever does anything and if they happen to put personal property taxes back on, would the property within that area be tax exempt? Kurt Hohenstein: No, it deals with almost exclusively with federal taxation, not local taxation. A discussion on the personal property tax issue followed. Commissioner Rohde moved, seconded by Commissioner Bobier, to approve the payroll claims, the claim to the Visitors Promotion Fund, and the claims for Election workers in the Homer Incinerator Election as presented. COUNTY ROAD PAYROLL: Gross salaries- \$5727.13, Employers Social Security- \$380.88, Employers Share Retirement- \$268.97, Employers Share Blue Cross- 646.74. Kenneth D. Hansen- 548.00, Walter Heinemann- 624.80, Robert Jacobsen-

624.80, Richard McNear- 620.80, Marlan G. Millard- 624.80, Willis Roeber- 620.80, Raymond Reed Jr.- 616.80, Randall A. Crombie- 616.80, Arnold Mellick- 765.73, Stewart Anderson-63.80. ROAD FUND Employee withholding paid to: Federal- 402.88, State- 119.61, FICA- 380.88, Retirement- 179.31, Credit Union- 17.00, Blue Cross- 617.74, Lonestar- 9.76, Colonial- 130.39, Union Dues- 85.75. COUNTY GENERAL FUND: Gross salaries- \$42143.88, Employers Social Security- \$3106.53, Employers Share Blue Cross- \$4164.69, Employers Share Retirement- \$1816.11. Gretchen R. Hirschbach- 346.15, Daniel J. Rohde- 346.15, Jack D. Bobier- 346.15, Jackie Hartnett- 346.15, James Huggenberger- 346.15, Theodore A. Piepho- 942.30, Marilyn Davis- 615.38, Phyllis Ridge- 461.83, Nanci Walsh- 464.00, Bertha Olson- 420.00, Robert H. Giese- 942.30, Irene VanLent- 640.00, Charlotte J. Doenhoefer- 520.00, Ruth M. Jensen- 513.50, Ruth P. Warnock- 520.00, Mardell A. Sorensen- 520.00, Mark J. Dorcey- 346.15, Margaret Rahn- 640.00, Shirley Sides- 44.00, Betty O'Neill- 942.30, Madelyn S. Thorsland- 640.00, Shirley A. Bentz- 540.00, Karen S. Twohig- 540.00, Douglas Lehman- 700.00, Dennis Tank- 560.00, Rita Deichert- 420.00, Arnold Mellick- 307.60, Colene H. Boyle- 942.30, Veronica Grijalba- 640.00, Shirley J. Frank- 286.13, Janet Engel- 540.00, Shirley Sides- 250.25, Klemett Dean- 1024.24, Marvin G. Nielsen- 520.00, Patricia A. Stingley- 592.00, James L. Wagner- 1153.85, Linda E. Carson- 640.00, Randall J. Walsh- 758.65, Martin V. Hohenstein- 720.00, Sharon L. Hartnett- 534.40, Joy K. Nixon- 470.40, Sharon L. Graves- 519.20, Kenneth Blaker- 817.27, Stephen Heide- 805.30, Rodney Herron- 673.80, Robert Johnson- 797.81, Robert Doenhoefer- 780.09, Bonnie Kempers- 400.00, Kim Breece- 160.00, Kurt A. Hohenstein- 942.30, Douglas Luebe- 673.08, Pamela Koster- 548.00, Laura Knox- 1230.77, Cherie Hogan- 489.80, Tracey Eslick- 460.00, Michael P. Schmiedt- 961.54, Neva M. Neal- 94.30, Adrienne G. Harral- 598.00, Brian R. Lamb- 621.04, Linda J. Schovanec- 384.79, Jason Johansen- 561.20, Kathleen Hansen- 516.98, Gary Buck- 561.00, Sandra Gutierrez- 555.10, Margaret Stingley- 447.60, Kathleen Keeler- 542.50, Randall Woods- 362.50, Allen Burns Jr.-322.50, Bruce Hovey- 115.38, Margaret Kunzie- 543.20, Janice C. Brown- 920.00, Gloria Ann Dwyer- 468.75, Dr. Larry Hansen- 69.23, Patricia Glover- 527.52, Warren Johnston- 640.00. GENERAL FUND Employee withholding paid to: Federal- 4196.69, State- 1102.71, FICA- 3106.53, Retirement- 1210.71, Credit Union- 1739.43, Deferred Comp.- 162.50, Blue Cross- 1090.1148, Lonestar- 2.44, Colonial- 510.37. COUNTY WEED CONTROL FUND: Gross salaries- \$511.54, Employers Social Security- \$39.13, Employers Share Retirement- 24.55, Employers Share Blue Cross- 71.86. R. Richard Graham- \$511.54. WEED FUND Employee withholding paid to: Federal- 53.79, State- 14.37, FICA- 39.13, Retirement- 16.37. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED Commissioner Hartnett stated that the State Patrol would like to have space in the Law Enforcement Center, however the usually do not contribute any money for the space they occupy. They would take a proposal to their superiors and try to get some contributions. It was the opinion of the Core Committee to perhaps make room for them in the facility but not to let them have it without a contribution. Commissioner Bobier moved, seconded by Commissioner Hirschbach, to recess until Monday, November 4, 1991. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED at 4:26. Chairman Huggenberger reconvened the meeting on Monday, November 4, 1991 at 1:30p.m. PRESENT: Commissioners Huggenberger, Hirschbach, Hartnett, Rohde and Ted Piepho, Secretary. ABSENT: Commissioner Bobier. Commissioner Bobier arrived at 1:35 p.m. Bruce Hovey gave the board a map of the right-of-way for the Anfinson Bridge. Mr. Rohde is going to contact the owners to get the right-of-way. It was mentioned to the board that Gary Sides would like the county to clean up the parking area at the O'Connor House for their open house this weekend, November 9th. The board recessed at 1:43 p.m. to attend the swearing in of Martin Cahill. The board reconvened at 2:00 p.m. Lance Hedquist appeared before the board regarding the financing of the jail/law

enforcement center. The board discussed it and it was decided that they meet with Springstead and Smith Hayes again to go over the details of there proposals. Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to go into executive session to discuss personnel. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED at 2:30 p.m. Commissioner Rohde moved, seconded by Commissioner Hartnett to reconvene as Board of Commissioners. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED at 2:55 p.m. The board discussed the road crews with Arnie Mellick. They questioned why Arnie had pulled the crews off the roads on Friday afternoon. Arnie cited poor visibility and stated that the drifting would have been worse if they had done the roads before the snow blew around. The board discussed the fact that no one was available to take phone calls from residents on Saturdays. They suggested the possibility of transferring calls to Peg Kunzie's house or getting a radio. Jim Wagner and the board discussed the C & H contract and it was the consensus of the board to meet with C & H. Commissioner Rohde moved, seconded by Commissioner Bobier, to recess until 10:30 a.m. Tuesday, November 12, 1991. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED at 4:05 p.m. ATTEST:

 _____ County Clerk
 Board Chairperson * * * * *
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DAKOTA COUNTY BOARD OF COMMISSIONERS
 NOVEMBER 12, 1991 CONTINUATION OF OCTOBER 28, 1991 PROCEEDINGS
 COUNTY BOARD MEETING ROOM
 DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger reconvened the meeting at 10:35 a.m. Mr. Lance Hedquist appeared before the board. Mr. Hedquist explained some of the differences between Smith & Hayes and Springstead. Mr. Hedquist also gave the board some questions that might be asked of the two companies. The board met with the representatives from Springstead and Smith & Hayes. Smith & Hayes was asked if the would work with NACO. They said they would and they would pay NACO's fees. Commissioner Rohde moved, seconded by Commissioner Bobier, to adjourn. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED 12:20 p.m. ATTEST: _____

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 Board Chairperson * * * * *
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DAKOTA COUNTY BOARD OF COMMISSIONERS
 NOVEMBER 12, 1991 PROCEEDINGS
 COUNTY BOARD MEETING ROOM
 DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called the meeting to order at 1:30 p.m. PRESENT: Commissioners Huggenberger, Hartnett, Rohde, Bobier, Hirschbach and Theodore Piepho, Secretary. ABSENT: All present. Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve the minutes of the October 28, 1991 meeting as typed in the official record. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED The board met with Sam Schram and Leonard Sublet of C & H concerning the contract between C & H and Dakota County. The board opened the bids for the County Audit. A

single bid was received from the Auditor of Public Accounts, State of Nebraska. The bid was for \$8,000.00 for the year ending June 30, 1991; \$8,400.00 for the year ending June 30, 1992; and for \$8,800.00 for the year ending June 30, 1993. The board opened the bids for an electronic voting system. The bids were as follows: American Information Systems, Inc. AIS-115 - \$32,180.00 Business Records Corporation OPTECH IV-C 200 - \$26,321.00 Commissioner Hartnett moved, seconded by Commissioner Hirschbach, to appoint Jack Bobier to SIMPCO's committee to develop a 30 year transportation plan. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Abstain, UNANIMOUS MOTION CARRIED Bruce Hovey spoke to the board regarding the Westover project. He stated that the contractor for the project had telephoned him on Friday and asked if he could start the project Monday. Bruce told the contractor that it was up to the board. It was the consensus of the board not to start the project this late in the year. Chairman Huggenberger told the board that he had been approached by one of the maintainer operates about a situation which had occurred last week. Apparently, two of the operators had been threatened by a hunter who thought they had caused him to go into the ditch. It was decided that Commissioner Rohde would talk to the operators about this matter and let them know they are free to file a complaint with the Sherrif's Office. Commissioner Rohde has spoken with the owners of the right of way for the Anfinson project. Both have agreed to donate the property with the stipulation that they get a load of gravel. The road committee was directed to look into the financing of the 9th street road project. Commissioner Rohde moved, seconded by Commissioner Bobier, to approve the payroll claims as presented as follows: COUNTY ROAD PAYROLL: Gross salaries- \$5840.52, Employers Social Security- \$389.55, Employers Share Retirement- \$280.35, Employers Share Blue Cross- 646.74. Kenneth D. Hansen- 548.00, Walter Heinemann- 624.80, Robert Jacobsen- 624.80, Richard McNear- 620.80, Marlan G. Millard- 624.80, Willis Roeber- 620.80, Raymond Reed Jr.- 616.80, Randall A. Crombie- 853.99, Arnold Mellick- 705.73. ROAD FUND Employee withholding paid to: Federal- 428.32, State- 125.66, FICA- 389.55, Retirement- 186.90, Credit Union- 17.00, Blue Cross- 617.74, Lonestar- 9.76, Colonial- 130.39, Union Dues- 85.75. COUNTY GENERAL FUND: Gross salaries- \$41738.35, Employers Social Security- \$3075.55, Employers Share Blue Cross- \$4374.31, Employers Share Retirement- \$1813.40. Gretchen R. Hirschbach- 346.15, Daniel J. Rohde- 346.15, Jack D. Bobier- 346.15, Jackie Hartnett- 346.15, James Huggenberger- 346.15, Theodore A. Piepho- 942.30, Marilyn Davis- 615.38, Phyllis Ridge- 406.00, Nanci Walsh- 439.35, Bertha Olson- 378.00, Robert H. Giese- 942.30, Irene VanLent- 640.00, Charlotte J. Doenhoefer- 497.25, Ruth M. Jensen- 497.25, Ruth P. Warnock- 497.25, Mardell A. Sorensen- 468.00, Mark J. Dorcey- 346.15, Margaret Rahn- 640.00, Betty O'Neill- 942.30, Madelyn S. Thorsland- 640.00, Shirley A. Bentz- 516.38, Karen S. Twohig- 468.00, Douglas Lehman- 669.38, Dennis Tank- 535.50, Rita Deichert- 439.88, Arnold Mellick- 153.85, Colene H. Boyle- 942.30, Veronica Grijalba- 640.00, Shirley J. Frank- 292.69, Martin G. Cahill- 1354.17, Janet Engel- 468.00, Shirley Sides- 253.00, Klemett Dean- 840.64, Marvin G. Nielsen- 520.00, Patricia A. Stingley- 592.00, James L. Wagner- 1153.85, Linda E. Carson- 640.00, Randall J. Walsh- 758.65, Martin V. Hohenstein- 720.00, Sharon L. Hartnett- 550.40, Joy K. Nixon- 518.40, Sharon L. Graves- 587.05, Kenneth Blaker- 682.69, Stephen Heide- 682.69, Rodney Herron- 673.80, Robert Johnson- 673.80, Robert Doenhoefer- 673.80, Bonnie Kempers- 400.00, Eric Reed- 138.00, Kurt A. Hohenstein- 942.30, Douglas Luebe- 673.08, Pamela Koster- 548.00, Laura Knox- 1230.77, Cherie Hogan- 444.85, Tracey Eslick- 401.06, Michael P. Schmiedt- 961.54, Neva M. Neal- 154.10, Adrienne G. Harral- 598.00, Brian R. Lamb- 546.75, Linda J. Schovanec- 324.00, Jason Johansen- 509.35, Kathleen Hansen- 481.90, Gary Buck- 486.00, Jason Johansen- 15.00, Sandra Gutierrez- 500.20, Margaret Stingley- 357.00, Kathleen Keeler- 459.25, Randall Woods- 400.00, Allen Burns Jr.-400.00, Bruce Hovey- 115.38, Margaret Kunzie- 499.20, Janice C. Brown- 920.00, Gloria Ann Dwyer- 468.75, Dr. Larry

Hansen- 69.23, Patricia Glover- 395.64, Warren Johnston- 640.00. GENERAL FUND Employee withholding paid to: Federal- 4210.57, State- 1102.95, FICA- 3075.55, Retirement- 1208.93, Credit Union- 1819.43, Deferred Comp.- 162.50, Blue Cross- 1090.13, Lonestar- 2.44, Colonial- 445.85. COUNTY WEED CONTROL FUND: Gross salaries- \$511.54, Employers Social Security- \$39.13, Employers Share Retirement- 24.55, Employers Share Blue Cross- 71.86. R. Richard Graham- \$511.54. WEED FUND Employee withholding paid to: Federal- 53.79, State- 14.37, FICA- 39.13, Retirement- 16.37. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde asked Arnie Mellick about the comp time earned by county road workers. He wanted to know why some of the guys had more time than the others. The board discussed the C & H dilemma briefly. Commissioner Huggenberger and Commissioner Hirschbach will meet Kurt Hohenstein to resolve this issue. The board opened their mail. Commissioner Rohde moved, seconded by Commissioner Bobier, to adjourn. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED at 3:35 p.m. ATTEST:

 County Clerk
 Board Chairperson * * * * *
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DAKOTA COUNTY BOARD OF COMMISSIONERS
 NOVEMBER 18, 1991 PROCEEDINGS
 COUNTY BOARD MEETING ROOM
 DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called the meeting to order at 10:07 a.m. PRESENT: Commissioners Huggenberger, Hartnett, Rohde and Nanci Walsh, Stenographer. ABSENT: Commissioners Hirschbach and Bobier. Commissioner Hartnett moved, seconded by Commissioner Rohde, to approve the minutes of the October 28, 1991 meeting and the November 12, 1991 as typed in the official record. ROLL CALL VOTE: Bobier-Absent, Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Martin Cahill, Public Defender, visited with the board to let them know how thing were going. Commissioner Bobier arrived at 11:00 a.m. Commissioner Bobier stated that he had been at a City Council meeting to kick off a new educational program being started in South Sioux City. Arnie Mellick appeared before the board to briefly discuss the Hohenstein Road. Commissioner Hirschbach arrived at 11:19 a.m. Mr. Mellick also discussed the various bridge projects. Mr. Mellick also spoke to the board about the starting wage for the new person the Road Department is looking to hire. Don Linafelter appeared before the board and complained about the condition of the road by his home. It was the consensus of the board that something should be done. Commissioner Rohde moved, seconded by Commissioner Bobier, to approve the claims submitted as follows: GENERAL FUND: Nebr Assoc of Co Officials, registration - 210.00; Holiday Inn, lodging - 185.59; Jackie Hartnett, mileage - 81.83; Ramada, lodging - 423.20; SSC Star, publications - 784.03; Daniel Rohde, mileage - 63.70; Jim Huggenberger, mileage - 106.58; Des Moines Stamp Mfg, seals - 57.75; William Binkard, atty fee - 280.00; Eloise Gormally, service benefit - 11.00; NACO, handbooks - 80.00; SC Stationery, supplies - 112.84; Nadine Johanson, service benefit - 17.00; Robert Giese, mileage - 53.41; NE Dept of Revenue, CAPS - 1547.69; SC Stationery, supplies - 54.48; Western Paper, supplies - 38.95; Norfolk Printing, printing - 131.50; Mark Dorcey, convention - 53.12; Trampe & Associates, pickup - 5000.00; Dennis Tank, mileage - 29.65; Doug Lehman, mileage - 94.59; Sioux Valley Comm, rental - 38.00; A&A Photo, film - 145.91; Redfield Co Inc, forms - 31.22; US West Direct, directory - 17.80; Betty O'Neill, seminar expenses - 106.81; Polk & Co, directory - 66.00; SC Stationery, supplies -

33.71; Homer Comm School, supt contract - 340.00; Iowa Office Supply, supplies - 5.00; Parsons Technology, update - 36.00; SSC Star, publication - 12.93; Redfield & Co, supplies - 25.67; Iowa Office Supply, supplies - 84.32; Des Moines Stamp, seal - 24.00; Norfolk Printing, printing - 157.00; Star Printing, printing - 55.35; Sioux Business Prod, supplies - 40.43; Star Printing - printing - 253.00; SC Stationery, supplies - 31.92; Polk, supplies - 68.80; Norfolk Printing, printing - 181.25; Des Moines Stamp, stamp - 176.50; Butterworth, forms - 41.80; Redfield & Co, supplies - 949.61; West Publishing, supplies - 188.50; Misco Computer, supplies - 74.21; Clerk of District Court, court costs - 1889.50; Coffee King, supplies - 53.90; Rita Frost, interpreter - 25.00; Hilda Balderas, interpreter - 25.00; Hilda Balderas, interpreter - 25.00; Angel Gigaro, interpreter - 25.00; Tri County Guidance, evaluation - 1041.00; William Giles IV, atty fee - 572.26; William Giles IV, atty fee - 279.22; Martha McMinn, atty fee - 391.50; Maurice Redmond, atty fee - 917.05; Matthew Bender & Co, law book - 199.80; Lawyers Cooperative, books - 178.95; Shepards McGraw, lawbook - 229.11; Marcia Mahon, bill of exception - 27.50; Marcia Mahon, depo - 424.25; Robert Rehan, atty fee - 432.00; Robert Rehan, atty fee - 439.60; Dakota County Sheriff, court costs - 652.93; Dakota County Judge, costs - 366.00; William Giles IV, atty fee - 410.36; William Giles IV, atty fee - 232.36; Richard McCoy, atty fee - 215.15; Martha McMinn, atty fee - 155.00; Martha McMinn, atty fee - 115.00; Martha McMinn, atty fee - 190.00; Martha McMinn, atty fee - 180.00; Hurley Law, atty fee - 205.00; Hurley Law, atty fee - 506.50; Hurley Law, atty fee - 133.48; Hurley Law, atty fee - 190.00; Hurley Law, atty fee - 545.00; Hurley Law, atty fee - 360.00; Hurley Law, atty fee - 125.00; Robert Deck, atty fee - 187.35; Robert Deck, atty fee - 394.10; Stuart Mills, atty fee - 404.00; Stuart Mills, atty fee - 175.00; Stuart Mills, atty fee - 274.00; Stuart Mills, atty fee - 85.00; Stuart Mills, atty fee - 333.50; Alan Curtiss, atty fee - 315.00; Alan Curtiss, atty fee - 220.00; Duane Hoffmeyer, atty fee - 224.80; Duane Hoffmeyer, atty fee - 203.35; Frank Gonzalez, interpreter - 237.50; Hilda Balderas, interpreter - 75.00; Hilda Balderas, interpreter - 50.00; Robert Rehan, atty fee - 189.90; Robert Rehan, atty fee - 477.00; Robert Rehan, atty fee - 235.00; Robert Rehan, atty fee - 349.80; Robert Rehan, atty fee - 467.70; Donald Fitch, atty fee - 150.00; Donald Fitch, atty fee - 155.00; Alan Curtiss, atty fee - 328.00; Bean Electric remodeling - 606.22; Curry Floor, carpet - 677.36; Garvey's Trophy, sign - 8.10; General Business, furniture - 2216.00; Independent Telephone, phones - 531.50; Jackson Glass, remodeling - 780.00; SSC Star, adv - 15.72; Colene Boyle, mileage - 17.28; Veronica Grijalba, mileage - 17.28; A Team Heating, repair - 475.00; A Team Heating, repair - 40.72; Bahr Plumbing, repair - 971.35; Bean Electric, supplies - 469.60; Carter Elevator, contract - 50.00; Coast to Coast, supplies - 174.82; City of Dakota City, utilities - 2249.30; Craig Dean, services - 112.00; Klemett Dean, mileage - 50.40; Klemett Dean, filters - 90.36; Klemett Dean, gas - 11.00; R&J Gill, garbage - 100.00; Midwestern Paper, vac bags - 11.85; Russ Helzer, snow removal - 80.00; Independent Phone, supplies - 18.00; Midwest Gas, utilities - 1028.00; Jackson Glass, plex - 20.00; Robertson Imp, parts - 78.71; Siouxland Lock & Key, supplies - 17.55; T P Carpet, carpet - 185.00; Wal-Mart, supplies - 231.85; Western Paper, supplies - 231.25; Dakota County Extension, miscellaneous - 6145.71; James Wagner, clothing - 10.00; Randall Walsh, clothing - 10.00; Martin Hohenstein, clothing - 10.00; Kenneth Blaker, clothing - 10.00; Steve Heide, clothing - 10.00; Rodney Herron, clothing - 10.00; Robert Johnson, clothing - 10.00; Robert Doenhoefer, clothing - 10.00; St of Nebr Comm, teleprinter - 385.00; Dakota County Sheriff, meals/fuel - 48.10; Dakota County Road, fuel - 958.76; Crystal Oil, fuel/repair - 223.70; Pronto, fuel - 147.58; K&S Service, repair - 757.11; Jim's Service, fuel - 71.79; Crown Lincoln, repair - 77.59; Harold's, developing - 77.15; Wal-Mart, supplies - 63.45; SC Stationery, supplies - 352.47; Tri State Comm, repair - 154.46; Kenny Blaker, mileage - 102.50; J P Cooke, supplies - 23.47; Executive Copy, supplies -

149.74; Polk, directory, 66.00; SSC Star, adv - 4.50; Motorola, service - 110.00; ATLA Press, library - 60.00; Daniel Burow, wages - 300.00; C&H, towing - 70.00; Centel Cellular, phone - 50.80; Clark Boardman, supplies - 75.75; Computerland, repair - 175.00; Dakota County Register of Deeds, filing - 5.50; Executive Copy, contract - 114.67; Harold's, film - 7.79; Kurt Hohenstein, mileage - 91.88; Laura Knox, mileage - 129.12; Law Journal, library - 59.50; Douglas Luebe, seminar - 163.49; Matthew Bender, library - 94.50; Midwest Business, supplies - 11.24; National District Atty Assn, dues - 90.00; Nebr County Attorney Assn, seminar - 375.00; Pathology Medical Services, autopsies - 2198.70; Amy Poland, wages - 307.90; Prentice Hall Law, library - 162.00; St Luke's Regional, records - 12.00; Michael Schmiedt, mileage - 56.02; Sioux Business, supplies - 22.34; Sioux Valley Comm, rental - 25.00; SSC Star, publications - 205.74; Woodbury County District Court, copies - 3.50; Hy Vee, food - 2336.04; Coffee King, supplies - 51.90; PA Braunger, supplies - 722.55; Gillette Dairy, supplies - 344.00; Metz Baking, supplies - 81.98; Carpenter Paper, supplies - 383.00; Lincoln Correctional Center, inmate boarding - 950.00; Dixon County Sheriff, inmate boarding - 4150.00; Saunders County Sheriff, inmate boarding - 3800.00; Wayne Juvenile, inmate boarding - 15.00; Jack's Uniform, supplies - 301.50; Bob Barkers, supplies - 312.48; Brunton Printing, cards - 45.83; Professional Audio, repair - 140.50; Moeller Electronics, repair - 144.52; Ray Freeman, service - 30.00; Sportsman, film - 377.00; Dakota County Sheriff, training - 264.60; Sioux Business, storage - 9.12; SSC Star, publication - 161.29; DeCentech Inc, hemo cue - 50.00; Pat Glover, mileage - 63.46; Jan Brown, mileage - 110.50; Elva Nottleman, health visits - 216.00; Diane Spink, clinic - 18.00; Mosby-Year Book, books - 52.32; SC Stationery, supplies - 43.80; AT&T, phone - 612.11; AT&T, phone - 305.41; Amsterdam Printing - service - 64.47; Dakota City Postmaster, postage - 2000.00; US West Comm, phone - 1190.01; US West Comm, phone - 45.56; Pitney Bowes, service - 240.68; Computerland, computer - 3265.00. ROAD AND BRIDGE: Aratex, towing - 44.65; Circle R, parts - 212.00; City of SSC, utilities - 120.55; Coast to Coast - paint - 4.85; Dakota Auto, parts - 63.97; Davidson Lumber, fencing - 109.90; Farmers Cooperative, fuel - 4199.45; Firestone, repair - 17.66; Gladys Francisco, rent - 450.00; Jackson Glass, replacement - 153.26; Joes Surplus, parts - 74.68; Johnson Hardware, parts - 102.90; Knoepfler, parts - 61.12; Linweld, tanks - 111.93; Mantek, staunch - 287.33; Midcon, parts - 122.84; Midwest Service, spreader - 4033.40; Nebraska State Bank, contract - 4594.28; Nebraska Public Power, service - 94.96; Newman Signs, signs - 205.00; Paper Calmenson, blades - 2583.00; Siouxland Engineering, services - 1595.65; SC Tarp, tarp - 485.00; Siouxland Mack, parts - 26.43; SC Bolt, supplies - 95.00; Siouxland Hydraulic, parts - 494.24; Stephans Welding, parts - 87.71; Threaded Products, supplies - 82.87; Torco Remfg, repair - 40.00; US West, phone - 61.52; Ultra Chem, supplies - 119.98; Ziegler, parts - 101.66; Todd Masters, snow removal - 650.00. SPECIAL ROAD: Ft Calhoun Stone Co, supplies - 300.58; Olson's Trucking, services - 259.21; Siouxland Engineering, services - 2939.73. POOR RELIEF: Redler's Pharmacy, inmate meds - 480.84; Dakota Family Dentistry, inmates - 133.00; James Litel, services - 43.00; Zee Medical, supplies - 146.00; Lincoln Correctional Center, meds - 91.86; Yankton Medical, supplies - 136.00; Midwest Neurology, services - 174.00; Ponca Family Dentistry, services - 150.00; Sacred Heart Hospital, services - 134.00; Daileys Clinic - services - 10.60; Wahoo Medical Clinic, services - 47.50; J&R Pharmacy, supplies - 28.50; Schulte Drug Store, supplies - 10.54; Larry Meyer, services - 67.80; Grandview Health Resources, services - 395.00; Grandview Medical, services - 95.00. VETERANS AID: Warren Johnston, miscellaneous - 1000.00. VICTIMS ASSISTANCS: Beth Tullio, salary - 2000.00; City of SSC, phone - 45.23; Perkins Stationery, supplies - 5.35. INHERITANCE TAX: Krhounek & Povondra, LEC/Jail - 5821.66. WEED: C&R Supply, parts - 24.43; Cornbelt Chemical, supplies - 416.10; Crystal Oil, repair

- 175.28; Dakota Auto, anti-freeze - 29.10; NE Weed Control Assn, dues - 75.00; Siouxland Engineering, services - 1513.55.

ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED The board recessed for lunch at 11:55 a.m. Chairman Huggenberger reconvened the meeting at 1:34 p.m. Commissioner Bobier moved, seconded by Commissioner Rohde, to appoint Smith-Hayes as bond underwriters for the Jail/Law Enforcement Center. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED Ted Piepho, County Clerk, recommended that the board accept the bid from the State Auditor's Office for one year. Commissioner Rohde moved, seconded by Commissioner Bobier, to accept the audit bid from the State Auditor's Office for one year. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED Ted Piepho spoke to the board concerning copiers. It was suggested that instead of the Public Defender purchasing a used copier, that the copier from the Register of Deeds office be moved to the Public Defender's office and a new copier be purchased for the Register of Deeds office. The board gave their consent. Arnie Mellick spoke to board regarding cellular phones. He had solicited bids from different business. They are as follows: Centel Cellular - Business Plan Monthly Service Charge - \$19.95 This includes 20 minutes local air time each month. After 20 minutes usage is .20 per minute. This company has a tower in So. Sioux and claims a range anywhere in the County. Equipment costs range from \$199.00, \$295.00, \$395.00, \$495.00 with .6 watts to 3. watts. Commnet 2000 - Government Rate Monthly Service Charge - \$17.95 with \$3.00 additional charge for itemized calls. This includes 60 minutes of free air time. After 60 minutes, costs is .30 per minute. There is a Call Sentry which will take messages for \$8.95 per month extra. This will not have a charge for air time. There is a \$25.00 installation charge which salesperson says company will waive. Equipment costs range from \$299.00 for a transportable with a one year warranty on parts/labor. 3 watt range 25-40 miles, weight 3#; \$499.00 for a heavy duty, 10# transportable with 3 year warranty, 3 watt range up to 25-40 miles; from \$495.00 up to \$995.00 for hand held sets. These hand held sets are .6 wattage with a 10-15 mile range. Their towers are in Sioux City, Yankton and Onawa. Salesperson advises a magnetized outside antenna (\$35). Centel Cellular and Commnet 2000 both have Motorola equipment. Both reps said equipment could be tested for a couple of days. Sioux Valley Radio: Need a telephone line to Radio Tower. Hand held radio cost is \$1100.00. The telephone interconnect is \$700. Private conversation requires scramblers which are \$300 each. Installation cost would be \$1000.00. Monthly service charge for telephone line. Commissioner Hartnett moved, seconded by Commissioner Bobier, to approve the purchase of a Commnet 2000 system with the \$495.00, 3 Watt, phone. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED Discussion was had concerning advertising for a Communications/Civil Defense Director. Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to advertise to accept resumes for a Director of Dakota County Joint Public Safety Communications Center and Civil Defense Program. The ads will be placed in the Omaha World Herald, the Sioux City Journal, the South Sioux City Star, and the Nebraska State Patrol Bulletin with the closing date to be 9:00 a.m. December 9, 1991. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Bobier, to approve the official's reports from the County Clerk, Clerk of District Court, and the Register of Deeds. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Bobier to set the hearing for the Hohenstein road for 2:00 p.m. on December 16, 1991. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea,

UNANIMOUS MOTION CARRIED Don Kubik appeared before the board with complaints about the Sheriff's Department. Commissioner Hartnett moved, seconded by Commissioner Rohde to recess. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED 2:45 p.m. Chairman Huggenberger reconvened the meeting at 10:37 a.m. Thursday, November 21, 1991. Present: Commissioners Huggenberger, Hirschbach, Hartnett and Nanci Walsh, stenographer. Absent: Commissioners Rohde and Bobier. The Commissioners met with Alan Eveland and Robert Northrop concerning the financing of the Law Enforcement Center and the Jail. Commissioner Rohde arrived at 10:43 p.m. Commissioner Hirschbach left the meeting at 11:50 a.m. Commissioner Rohde moved, seconded by Commissioner Hartnett to adjourn. ROLL CALL VOTE: Bobier-Absent, Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED ATTEST: _____

County Clerk
Board Chairperson * * * * *
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DAKOTA COUNTY BOARD OF COMMISSIONERS
NOVEMBER 25, 1991 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called the meeting to order at 1:32 p.m. PRESENT: Commissioners Huggenberger, Hartnett, Rohde, Bobier and Nanci Walsh, Stenographer. ABSENT: Commissioner Hirschbach. Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve the minutes of the November 18, 1991 meeting as typed in the official record. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Scot Ford and Vern Larson appeared before the board. Mr. Ford stated that a site had been selected for the Joint Law Enforcement Center. That site is at 29th Street and Willow in South Sioux City, between Joe's Surplus and the Paddock. Mr. Larson commended the Site Selection Committee for all their hard work. Commissioner Bobier moved, seconded by Commissioner Hartnett, to approve the option on the site at 29th and Willow for the Joint Law Enforcement Center. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Absent, UNANIMOUS MOTION CARRIED The board discussed the Joint Communications Board. Commissioner Rohde moved, seconded by Commissioner Bobier to change the name of the E911 Advisory Board to the LEC Advisory Board and to have the members who were appointed on August 5, 1991 continue to serve. Members of this board will serve one year terms starting January 1, 1992. The members are: Jim Wagner, Scot Ford, Jerry Stolze, Fred Gay, Jon Norris, Jim Sherlock, and Glenn Sedivy. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Absent, Hartnett-Yea, UNANIMOUS MOTION CARRIED Kurt Hohenstein requested that the board make the road to his property a county road. He had thought it already was a county road, but legally it is not a county road. There was a brief discussion. Chairman Huggenberger tabled the discussion until the hearing which is December 16, 1991 at 2:00 p.m. Betty O'Neill, County Assessor, presented tax list corrections to the board. Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve the tax list corrections as presented. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED Jim Wagner spoke briefly with the board regarding the Juvenile Detention Facility in Wayne which is closing in May. The board felt that they should talk to the County Commissioners in Wayne County. Bruce Hovey presented the board with resolutions on two bridge projects. Commissioner Bobier moved, seconded by Commissioner Hartnett to approve the bridge resolutions in part as follows: BE IT RESOLVED: That the Department of

Roads is hereby requested to act for said County and to program for construction that portion of County Road described as 1/4 mile West and 1/4 mile North of the Southeast corner of Section 7, Township 27 North, Range 9 East of the 6th P.M. Structure #C002203105. And BE IT RESOLVED: That the Department of Roads is hereby requested to act for said County and to program for construction that portion of County Road described as 300 feet South of the NW corner of the NE 1/4 of the NW 1/4 Section 23, Township 27 North, Range 8 East of the 6th P.M., Structure #C002202510P. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Bobier, to approve the payroll as follows: COUNTY ROAD PAYROLL: Gross salaries- \$5603.33, Employers Social Security- \$428.67, Employers Share Retirement- \$268.97. Kenneth D. Hansen- 548.00, Walter Heinemann- 624.80, Robert Jacobsen- 624.80, Richard McNear- 620.80, Marlan G. Millard- 624.80, Willis Roeber- 620.80, Raymond Reed Jr.- 616.80, Randall A. Crombie- 616.80, Arnold Mellick- 705.73. ROAD FUND Employee withholding paid to: Federal- 506.11, State- 144.46, FICA- 428.67, Retirement- 179.31, Credit Union- 17.00. COUNTY GENERAL FUND: Gross salaries- \$44559.23, Employers Social Security- \$3408.82, Employers Share Retirement- \$1903.80. Gretchen R. Hirschbach- 346.15, Daniel J. Rohde- 346.15, Jack D. Bobier- 346.15, Jackie Hartnett- 346.15, James Huggenberger- 346.15, Theodore A. Piepho- 942.30, Marilyn Davis- 615.38, Phyllis Ridge- 464.00, Nanci Walsh- 464.00, Bertha Olson- 420.00, Robert H. Giese- 942.30, Irene VanLent- 640.00, Charlotte J. Doenhoefer- 520.00, Ruth M. Jensen- 520.00, Ruth P. Warnock- 520.00, Mardell A. Sorensen- 520.00, Mark J. Dorcey- 346.15, Margaret Rahn- 640.00, Shirley Sides- 24.75, Betty O'Neill- 942.30, Madelyn S. Thorsland- 640.00, Shirley A. Bentz- 540.01, Karen S. Twohig- 540.00, Douglas Lehman- 700.00, Dennis Tank- 560.00, Rita Deichert- 460.00, Arnold Mellick- 153.85, Colene H. Boyle- 942.30, Veronica Grijalba- 640.00, Shirley J. Frank- 325.50, Martin G. Cahill- 1354.17, Penny Plume- 368.00, Janet Engel- 536.63, Shirley Sides- 248.88, Klemett Dean- 840.64, Marvin G. Nielsen- 598.00, Patricia A. Stingley- 592.00, Thersa Lieber- 31.88, James L. Wagner- 1153.85, Linda E. Carson- 640.00, Randall J. Walsh- 896.83, Martin V. Hohenstein- 840.63, Sharon L. Hartnett- 492.80, Joy K. Nixon- 553.60, Sharon L. Graves- 826.00, Kenneth Blaker- 682.69, Stephen Heide- 682.69, Rodney Herron- 799.49, Robert Johnson- 673.80, Robert Doenhoefer- 769.56, Bonnie Kempers- 400.00, Joan Laird- 156.25, Kurt A. Hohenstein- 942.30, Douglas Luebe- 673.08, Pamela Koster- 548.00, Laura Knox- 1230.77, Cherie Hogan- 496.78, Tracey Eslick- 460.00, Michael P. Schmiedt- 961.54, Neva M. Neal- 124.20, Adrienne G. Harral- 715.00, Brian R. Lamb- 661.50, Linda J. Schovanec- 384.79, Jason Johansen- 584.24, Kathleen Hansen- 581.07, Gary Buck- 561.00, Sandra Gutierrez- 536.80, Margaret Stingley- 418.73, Kathleen Keeler- 506.00, Randall Woods- 400.00, Allen Burns Jr.-470.00, Bruce Hovey- 115.38, Margaret Kunzie- 562.50, Janice C. Brown- 920.00, Gloria Ann Dwyer- 468.76, Dr. Larry Hansen- 200.00, Dr. Larry Hansen- 69.23, Patricia Glover- 435.68, Warren Johnston- 640.00. GENERAL FUND Employee withholding paid to: Federal- 4779.82, State- 1249.83, FICA- 3408.82, Retirement- 1269.18, Credit Union- 1819.43, Deferred Comp.- 162.50. COUNTY WEED CONTROL FUND: Gross salaries- \$511.54, Employers Social Security- \$39.13, Employers Share Retirement- 24.55. R. Richard Graham- \$511.54. WEED FUND Employee withholding paid to: Federal- 53.79, State- 14.37, FICA- 39.13, Retirement- 16.37. ROLL CALL VOTE: Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Arnie Mellick spoke to the board regarding the bridge by Willis on Road 14w approximately 100ft off of Highway 20. It was the consensus of the board to take the lower bid of \$12,300 which was from Thiesen Construction. Mr. Mellick also solicited ideas from the Commissioners of people who could run Willis Roeber's motor grader if it snowed over the holiday weekend. He is in the hospital and two others are on vacation. Chairman Huggenberger stated that he would have some ideas after the meeting. The Board discussed the Airport Authority and possible candidates for Dakota

County's position on the Airport Authority Board. These candidates include Craig Broyhill, Mel Hagberg and Vincent Kramper. Commissioner Hartnett moved, seconded by Commissioner Bobier, to send the following letter to the different political subdivisions to apprise them of pending action by the County Board that will have a direct impact upon the revenues of their subdivisions. DATE: December 5, 1991

TO: City of South Sioux City, City of Dakota City, Village of Jackson, Village of Homer, Village of Emerson, ESU #1, Dakota Co. Ag Society, Dakota Co. Historical Society, Northeast NE Tech College, Papio-Missouri NRD, Lower Elkhorn NRD, Waterbury Fire District, Ponca Fire District, Homer Fire District, Emerson Fire District, Dakota Covington Fire District, Non-Resident Tutition, Ponca School District 1A, Allen School District 70, Emerson Hubbard School District 61R, Homer School District 31R, So. Sioux City School District 11, Willis School District 6, and Jackson School District 4.

FROM: Dakota County Board of Commissioners

The purpose of this letter is to apprise you of pending action by the County board that will have a direct impact upon the revenues of your subdivision.

As you are aware, the State Board of Equalization and Assessment met Friday, April 12, 1991, and complied with a Nebraska Supreme Court decision to remove from the tax rolls millions of dollars in personal property owned by pipeline, telecommunications and airline companies. You were notified April 30, 1991 of those refunds for the 1989 tax year.

In a memo May 10, 1991, the State Department of Revenue Recertified the 1990 Equalized value for Burlington Northern Railroad and reached a stipulation of settlement for tax year 1990. The Nebraska allocated value for Burlington Northern as of January 1, 1990, was \$408,417,769. The 1990 amended Nebraska allocated value is \$372,890,154 (equalized at 92.13 percent); the Nebraska equalized allocated value is \$343,543,699.

Enclosed please find Exhibit A which shows the amount to be repaid by your political subdivision () to Burlington Northern Railroad as a result of their equalized value.

On July 10, 1991, the Nebraska Supreme Court issued an opinion (MAPCO) and issued a mandate to the State Board of Equalization and Assessment to enter an order in accordance with its opinion for Public Service Companies who appealed to the Nebraska Supreme Court.

On October 30, 1991, the State Board of Equalization and Assessment met and ordered the State Tax Commissioner to reduce the appellant's 1990 equalized unit values by 18.81 percent.

In a memo November 7, 1991, the State Department of Revenue recertified the 1990 equalized value for the Public Service Companies who appealed to the Nebraska Supreme Court and these companies are listed on the recertification printouts enclosed. The County Assessor has processed the tax list corrections, and subsequent refunds will be made pursuant to Section 15 of LB 829 passed during the 1991 Legislative Session.

Enclosed please find Exhibit B which shows the amount to be repaid by you political subdivision () to the Public Service Companies.

The reduced values for the affected property were certified by the Tax Commissioner to the County Assessor. The Assessor, in turn, determined and certified to this Board the amount of refunds that are due as a result of the reductions in value. Because some of the affected property may be located within your jurisdiction, a proportional amount of the total refund due will be paid from the funds being held for you by the County Treasurer. Under the provisions of Neb. Rev. Stat. 77-1736.04 the Board certified those refunds to the County Treasurer for payment. The refunds will be paid by the Treasurer's office from the funds it has on hand for each political subdivision unless the amount of funds is insufficient to pay the refund or unless your political subdivision certifies to the Treasurer that payment of the refunds at this time would seriously interfere with your ability to perform your governmental functions.

It is imperative that you determine as soon as possible the total amount of the refund due from your subdivision, and whether payment of that amount at this time will seriously interfere with your governmental functions. If so, your governing body must certify that fact to the Treasurer within thirty (30) days in order to avoid immediate payment of the refund.

In determining whether to make such certification you should consider the following factors: (1) While neither this Board nor the Treasurer will look beyond the fact of any certification it receives to determine whether there is a good faith basis for the representation that immediate payment of the refund would seriously interfere with governmental functions, that does not mean that the affected companies cannot or will not challenge such representations in courts. (2) If you do make a certification to the Treasurer your action in making a certification to the Treasurer should be taken formally, in an open public meeting, and for your own protection, should be preceded by as much supporting evidence as possible being made part of the record. (3) Subparagraph (1) of Section 77-1736.04 provides that refunds shall be made within two years after the final judgment giving rise to them. Subparagraph (1) also provides that refunds shall be paid, "as soon as practicable," and Subparagraph (2) provides that absent a certification to the Treasurer, the refunds shall be paid immediately. Obviously, the two-year provision contained in Subparagraph (1) was intended to ameliorate the impact of large tax refunds by allowing taxing subdivisions to build such refunds into their budgets for future years in those cases in which immediate payment of the refunds would interfere with governmental operations. (4) Even if it is necessary for your subdivision to defer payment of the refund, it is not necessary that the payment be deferred for the entire period allowed by statute. You are legally authorized, (and arguably obligated), to direct the Treasurer to make the refund payment as soon as there are sufficient funds on hand to do so without interfering with your governmental functions. Practicable considerations would also support payment of the refunds in a timely manner, inasmuch as one of the possible consequences of the cases giving rise to these refunds is total elimination of the tax on personal property for future years, thus reducing the sources of revenue available to make the refund payments. The Dakota County Board took action November 25, 1991. Thirty (30) days from this date, the Treasurer will make the refund payments from the funds of all taxing subdivisions which have not made a certification pursuant to Section 77-1736.04. This letter is intended to provide you with as much advance notice as possible so that you will have sufficient time to take whatever action, if any, is necessary to deal with the situation. If you have questions regarding this matter we would encourage you to contact your attorney and/or the County Attorney's Office as soon as possible.

Very truly yours,

James Huggenberger Chairman ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Absent, UNANIMOUS MOTION CARRIED The board discussed the duties of the Communications/Civil Defense Director. Having the Director take charge of the two current dispatch facilities. It was felt this should be discussed with So. Sioux City before a decision was made. Commissioner Rohde moved, seconded by Commissioner Hartnett, to adjourn. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Absent, Hartnett-Yea, UNANIMOUS MOTION CARRIED at 3:25 p.m. ATTEST:

County Clerk
Board Chairperson * * * * *
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DAKOTA COUNTY BOARD OF COMMISSIONERS
DECEMBER 9, 1991 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called the meeting to order at 1:30 p.m. PRESENT: Commissioners Huggenberger, Hartnett, Rohde, Bobier, Hirschbach and Nanci Walsh, Stenographer. ABSENT: All present. Commissioner Hartnett moved, seconded by Commissioner Rohde, to approve the minutes of the November 25, 1991 meeting as typed in the official record. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED The board postponed the signing of the Airport Authority Contract and the appointment of a representative on the Airport Authority Board until December 16, 1991. Chairman Huggenberger appointed a committee consisting of Commissioner Bobier and Commissioner Rohde to assess the candidates for the Airport Authority Board position. The Board discussed the Dakota County Communications/Civil Defense Director position. Forty-one resumes have been recieved. The board turned the resumes over to Jim Graham to take to the Law Enforcement Center Advisory Board. The advisory board will report back to the Board of Commissioners with 3-5 finalists on December 23rd. Commissioner Bobier moved, seconded by Commissioner Rohde, to transfer title numbers 000081579, 000081580, 000081581, and 000081582 to South Sioux Auto Body for the storage and towing fees due on said vehicles. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED Ted Piepho, County Clerk, spoke to the board about the budgets for this year and the two previous years. The lids were discussed. The board briefly discussed jail alternatives. If present circumstances continue, the new jail would be full at time it is completed. Dan Williamson suggested an outside consultant. The board would like a proposal from the consultant. Commissioner Rohde moved, seconded by Commissioner Bobier, to approve the payroll presented as follows: COUNTY ROAD PAYROLL: Gross salaries- \$5761.46, Employers Social Security- \$383.50, Employers Share Retirement- \$273.96, Employers Share Blue Cross- 646.74. Kenneth D. Hansen- 548.00, Walter Heinemann- 624.80, Robert Jacobsen- 624.80, Richard McNear- 620.80, Marlan G. Millard- 624.80, Willis Roeber- 620.80, Raymond Reed Jr.- 616.80, Randall A. Crombie- 720.93, Arnold Mellick- 759.73. ROAD FUND Employee withholding paid to: Federal- 417.10, State- 122.94, FICA- 383.50, Retirement- 182.64, Credit Union- 17.00, Blue Cross- 617.74, Lonestar- 9.76, Colonial-

130.39, Union Dues- 85.75. COUNTY GENERAL FUND: Gross salaries- \$45248.73, Employers Social Security- \$3348.81, Employers Share Retirement- \$1972.99, Employers Share Blue Cross- 4505.31. Gretchen R. Hirschbach- 346.15, Daniel J. Rohde- 346.15, Jack D. Bobier- 346.15, Jackie Hartnett- 346.15, James Huggenberger- 346.15, Theodore A. Piepho- 942.30, Marilyn Davis- 615.38, Phyllis Ridge- 456.75, Nanci Walsh- 442.25, Bertha Olson- 420.00, Robert H. Giese- 942.30, Irene VanLent- 640.00, Charlotte J. Doenhoefer- 520.00, Ruth M. Jensen- 520.00, Ruth P. Warnock- 520.00, Mardell A. Sorensen- 520.00, Mark J. Dorcey- 346.15, Margaret Rahn- 640.00, Betty O'Neill- 942.30, Madelyn S. Thorsland- 640.00, Shirley A. Bentz- 540.00, Karen S. Twohig- 540.00, Douglas Lehman- 700.00, Dennis Tank- 560.00, Rita Deichert- 460.00, Arnold Mellick- 153.85, Colene H. Boyle- 942.30, Veronica Grijalba- 640.00, Shirley J. Frank- 301.88, Martin G. Cahill- 1354.17, Penny Plume- 368.00, Janet Engel- 540.00, Shirley Sides- 324.50, Klemett Dean- 840.64, Marvin G. Nielsen- 520.00, Patricia A. Stingley- 592.00, Thersa Lieber- 29.75, James L. Wagner- 1153.85, Linda E. Carson- 640.00, Randall J. Walsh- 768.65, Martin V. Hohenstein- 720.00, Sharon L. Hartnett- 766.40, Joy K. Nixon- 486.40, Sharon L. Graves- 814.20, Kenneth Blaker- 969.97, Stephen Heide- 886.18, Rodney Herron- 673.80, Robert Johnson- 957.24, Robert Doenhoefer- 874.57, Bonnie Kempers- 400.00, Kurt A. Hohenstein- 942.30, Douglas Luebe- 673.08, Pamela Koster- 558.28, Laura Knox- 1230.77, Cherie Hogan- 502.98, Tracey Eslick- 460.01, Michael P. Schmiedt- 961.54, Neva M. Neal- 126.50, Adrienne G. Harral- 780.00, Brian R. Lamb- 681.79, Linda J. Schovanec- 391.50, Jason Johansen- 609.60, Kathleen Hansen- 660.48, Gary Buck- 633.00, Sandra Gutierrez- 634.40, Margaret Stingley- 469.95, Kathleen Keeler- 572.00, Randall Woods- 400.00, Allen Burns Jr.- 440.00, Allen Burns Jr.-10.00, Bruce Hovey- 115.38, Margaret Kunzie- 545.60, Janice C. Brown- 920.00, Gloria Ann Dwyer- 468.75, Dr. Larry Hansen- 69.23, Patricia Glover- 405.06, Warren Johnston- 640.00. GENERAL FUND Employee withholding paid to: Federal- 4729.94, State- 1235.52, FICA- 3348.81, Retirement- 1315.29, Credit Union- 1844.43, Deferred Comp.- 162.50, Blue Cross- 1036.93, Lonestar- 2.44, Colonial- 500.95. COUNTY WEED CONTROL FUND: Gross salaries- \$511.54, Employers Social Security- \$39.13, Employers Share Retirement- 24.55, Employers Share Blue Cross- 71.86. R. Richard Graham- \$511.54. WEED FUND Employee withholding paid to: Federal- 53.79, State- 14.37, FICA- 39.13, Retirement- 16.37. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED Arnie Mellick spoke to the board regarding the hiring of a part time person during storms until Willis Roeber is able to come back to work. This was acceptable to the board. Mr. Mellick also stated that they were starting the work on the bridge off of Highway 20 by Willis. Work should be complete by Thursday. Commissioner Hartnett moved, seconded by Commissioner Hirschbach, to authorize Kurt Hohenstein, County Attorney to purchase the Sila and Schovanec properties for the County. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Hartnett, to authorize Kurt Hohenstein, County Attorney to sell the Shirley F. Hughes property. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Chairman Huggenberger reported to the Board that it is getting to the point that Dan Williamson will no longer be able to handle our electronic monitoring, we need to purchase our own equipment. Chairman Huggenberger stated that Great West has donated a trailer to the Dakota County Recycling Committee for hauling the recyclables. He needed to know if it was acceptable to title the trailer in Dakota County's name. It was the consensus of the board to do so. Chairman Huggenberger reported to the board on the election ballot scanner demonstrations. Commissioner Rohde moved, seconded by Commissioner Bobier, to adjourn. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED at 3:50 p.m. ATTEST:

County Clerk

Board Chairperson * * * * *
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DAKOTA COUNTY BOARD OF COMMISSIONERS DECEMBER 16, 1991 PROCEEDINGS COUNTY BOARD MEETING ROOM DAKOTA COUNTY COURTHOUSE Chairman Huggenberger called the meeting to order at 10:05 a.m. PRESENT: Commissioners Huggenberger, Hartnett, Rohde, Bobier, Hirschbach and Ted Piepho, Secretary. ABSENT: All present. Commissioner Hartnett moved, seconded by Commissioner Bobier, to approve the minutes of the December 9, 1991 meeting as typed in the official record. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Chairman Huggenberger signed the Surplus Line Filing Affidavit. The Board briefly discussed road conditions due to the weather we have been experiencing. The Board discussed the C & H contract with Jim Wagner and Kurt Hohenstein. The Board recessed for lunch at 12:10 p.m. Chairman Huggenberger reconvened the meeting at 1:40 p.m. Linda Gagnon, Dakota City Administrator, requested that a dispatching fee be waived for 20 years in exchange for the 25% interest Dakota City has in the radio equipment. The board thought that this was too long. The Board discussed the Airport Authority. Commissioner Hartnett moved, seconded by Commissioner Bobier, to appoint Vincent Kramper to the Airport Authority Board and to approve the following agreement: AGREEMENT

WHEREAS, The Sioux Gateway Airport Authority, Sioux City, Iowa, and Dakota County, State of Nebraska, desire to enter into an Agreement to admit Dakota County to the Sioux Gateway Airport Authority; and

WHEREAS, The Sioux Gateway Airport Authority, initially organized by the Cities of Sioux City and Sergeant Bluff pursuant to the Code of Iowa, Section 330A, desire to maintain a strong regional airport with the ability to provide maximum air transportation services at reasonable rates; and

WHEREAS, a strong regional airport will be the most effective means to maximize the economic benefits to the surrounding region; and

WHEREAS, The Sioux Gateway Airport Authority and Dakota County, Nebraska have agreed on the terms of membership of Dakota County, Nebraska in the Sioux Gateway Airport Authority.

NOW THEREFORE BE IT AGREED on this 16th day of December, 1991 by and between the parties as follows:

1. MEMBERSHIP: Dakota County shall be admitted to the Sioux Gateway Airport Authority for the fiscal year beginning July 1, 1991 (FY 1992) pursuant to the terms of membership set forth in the Code of Iowa, Section 330A.7.

2. AUTHORITY BOARD: Dakota County shall elect a representative to the Board of Directors of the Sioux Gateway Airport Authority pursuant to Iowa Code 330A.5 whose term shall begin July 1, 1991 and shall be for a period of five (5) years.

3. OFFICERS: The Authority Board shall elect at its annual meeting a Chairperson from among its membership to serve a two (2) year term. The Board will elect a Secretary to serve a two (2) year term and a Treasurer to serve a two (2) year term.

4. POWERS: The powers of the Authority are:

(a) To exercise those powers granted it pursuant to Iowa Code Section 330A.8.

(b) The authority may adopt rules and regulations for the use of Airport facilities. 5. FINANCIAL SUPPORT: The Authority endeavors to become self-supporting. Should the Authority require contribution from participating political subdivisions, that contribution shall be provided as follows:

(a) Within ninety (90) days of admission of Dakota County to the Authority, Dakota County shall pay _____ to the Authority.

(b) Prior to December 1 of each year, the Authority shall determine and certify to each member political subdivision the amount of contribution, if any to be provided for the following fiscal year.

(c) The amount of contribution certified shall be deemed an obligation of each member political subdivision following adoption of said contribution in the respective budgetary process, and shall be due and payable in equal installments no later than November 30 and May 31 of said fiscal year.

(d) Such funds when allocated and collected shall be paid to the Authority for the exclusive and proper use of the Authority including but not limited to the purchase of land and the acquiring, establishing, constructing, enlarging, operating, and maintaining of an aviation facility.

(e) Any participating member, at their discretion, may elect to make such other payments, loans, gifts, services or other forms of support to the Authority.

(f) This Agreement shall be renewable annually at the option of Dakota County and funding obligations shall not be omitted except as above identified and shall not be deemed an obligation except to the extent that said agreement is a continuing one.

6. ASSETS: The City of Sioux City has transferred all real estate, personalty currently located at the Airport and all contracts, lease assignments, capital accounts and accounts receivable. Should the Authority be dissolved, such realty, chattels, accounts and personalty shall revert to and revest in the City of Sioux City.

1. That in the event Martin's Field is contributed to the Airport Authority and at the dissolution of said Airport Authority those assets relating to the facility shall revert to Dakota County.

7. MEMBERSHIP APPROVAL: Membership of the Dakota County in the Sioux Gateway Airport Authority shall be subject to the approval of the City of Sioux City, Iowa, the City of Sergeant Bluff, Iowa and Federal Aviation Administration. 8. AUTHORITY RESPONSIBILITY TO DAKOTA COUNTY: In addition to the responsible operation of the Sioux Gateway Airport for the economic enhancement of all participating political subdivisions, the Sioux Gateway Airport Authority shall provide consulting, management and such other services as may be deemed appropriate to Martin's Field located in Dakota County, Nebraska. No public funds shall be expended on Martin's Field except for determination as to its feasibility as part of the Airport Authority until said facility shall have been deeded to public use.

9. WITHDRAWAL: In the event that any participating political subdivision determines to withdraw from membership in the Authority, such withdrawal shall take place in accord with the Iowa Code Section 330A.7.

Signed this 16th day of December, 1991.

SIOUX GATEWAY AIRPORT AUTHORITY

DAKOTA COUNTY, NEBRASKA

BY: _____
Chairperson

BY: _____
Chairperson, Dakota County Commissioners

ATTEST: _____

ATTEST: _____

ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Commissioner Hirschbach moved, seconded by Commissioner Rohde, to approve the claims as follows: GENERAL: SC Stationery, supplies - 30.00; SSC Star, publications - 575.57; Margaret Kunzie, mileage - 29.90; Jim Huggenberger, mileage - 61.74; Computerland, program - 668.00; Dakota County Clerk, title - 10.00; Redfield & Co, binder - 76.06; SC Stationery, supplies - 16.52; Stockman Inn, lodging/meals - 89.06; Ted Piepho, mileage - 44.65; Eloise Gormally, service benefit - 11.00; Polk, update - 32.50; Nadine Johanson, service benefit - 17.00; Robert Giese, mileage - 54.64; SC Stationery, supplies - 19.45; Phillips Printing, printing - 50.00; Betty O'Neill, luncheon - 12.10; SC Stationery, supplies - 15.50; Midwestern Paper, supplies - 216.00; A&A Photo, film - 56.98; Sioux Valley Comm, pager - 38.00; Garvey's Trophy Shoppe, signs - 49.25; Monroe Systems - repair - 185.00; SSC Star, supplies - 253.39; Dennis Tank, mileage - 106.82; Homer Comm School, supt contract - 340.00; Margaret Kunzie, map - 5.00; Redfield & Co, supplies - 150.93; Iowa Office Supply, supplies - 121.69; SC Stationery, supplies - 11.27; Sioux Business Prod, pens - 12.39; Standard Office Equip, toner - 42.00; Mead Data, supplies - 25.00; DAS Materiel, supplies - 49.52; Perkins Stationery, equip - 94.25; Western Paper, supplies - 41.64; Rodney Smith, legislative bill - 70.00; Redfield & Co, supplies - 52.50; Des Moines Stamp, supplies - 24.10; Computerland, printer - 399.00; West Publishing Co, Law library - 243.75; SC Stationery, supplies - 15.08; Marcia Mahon, reimburse - 315.00; Clerk of District Court, court costs - 1771.50; Hilda Balderas, interpreter - 25.00; Hilda Balderas, interpreter - 25.00; Hilda Balderas, interpreter - 25.00; Frank Gonzalez, interpreter - 30.00; Frank Gonzalez, interpreter - 30.00; Frank Gonzalez, interpreter - 20.00; Jill Avery, depo - 288.75; Coffee King, supplies - 27.95; Richard McCoy, atty fee - 1629.65; Martha McMinn, atty fee - 203.50; Martha McMinn, atty fee - 154.10; Duane Hoffmeyer, atty fee - 309.60; Brien O'Brien, atty fee - 1467.60; William Binkard, atty fee - 401.22; William Binkard, atty fee - 459.00; West Publishing, law book - 94.25; Lawyers Cooperative Publishing, law books - 287.90; Dakota County Sheriff, court costs - 853.55; SC Journal, adv - 92.40; Midwest Office Automations, supplies - 34.67; West Publishing, supplies - 35.00; Computerland, equip/supplies - 647.00; Professional Office Services, supplies - 165.78; SC Stationery, supplies - 157.18; Nebr Supreme Court, subscription - 117.00; Iowa Office Supply, supplies - 814.61; General Business, supplies - 14.00; Nebr State Bar Assoc, dues - 205.00; Thurston County Sheriff, service - 15.50; Dakota County Sheriff, service - 35.00; Stuart Mills, atty fee - 260.00; Stuart Mills, atty fee - 311.50; Stuart Mills, atty fee - 545.00; William Binkard, atty fee - 320.24; William Binkard, atty fee - 200.00; William Binkard, atty fee - 297.48; William Binkard,

atty fee - 109.79; William Binkard, atty fee - 175.00; Duane Hoffmeyer, atty fee - 324.60; Donald Fitch, atty fee - 190.00; Robert Deck, atty fee - 327.75; Robert Deck, atty fee - 849.05; Hurley Law, atty fee - 85.00; Hurley law, atty fee - 135.00; Hurley Law, atty fee - 160.00; Hurley Law, atty fee - 150.00; Sandra Inkster, atty fee - 150.00; Sandra Inkster, atty fee - 200.00; Sandra Inkster, atty fee - 75.00; Sandra Inkster, atty fee - 125.00; Sandra Inkster, atty fee - 20.50; Sandra Inkster, atty fee - 25.00; Sandra Inkster, atty fee - 137.50; Sandra Inkster, atty fee - 162.50; Sandra Inkster, atty fee - 100.00; Sandra Inkster, atty fee - 175.00; Sandra Inkster, atty fee - 50.00; Sandra Inkster, atty fee - 400.00; Sandra Inkster, atty fee - 150.00; Sandra Inkster, atty fee - 18.50; Sandra Inkster, atty fee - 125.00; Sandra Inkster, atty fee - 76.70; Sandra Inkster, atty fee - 372.50; Sandra Inkster, atty fee - 125.00; Sandra Inkster, atty fee - 87.50; William Giles IV, atty fee - 243.36; William Giles IV, atty fee - 225.00; Patrick Hulit, witness - 20.00; Ronda Armagast, witness - 29.60; Candy Fineran, witness - 20.00; Christi Magnuson, witness - 29.60; Shalon Magnuson, witness - 29.60; Chad Ball, witness - 22.88; Ray Cota, interpreter - 70.90; Ray Cota, interpreter - 62.50; Frank Gonzalez, interpreter - 262.50; Hilda Balderas, interpreter - 75.00; Hilda Balderas, interpreter - 100.00; Colene Boyle, mileage - 17.28; Veronica Grijalba, mileage - 17.28; Veronica Grijalba, mileage/meals - 146.09; Ramada Inn, meeting - 118.48; A Team Heating, repair - 191.25; A Team Heating, repair - 96.00; Black's Welding, repair - 25.00; Badger State Chemical, supplies - 101.00; City of Dakota City, utilities - 2487.26; Coast to Coast, supplies - 99.32; Curry Floor, supplies - 65.07; Klemett Dean, mileage - 51.36; Klemett Dean, gas - 15.52; R&J Gill, garbage - 100.00; Russ Helzer, snow removal - 160.00; Midwest Gas, utilities - 1028.00; Western Paper, supplies - 237.92; Dakota County Extension, miscellaneous - 770.31; James Wagner, clothing - 10.00; Randall Walsh, clothing - 10.00; Martin Hohenstein, clothing - 10.00; Kenneth Blaker, clothing - 10.00; Steve Heide, clothing - 10.00; Rodney Herron, clothing - 10.00; Robert Johnson, clothing - 10.00; Robert Doenhoefer, clothing - 10.00; State of Nebr, teleprinter - 385.00; Dakota County Sheriff, meals/postage/fuel - 40.27; Dakota County Road, fuel - 797.77; Crystal Oil, services - 450.58; Pronto, fuel/groceries - 269.53; K&S Service, services - 333.02; Jim's Service, services - 77.00; Automotive Electric, services - 68.20; Capital City Extradition, fees - 974.99; Tri-State Comm, repair - 76.95; Polk, directory - 66.00; Harold's Photo, film - 57.98; Nebr Crime Comm, rentals - 39.00; Sioux Business Prod, supplies - 179.20; Jill Avery, depo - 67.50; Suzanne Brudigan, depo - 71.10; Daniel Burow, wages - 275.00; Cental Cellular, phone - 54.10; Clark Boardman, supplies - 95.30; Clerk Supreme Court, transcript - 2.15; Dakota County Judge, transcript - 3.00; Dakota County Treasurer, training - 475.00; Executive Copy, supply - 66.99; Kurt Hohenstein, mileage - 79.63; Alyssa Honken, wages - 72.50; Julie Lesser, wages - 77.50; Earl & Rosemary McKinley, finders fee - 150.00; Harry & Carol Mastne, incentive fee - 100.00; Mead Data Central, supplies - 79.61; Midwest Business Prod, supplies - 26.85; Joe Morten, bond - 50.00; Nebr Crime Comm, film - 6.00; Amy Poland, wages - 270.00; Redfield & Co, citations - 52.50; Sioux Business Prod, supplies - 37.16; SC Stationery, supplies - 6.92; Sioux Valley Comm, pager - 25.00; SC Star, printing - 203.46; Southend Service - services - 22.29; Warren Gorham, digest - 75.55; West Publishing, services - 38.50; Nebr State Bar Assoc, dues - 307.50; Hy Vee, groceries - 1978.17; Coffee King, supplies - 61.90; PA Braunger, supplies - 761.05; Gillette Diary, supplies - 415.71; Metz Baking, supplies - 88.70; Carpenter Paper, supplies - 394.75; Cedar County Sheriff, inmate boarding - 19635.00; Lincoln Correctional Center, inmate boarding - 912.00; Wayne Juvenile Detention Center, inmate boarding - 525.00; Dakota County Sheriff, supplies - 280.14; Jack's Uniforms, uniforms - 795.30; Bob Barkers, supplies - 516.62; Ray Freeman, repair - 50.00; American Institutional Supply, supplies - 14.34; SC Journal, subscription - 126.00; Wal-Mart, supplies - 157.56; SC Stationery, supplies - 263.56; SC Stationery,

supplies - 7.95; SSC Star, adv - 15.72; Family Pharmacy, supplies - 4.68; Diane Spink, services - 34.00; Nebr State Health Dept, renewal - 50.00; Jan Brown, mileage - 67.13; Pat Glover, mileage - 69.83; Elva Nottleman, visits - 372.00; Sioux Business Prod, supplies - 35.08; AT&T, phone - 303.65; AT&T, phone - 665.93; C&H Truck, storage - 400.00; Dakota County Treasurer, drainage taxes - 2122.50; Executive Copy Systems, supplies - 576.95; Midwestern Paper, supplies - 886.00; Nebr State Bank, rental - 25.00; US West, phone - 45.56; US West, phone - 1176.58; Midwestern Paper, mats - 193.58; Dakota City Postmaster, postage - 3000.00; Region IV, qrtly assess - 4674.75; Krhounek & Povondra, jail - 300.00; Dakota County Treasurer, reimburse - 1000.00; Theodore Piepho, mileage - 159.25; Ruth Todd, title searches - 390.00; Farm & Home, book - 21.50; David Griffith & Assoc, allocation assist - 2265.03. ROAD AND BRIDGE: Aratex Services, service - 46.19; Barkley Asphalt, mix - 62.50; Cellular Inc, phone - 334.00; City of SSC, utilities - 167.38; Coast to Coast, supplies - 2.87; Randy Crombie, electricity - 35.00; Dakota Auto Parts, supplies - 145.15; Farmers Coop, diesel - 2883.07; Filter Care, filters - 22.70; Firestone, tires - 304.04; Garvin Truck Salvage, parts - 68.00; Great Plains Int, cylinder - 56.49; Higman Sand & Gravel, supplies - 12098.14; Joes Surplus, supplies - 30.52; Knoepfler, parts - 1.01; Linweld, tanks - 28.50; Arnold Mellick, electricity - 5.00; Marlan Millard, electricity - 50.51; Nebr State Bank, grader - 4594.28; Nebr Public Power Dist, electric/signals - 122.96; Rocky Mountain Safety Service, lights - 272.06; Willis Roeber, electricity - 17.50; Siouxland Engineering, services - 1097.20; Stephans Welding, pipes - 86.67; Threaded Products, supplies - 158.20; US West, phone - 58.01; Warren Oil, supplies - 1379.86; Ziegler, supplies - 799.26. SPECIAL ROAD: Nelson & Rock Const, materials - 9937.57; Siouxland Engineering, services - 3138.70. POOR RELIEF: Redler's Pharmacy, supplies - 416.25; Zee Medical, supplies - 180.20; Lincoln Correctional, meds - 24.50; Yankton Medical Clinic, services - 97.00; Providence Medical Center, services - 62.50; Marian Health, services - 105.21; J&R Pharmacy, supplies - 6.94; Larry Meyers, services - 26.75; Wayne Family Practice, services - 158.00; Krumwiede Real Estate, rent - 210.00. INSTITUTIONS: Beatrice State Development, qrtly pmt - 2712.00; Norfolk Regional Center, qrtly pmt - 1434.00. VICTIMS ASSISTANCE: City of SSC, phone - 101.41; Beth Tullio, wages/mileage - 2040.32; Sage Publications, supplies - 37.93; Perkins Stationery, supplies - 12.60. INHERITANCE TAX: City of SSC, title search - 257.50; Krhounek & Povondra, project LEC - 4054.91. WEED FUND: Dakota Auto Parts, supplies - 5.20; Knoepfler, part - 22.11; Western Cartographers, map - 27.50; Farmers Coop, chemicals - 1144.29. E911: SSC Star, adv - 15.72; Omaha World Herald, adv - 89.98.

ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, UNANIMOUS MOTION CARRIED Chairman Huggenberger signed the contract with the State Auditor for the 1990-1991 Audit. The South Sioux Tourism Bureau is having a meeting and invited the Board to attend. Chairman Huggenberger opened the public hearing on the Hohenstein Road at 2:00 p.m. Chairman Huggenberger opened the Public Hearing regarding the opening of a road to the property owned by Kurt Hohenstein as follows: Mr. Hohenstein appeared before the board and said that he had requested the county to make a road from the Jenkins corners to the beginning of his property. During the public hearing the road was discussed in two parts. The first one-half of the road ran from the Jenkins corner to the gates, which is approximately one-half the distance to Kurt Hohenstein's property line. The other section of the road runs from the gates to Kurt Hohenstein's property line. Mr. Hohenstein state that he lived in a trailer on the property where he now lives. In 1983 or so they built their present house. Prior to Mr. Hohenstein living at the place he does now, he state that Emory Bates had lived in a little house that is presently on the site, although it is not lived in and has not been lived in for years. Mr.

Hohenstein said that he was told by George Saunders, former County Highway Supt., that the section from the Jenkins corner to the gates was a county road. Therefore, when he purchased the property he got a 30 foot easement from Cottonwood Flats to extend from his property to the gates. He indicated that when he got his mortgage the title insurance company was of the same assumption. Mr. Hohenstein said that he would like to leave it as it is, but the problem started back in 1983 when the county dumped a load of gravel on the road and one of his neighbors stopped the road department and said that this was a lane and not a county road. Mr. Hohenstein went on to say that the county has not done anything to the road as far as maintenance, except removing the snow from said road in the winter. EARlier this year neighbors have complained about the county clearing this road of snow, which prompted him to look in the county records and he can not find in any records of the county that this is a county road and therefore is asking the county to make it a county road because he is landlocked pursuant to Section 39-1716 of the Nebraska Statutes. He continued that he only has 30' easement and the statute provides for the county to make him a road because it is less than 33 feet. In closing, Mr. Hohenstein said that he would be satisfied with having the county to continue clearing the snow and do nothing else. He said that minimum standards to make it a county road are that it be 55 feet, but he is not asking for that. The board asked Bruce Hovey, Highway Supt., his opinion. Mr. Hovey said that he thought that it was a county road by perception. He said he can remember the county maintaining that road when he worked full time for the county. He was afraid that if it was not a road by perception and the county officially opened it as a road now, it should be a 55 foot road. He maintained that he felt this was a road by perception. The board asked Arnold Mellick, County Road Foreman, if he had any recollection of the maintenance of this road. Mr. Mellick said that he was of the opinion that it was a county road and that the county has been maintaining it. Mr. Huggenberger asked if anyone in the audience wished to address the board. Mr. Duane Jenkins and Neil Krumwiede approached the board. Mr. Jenkins passed out three exhibits. Exhibit A was a statement by David Jenkins which read: The road in question has never been a county road. It was 16.5 feet wide until December 1, 1980, when Ivan Krumwiede deeded Bill Hohenstein another 23.5 feet, so they could have more room to get equipment down the road for farming and a gravel pit. Before that the 16.5 foot road had a gate on the south end by my mail box with a sign on it "PRIVATE PROPERTY, NO TRESPASSING". In 1983 the county plowed a road through the deep snow down that lane. A few days later they came back at the request of Bill Hohenstein and widened it, which didn't need to be done, and in the process pushed snow over and ruined Neil Krumwiede's and my pasture fences. (The one I had previously moved over 23.5 foot three years prior.) I explained to the county road men (graders) that this road was not a county road, but they told me they were told to do it by the boss. This road was deeded to Bill Hohenstein for private use only, all upkeep and maintenance was, and still is to be, the responsibility of the grantee. (Bill Hohenstein). Who mislead some individuals into thinking this was a county road and WHY? If I had a private lane and could get someone to come in and take care of it for free, that would be great. And I'm sure every person in Dakota County would feel the same. This problem is not that anyone doesn't want Kurt Hohenstein to have a road. He has a road. The problem is the means in which the county has become involved in the situation, and been mislead for the benefit of a few. I have graded this road for Kurt all these years except last summer when he got his own tractor and blade. The thing that bothers me is I couldn't keep the county from smashing my fence, even after I had told them they weren't supposed to be in there. I know that everyone involved in this road KNOWS this lane is NOT A COUNTY ROAD. Signed David Jenkins

Exhibit B was a QUITCLAIM DEED dated December 1, 1980, with Ivan and Ora Krumwiede grantor who conveyed to William Hohenstein the West 40 feet of the South Half of the Southeast Quarter, Section 8, Township 27, Range 9, East of the 6th P.M.

Both parties realize that this forty feet includes 16.5 feet previously given for road purposes by Cullinane, a previous owner. Also, grantors make this conveyance for private road purposes only and grantors shall have the right to access from said road to and from their fields to the East thereof. Also, all upkeep and maintenance of said road shall be the responsibility of grantees and should said premises ever cease to be used as a road, the East 23.5 feet of said 40 feet shall automatically revert to these grantors, their successors, heirs or assigns. Exhibit C was an Easement granted by William and Lillian Hohenstein described as follows: NE 1/4 of Section 8, Township 27N, Range 9, East of the 6th P.M. Dakota County, Nebraska and the accretion thereto. The Easement is recorded in Misc. Record Book 49, Page 313 in the Register of Deeds Office. The easement granted unto LeRoy Sorensen and Julia Sorensen the right to travel on and over and across the following described premises:--A strip of 16 foot in width, commencing at the SW corner of the NE1/4 of Section 8, Township 27N, Range 9, East of the 6th P.M. Dakota County, Nebraska and running North along the west line thereof to the North line thereof, thence East to Omaha Creek, all in Dakota County, Nebraska. Mr. Duane Jenkins maintained that the property that was being talked about was not a county road and referred back to Exhibit B several times to the part of the deed that the grantors made the conveyance for private road purposes only. Mr. Jenkins said if this was conveyed as a private road, how can it be a public road. He also pointed out the statement made in Exhibit A by David Jenkins. He maintained that this was a lane. In 1980 this was granted because William Hohenstein was trying to start a gravel pit and he need some way to get his machinery down there. Mr. Neil Krumwiede supported Mr. Jenkins that this was not and is not a county road. It started in 1983 when the county opened the road for William Hohenstein and then widened it. They threw snow on my fence and busted my fence. Commissioner Hirschbach spoke up and said that if a property is landlocked that the county had to put in a road. She said the difference between now and a few years ago, is that now the land owner has to pay the cost. Several years ago that was not true and if the county maintained this as a road, it may be a county road. Discussion was had whether this was a road. The opponents for making this a road said it was not a road, but more a lane and Mrs. Hirschbach said that he was landlocked and that is what the county has to look at. Mr. Krumwiede said he was not land locked. His dad owns the land between Kurt's property and the gates. It was brought up that Kurt did not own the land, therefore he is landlocked. Mr. Krumwiede said that this is the same situation as with his mother. NK Farms, Inc. owns the property between her and the road and that if they were going to make Kurt a road, then she should have a road. Mr. Huggenberger asked if anybody else wanted to address the board. Ms. Joyce Jenkins spoke up and said that she was very well acquainted with this road and as she grew up all she can remember this to be is a lane and not a road. It was the consensus of most of those present that this was not a road. Chairman Huggenberger closed the public hearing at 2:50 p.m. Commissioner Hartnett moved, seconded by Commissioner Bobier, to adjourn. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED at 3:45 p.m. ATTEST: _____

County Clerk
Board Chairperson * * * * *
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DECEMBER 23, 1991 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called the meeting to order at 10:02 a.m. PRESENT: Commissioners Huggenberger, Hartnett, Rohde and Nanci Walsh, Stenographer. ABSENT: Commissioners Hirschbach and Bobier. Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve the minutes of the December 16, 1991 meeting as typed in the official record. ROLL CALL VOTE: Hirschbach-Absent, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Absent, UNANIMOUS MOTION CARRIED Jim Graham appeared before the board regarding the Communications/Civil Defense Director position. He presented the five finalists to the board. Interviews have been set for January 15, 1992 starting at 1:30 p.m. Commissioner Hirschbach arrived at 10:07 a.m. Betty O'Neill, County Assessor, presented tax list corrections to the board. Commissioner Hartnett moved, seconded by Commissioner Rohde, to approve the tax list corrections as presented by the County Assessor. ROLL CALL VOTE: Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Absent, Hirschbach-Yea, UNANIMOUS MOTION CARRIED Commissioner Hirschbach moved, seconded by Commissioner Rohde, to convene as Board of Equalization. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Absent, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED at 10:12 a.m. Betty O'Neill, County Assessor, presented motor vehicle exemption renewals for Region IV on a 1987 Plymouth Voyager, Vin: 2P4FH41G7HR178149, and a 1984 Chevrolet Pickup, Vin: 1GCCS14B5EZ104875; and for Goldenrod Hills Community Action Council a 1989 Dodge Ram Wagon, Vin: 2B5WB35Y8KK317300, and a 1991 Dodge Ram Wagon, Vin: 2B5WB35YMK437976. Commissioner Rohde moved, seconded by Commissioner Hartnett, to approve the renewals as presented. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Absent, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED Commissioner Hartnett moved, seconded by Commissioner Rohde, to reconvene as Board of Commissioners. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Absent, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED at 10:15 a.m. Darrell Stanard and Wayne Kubert of Trampe and Associates spoke with the board regarding the reappraisal. Commercial properties are up 16%. Residentials are up 12% overall and there are 453 pickup permits still to do. Commissioner Bobier arrived at 10:42 a.m. Dakota County has 417 exempt residential parcels. AGs are going up 11%. Overall change for everything is up 10%. The board discussed informal notices and hearings. The Board recessed for lunch at 11:52 a.m. The board reconvened from lunch at 1:37 p.m. Vincent Kramper appeared before the board and thanked them for his appointment to the Airport Authority Board. Mr. Kramper also asked if the Board had any guidance for him in this role. The board would first like to know more about the Airport Authority, but requested that Mr. Kramper keep Martin's Field in mind. Dan Williamson appeared before the board regarding the jail. He recommended the board have a study done to help the criminal justice system work better. Commissioner Hirschbach moved, seconded by Commissioner Hartnett, to have Dan Williamson initiate a study of the Dakota County Criminal Justice System by the National Institute of Correction, with no charge for the initial study. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED Mr. Al Eveland and Mr. Roger Christensan of Smith Hayes appeared before the board regarding the bond issue. Mr. Eveland feels that it would be beneficial to have the election for the bond issue the end of March rather than February due to the legislature working on the personal property tax issue. The board was agreeable with this. Mr. Eveland also discussed two different financial scenarios. Leonard Sublet of C & H appeared before the board regarding the storage contract. Mr. Sublet asked the board if they had any questions or suggestions for him. He also stated that without a new contract as of January 1, 1992 the county would be charged daily storage on the long term vehicles. Commissioner Hirschbach

stated that the board would like to get things worked out. Mr. Sublet discussed the purpose of the contract. Chairman Huggenberger asked Mr. Sublet for a 30 day extension of the present contract. Mr. Sublet was agreeable to this. He stated that service would continue with or without the contract. The contract only governs vehicles held for over 90 days. At the present time there are only the Ring and Sergott vehicles. Mr. Sublet stated that if the county didn't have those vehicles, there would be no charge. Mr. Sublet said that if there are no vehicles that have been stored for over 90 days, there is no storage charge. Thus, if the Ring and Sergott vehicles left tomorrow (December 24, 1991) there would be no charge. Commissioner Bobier asked how often vehicles stay beyond 90 days. Mr. Sublet replied that the county has had up to eight vehicles at one time that were held over 90 days. The board and Mr. Sublet discussed the Ring and Sergott vehicles. Chairman Huggenberger asked Mr. Sublet if he would be willing to get together with Ted Piepho and 1 or 2 commissioners in January to work out a new contract. Mr. Sublet said he would be. Commissioner Bobier moved, seconded by Commissioner Rohde, to extend the contract with C & H for one more month until a new contract can be negotiated. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED Chairman Huggenberger: Let's go to "open the Hohenstein Road." Regarding the opening of the Hohenstein road, we have an opinion from the County Attorney's Office dated May 31, 1989 which is somewhat of a similar circumstance. It concerns the Atokad road. And it reads as follows... Commissioner Hartnett asked who the County Attorney was at that time. Chairman Huggenberger: Kurt Hohenstein and the letter was addressed to the Commissioners.

May 31, 1989

Gretchen Hirschbach County Board Chairman RR 1 Box 217A South Sioux City,
Nebraska 68776

RE: Atokad Road

Dear Gretchen and Commissioners,

I have been in contact with Bruce Hovey and Arnold Mellick regarding the Atokad road situation. To date, no one has been able to find any information whatsoever which would establish that as a county road. Unless we can clearly establish that that is a county road then it would be my opinion that the County Board of Commissioners has no right to open or close the road. Accordingly, any rights or grievances between residents in that area and the association which is closing the road or restricting access to it would be a private matter between those individuals.

Those individuals may have some right to keep the road open through a prescriptive easement or adverse possession, but that again is a private matter with which the county should not become involved. Unless the road is a platted, open county road the county does not have the right to insist that it remain open.

On the other hand, all of those people have the right to demand access to their property. If that road is the only reasonable means of access then they may be able to force the county to open that as a public road which may include purchasing that property from the rightful owner. These are all avenues which must be considered, but until they are actually evident then it would be my

opinion that unless that is an open platted county road the county has no authority to take any action with respect to it whatsoever.

Sincerely,

Kurt A. Hohenstein Dakota County Attorney Chairman Huggenberger: At this point the county board is of the opinion that access is not being denied and that it is a private road. Do we need a motion on that or can we stand on that? Commissioner Rohde: Probably should have a motion. I'll move that we deny...How do we want to describe this? Chairman Huggenberger: From the mail boxes... Commissioner Rohde: ...on North... Chairman Huggenberger: On North to the gates be considered a private road. Commissioner Rohde: Yes. Commissioner Bobier: I'll second that. Commissioner Rohde: Do we want to add anything to that, Gretchen, as far as the description or what road we are talking about. Commissioner Hirschbach: Actually the request was just for a portion of the road. In the course of the hearing the rest of the road came up. Chairman Huggenberger: Well, yeah, that was the original request. Commissioner Hirschbach: The original request... Chairman Huggenberger: But that was before we could not find evidence that any of it was a public road. At the last meeting, at the public hearing, it was generally accepted that the whole thing was a private road, because it had a private easement on it. We have a motion and a second. Commissioner Hirschbach: I think the only thing that you need to move, is I think you need to move specifically on the request that was made by the landowner, so the denial should be based on that particular portion. Chairman Huggenberger: That would be from the gates North. Commissioner Hirschbach: Right. Commissioner Rohde: To the edge of his property. Chairman Huggenberger confirmed this. Commissioner Hirschbach: Yeah, I think that should be the specific denial, that request. Chairman Huggenberger called for the vote on the motion to deny the request of Kurt Hohenstein to make a public road from the gates North to his property line. ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED The board discussed the request from Dakota City to waive any dispatch fees in exchange for their share of the radio equipment. The board directed Ted Piepho to work out an agreement with the City of Dakota City for the county to purchase the cities interest over the next two years based on the depreciated value of the equipment. The board discussed the request for endorsement from Opportunities Unlimited. Commissioner Bobier moved, seconded by Commissioner Hirschbach to write a letter endorsing Opportunities Unlimited and have the Chairman sign the same. ROLL CALL VOTE: Rohde-Yea, Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, UNANIMOUS MOTION CARRIED Ted Piepho, County Clerk, spoke briefly to the board regarding the Central Count System. Commissioner Rohde moved, seconded by Commissioner Bobier, to approve the official's reports from the County Clerk, Register of Deeds, County Sheriff and Clerk of District Court. ROLL CALL VOTE: Huggenberger-Yea, Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, UNANIMOUS MOTION CARRIED Commissioner Rohde moved, seconded by Commissioner Bobier, to approve the payroll as follows: COUNTY ROAD PAYROLL: Gross salaries- \$5843.33, Employers Social Security- \$389.77, Employers Share Retirement- \$268.97, Employers Share Blue Cross- 646.74. Kenneth D. Hansen- 548.00, Walter Heinemann- 624.80, Robert Jacobsen- 624.80, Richard McNear- 620.80, Marlan G. Millard- 624.80, Willis Roeber- 620.80, Raymond Reed Jr.- 616.80, Randall A. Crombie- 616.80, Arnold Mellick- 705.73, Joel Broekemeier- 240.00. ROAD FUND Employee withholding paid to: Federal- 393.88, State- 119.26, FICA- 389.77, Retirement- 179.31, Credit Union- 17.00, Blue Cross- 617.74, Lonestar- 9.76, Colonial- 130.39, Union Dues- 85.75. COUNTY GENERAL FUND: Gross salaries- \$43070.82, Employers Social Security- \$3182.21, Employers Share

Retirement- \$1866.02, Employers Share Blue Cross- 4365.98. Gretchen R. Hirschbach- 346.15, Daniel J. Rohde- 346.15, Jack D. Bobier- 346.15, Jackie Hartnett- 346.15, James Huggenberger- 346.15, Theodore A. Piepho- 942.30, Marilyn Davis- 615.38, Phyllis Ridge- 464.00, Nanci Walsh- 464.00, Bertha Olson- 420.00, Robert H. Giese- 942.30, Irene VanLent- 640.00, Charlotte J. Doenhoefer- 520.00, Ruth M. Jensen- 520.00, Ruth P. Warnock- 520.00, Mardell A. Sorensen- 468.00, Mark J. Dorcey- 346.15, Margaret Rahn- 640.00, Shirley Sides- 44.00, Mary Smith- 60.00, Betty O'Neill- 942.30, Madelyn S. Thorsland- 640.00, Shirley A. Bentz- 540.00, Karen S. Twohig- 540.00, Douglas Lehman- 700.00, Dennis Tank- 560.00, Rita Deichert- 460.00, Arnold Mellick- 153.85, Colene H. Boyle- 942.30, Veronica Grijalba- 640.00, Shirley J. Frank- 333.38, Martin G. Cahill- 1354.17, Penny Plume- 460.00, Janet Engel- 545.07, Shirley Sides- 299.75, Klemett Dean- 840.64, Marvin G. Nielsen- 520.00, Patricia A. Stingley- 592.00, James L. Wagner- 1153.85, Linda E. Carson- 640.00, Randall J. Walsh- 758.65, Martin V. Hohenstein- 720.00, Sharon L. Hartnett- 809.60, Joy K. Nixon- 249.75, Sharon L. Graves- 635.73, Kenneth Blaker- 682.69, Stephen Heide- 682.69, Rodney Herron- 673.80, Robert Johnson- 673.80, Robert Doenhoefer- 673.80, Bonnie Kempers- 400.00, Mary Toben- 92.50, Kurt A. Hohenstein- 942.30, Douglas Luebe- 673.08, Pamela Koster- 548.00, Laura Knox- 1230.77, Cherie Hogan- 447.18, Tracey Eslick- 460.00, Michael P. Schmiedt- 961.54, Neva M. Neal- 124.20, Adrienne G. Harral- 676.00, Brian R. Lamb- 486.00, Linda J. Schovanec- 324.80, Jason Johansen- 508.00, Kathleen Hansen- 508.00, Gary Buck- 522.00, Sandra Gutierrez- 488.00, Margaret Stingley- 367.50, Kathleen Keeler- 484.00, Randall Woods- 400.00, Allen Burns Jr.- 400.00, Allen Burns Jr.-85.00, Bruce Hovey- 115.38, Margaret Kunzie- 579.20, Janice C. Brown- 920.00, Gloria Ann Dwyer- 468.75, Dr. Larry Hansen- 69.23, Patricia Glover- 395.64, Warren Johnston- 640.00. GENERAL FUND Employee withholding paid to: Federal- 4376.52, State- 1144.63, FICA- 3182.21, Retirement- 1244.01, Credit Union- 2011.15, Deferred Comp.- 162.50, Blue Cross- 1036.93, Lonestar- 2.44, Colonial- 500.95. COUNTY WEED CONTROL FUND: Gross salaries- \$511.54, Employers Social Security- \$39.13, Employers Share Retirement- 24.55, Employers Share Blue Cross- 71.86. R. Richard Graham- \$511.54. WEED FUND Employee withholding paid to: Federal- 53.79, State- 14.37, FICA- 39.13, Retirement- 16.37.

ROLL CALL VOTE: Bobier-Yea, Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, UNANIMOUS MOTION CARRIED The board discussed the Juvenile Diversion Program and felt that the program should stay within its budget. Commissioner Hirschbach will look into a complaint about sewage residue out on McGinty's property by 9th Street Road. Commissioner Rohde moved, seconded by Commissioner Hartnett, to adjourn. ROLL CALL VOTE: Hirschbach-Yea, Hartnett-Yea, Rohde-Yea, Huggenberger-Yea, Bobier-Yea, UNANIMOUS MOTION CARRIED at 3:55 p.m. ATTEST: _____

 County Clerk
 Board Chairperson * * * * *
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