

DAKOTA COUNTY BOARD OF COMMISSIONERS
January 13, 1998 PROCEEDINGS
Re-organizational Meeting
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chairman Huggenberger called their re-organizational meeting to order at 1:30 p.m.

PRESENT: Commissioners Hartnett, Engel, Meinen, Bobier, Huggenberger, and Ted Piepho, Secretary.

ABSENT: All present

Commissioner Meinen moved, seconded by Commissioner Hartnett to approve the minutes of December 29, 1997 as typed in the official record.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger opened nominations for Chairman.

Commissioner Bobier moved, seconded by Commissioner Meinen to nominate Commissioner Hartnett to serve as the 1998 Chair of the County Board of Commissioners and the secretary cast an unanimous ballot for Ms. Hartnett to be 1998 chair.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, Hartnett- Abstained, MOTION CARRIED.

Commissioner Hartnett took the seat reserved for the chair.

Chairperson Hartnett called for nominations for Vice Chair.

Commissioner Hartnett moved, seconded by Commissioner Bobier to nominate Commissioner Meinen to serve as the Vice Chairman to the Board of Commissioners for 1998 and the secretary cast an unanimous ballot for Ms. Meinen to be Vice Chair.

ROLL CALL VOTE: Meinen- Abstained, Huggenberger- Yea, Bobier- Yea, Hartnett- Yea, Engel- Yea, MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Bobier to designate the following banks as depositories for Dakota County with the maximum deposit being governed by securities pledged by each institution: First National Bank, Dakota County State Bank, Nebraska State Bank, and Siouxland National Bank.

ROLL CALL VOTE: Huggenberger- Yea, Bobier- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Meinen 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: Bobier- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Engel to retain the present courthouse hours opening at 8:00 a.m. and closing at 4:30 p.m. Monday through Friday.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Meinen moved, seconded by Commissioner Engel to adopt the same holidays that were observed in 1997.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Meinen moved, seconded by Commissioner Bobier to continue with the Burial Policy as adopted September 19, 1989.

ROLL CALL VOTE: Bobier- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Meinen to appoint the South Sioux City Star as the legal newspaper of the county for the calendar year 1998.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to establish the first Wednesday in October as County Government Day.

ROLL CALL VOTE: Huggenberger- Yea, Bobier- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Bobier to reappoint Roy Warren Johnston as Veteran Service Officer; to reappoint Duane Upton as Highway Superintendent; and to reappoint Arnold Mellick as Planning and Zoning Administrator for the calendar year 1998.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Chairman Hartnett asked the following board members to serve on the following agencies/boards or committees until the next re-organizational meeting:

Area Agency for Aged Governing Board	Phyllis Monich
SIMPCO	Commissioner Bobier
Region IV Mental Health Board	Commissioner Hartnett
County Health Board	Commissioner Hartnett
Region IV Developmental Disabilities	Commissioner Meinen
R C & D	Commissioner Huggenberger
Ag Land Valuation Board	Commissioner Huggenberger
Planning & Zoning	Commissioner Huggenberger
Golden Rod Hills	Commissioner Engel
Area Agency on Aging	Commissioner Meinen
NE Nebraska Joint Housing Authority	Arnie Mellick
Heartland Counseling	Commissioner Meinen

Working Committees	Served 1997
Civil Defense/LEPC	Commissioners Engel & Bobier
Finance/Budget	Commissioners Meinen & Hartnett
Legislative	Commissioner Meinen
Personnel/Policies	Commissioners Huggenberger & Meinen
Property/Space Utilization	Commissioner Engel
Road Committee	Commissioners Bobier & Huggenberger
Safety	Commissioners Hartnett & Engel
LEC	Commissioners Bobier & Engel
ADA	Commissioner Bobier
Recycling	Commissioner Hartnett
Transportation	Commissioner Engel
Weed Control	Commissioners Bobier & Huggenberger

Commissioner Engel moved to adopt Resolution 98-01 as follows:

SALARY, COST-OF-LIVING ADJUSTMENTS, BENEFITS

RESOLUTION 98-1

WHEREAS, Section 23-1114 of the Nebraska Revised Statutes 1943 as amended requires that the salaries of all elected officers of the county shall be fixed by the county board prior to January 15 of the year in which a general election will be held for the respective offices.

BE IT THEREFORE RESOLVED, That the county board of Dakota County, Nebraska hereby intends to set the salary of the County Commissioner and Register of Deeds for the term beginning January 1999.

BE IT THEREFORE RESOLVED: The annual salary for the office of County Commissioners and Register of Deeds be established at \$12,274 for the calendar year 1999, plus an annual increase during the term of office (2000, 2001, 2002) that shall not be less than \$364, nor exceed three (3) percent in any one year, based on the Consumer Price Index as established by the Bureau of Labor Statistics, U.S. Department of Labor.

BE IT FURTHER RESOLVED, That the Board Chairperson be paid an additional \$600 annually during the term of the office 1999, 2000, 2001, and 2002.

BE IT FURTHER RESOLVED, That in addition to the above salary, each official shall receive and a member of the same health and medical group plan as offered to all county employees, which is single coverage.

BE IT FURTHER RESOLVED, That in addition to the above salary, each official receive and be a member of the same dental and life insurance group plan as offered to all county employees.

BE IT FURTHER RESOLVED, That in addition to the above salary, each official shall receive and participate in the retirement plan offered to all county employees at the rate set by law.

AND FINALLY BE IT FURTHER RESOLVED, That the county reserves the right to enter into any program for the benefit of employees of the county (including elected officials), such as insurance programs and such other programs as may be approved, with the right of elected officials granted to participate in such programs on the effective date of such programs as approved by the board. It is the intent of the Dakota County Board of Commissioners that participation in such program shall not constitute an increase in the herein adopted salary but shall be and is part of such salary as adopted and approved by this resolution.

The motion died for a lack of a second.

Commissioner Bobier moved, seconded by Commissioner Engel to adopt Resolution 98-01 as follows:

SALARY, COST-OF-LIVING ADJUSTMENTS, BENEFITS

WHEREAS, Section 23-1114 of the Nebraska Revised Statutes 1943 as amended requires that the salaries of all elected officers of the county shall be fixed by the county board prior to January 15 of the year in which a general election will be held for the respective offices.

BE IT THEREFORE RESOLVED, That the county board of Dakota County, Nebraska hereby intends to set the salary of the County Commissioner and Register of Deeds for the term beginning January 1999.

BE IT THEREFORE RESOLVED: The annual salary for the office of County Commissioners remain at \$11,910 and the salary for Register of Deeds be established at \$12,274 for the calendar year 1999, plus an annual increase during the term of office (2000, 2001, 2002) that shall not be less than \$364, nor exceed three (3) percent in any one year, based on the Consumer Price Index as established by the Bureau of Labor Statistics, U.S. Department of Labor.

BE IT FURTHER RESOLVED, That the Board Chairperson be paid an additional \$600 annually during the term of the office 1999, 2000, 2001, and 2002.

BE IT FURTHER RESOLVED, That in addition to the above salary, each official shall receive and a member of the same health and medical group plan as offered to all county employees, which is single coverage.

BE IT FURTHER RESOLVED, That in addition to the above salary, each official receive and be a member of the same dental and life insurance group plan as offered to all county employees.

BE IT FURTHER RESOLVED, That in addition to the above salary, each official shall receive and participate in the retirement plan offered to all county employees at the rate set by law.

AND FINALLY BE IT FURTHER RESOLVED, That the county reserves the right to enter into any program for the benefit of employees of the county (including elected officials), such as insurance programs and such other programs as may be

approved, with the right of elected officials granted to participate in such programs on the effective date of such programs as approved by the board. It is the intent of the Dakota County Board of Commissioners that participation in such program shall not constitute an increase in the herein adopted salary but shall be and is part of such salary as adopted and approved by this resolution. ROLL CALL VOTE: Bobier- Yea, Huggenberger- Abstained, Hartnett- No, Engel- Yea, and Meinen- No; MOTION FAILED

Commissioner Meinen moved, seconded by Commissioner Hartnett to adopt Resolution 98-01 freezing the Commissioners for 1999, 2000, 2001 and 2002 as follows:
SALARY, COST-OF-LIVING ADJUSTMENTS, BENEFITS

RESOLUTION 98-1

WHEREAS, Section 23-1114 of the Nebraska Revised Statutes 1943 as amended requires that the salaries of all elected officers of the county shall be fixed by the county board prior to January 15 of the year in which a general election will be held for the respective offices.

BE IT THEREFORE RESOLVED, That the county board of Dakota County, Nebraska hereby intends to set the salary of the County Commissioner and Register of Deeds for the term beginning January 1999.

BE IT THEREFORE RESOLVED: The annual salary for the office of County Commissioners remain at \$11,910 for the term of 1999-2002. The salary for Register of Deeds be established at \$12,274 for the calendar year 1999, plus an annual increase during the term of office (2000, 2001, 2002) that shall not be less than \$364, nor exceed three (3) percent in any one year, based on the Consumer Price Index as established by the Bureau of Labor Statistics, U.S. Department of Labor.

BE IT FURTHER RESOLVED, That the Board Chairperson be paid an additional \$600 annually during the term of the office 1999, 2000, 2001, and 2002.

BE IT FURTHER RESOLVED, That in addition to the above salary, each official shall receive and a member of the same health and medical group plan as offered to all county employees, which is single coverage.

BE IT FURTHER RESOLVED, That in addition to the above salary, each official receive and be a member of the same dental and life insurance group plan as offered to all county employees.

BE IT FURTHER RESOLVED, That in addition to the above salary, each official shall receive and participate in the retirement plan offered to all county employees at the rate set by law.

AND FINALLY BE IT FURTHER RESOLVED, That the county reserves the right to enter into any program for the benefit of employees of the county (including elected officials), such as insurance programs and such other programs as may be approved, with the right of elected officials granted to participate in such programs on the effective date of such programs as approved by the board. It is the intent of the Dakota County Board of Commissioners that participation in such program shall not constitute an increase in the herein adopted salary but shall be and is part of such salary as adopted and approved by this resolution.

Adopted this 13th day of January, 1998 at Dakota City, Nebraska.

ATTEST:

County Clerk

ROLL CALL VOTE: Huggenberger- Abstained, Hartnett- Yea, Engel- No, Meinen- Yea and Bobier- Yea; MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Huggenberger to adopt Resolution 98-02 as follows:

SALARY, COST-OF-LIVING ADJUSTMENTS, BENEFITS
RESOLUTION 98-2

WHEREAS, Section 23-1114 of the Nebraska Revised Statutes 1943 as amended requires that the salaries of all elected officers of the county shall be fixed by the county board prior to January 15 of the year in which a general election will be held for the respective offices.

BE IT THEREFORE RESOLVED, That the county board of Dakota County, Nebraska hereby intends to set the salary of the County Clerk, County Treasurer, and Clerk of District Court for the term beginning January 1999.

BE IT THEREFORE RESOLVED: The annual salary for the office of County Clerk, County Treasurer, and Clerk of District Court be established at \$32,110 for the calendar year 1999, plus an annual increase during the term of office (2000, 2001, 2002) that shall not be less than \$910, nor exceed three (3) percent in any one year, based on the Consumer Price Index as established by the Bureau of Labor Statistics, U.S. Department of Labor.

BE IT FURTHER RESOLVED, That in addition to the above salary, each official shall receive and a member of the same health and medical group plan as offered to all county employees, which is single coverage.

BE IT FURTHER RESOLVED, That in addition to the above salary, each official receive and be a member of the same dental and life insurance group plan as offered to all county employees.

BE IT FURTHER RESOLVED, That in addition to the above salary, each official shall receive and participate in the retirement plan offered to all county employees at the rate set by law.

AND FINALLY BE IT FURTHER RESOLVED, That the county reserves the right to enter into any program for the benefit of employees of the county (including elected officials), such as insurance programs and such other programs as may be approved, with the right of elected officials granted to participate in such programs on the effective date of such programs as approved by the board. It is the intent of the Dakota County Board of Commissioners that participation in such program shall not constitute an increase in the herein adopted salary but shall be and is part of such salary as adopted and approved by this resolution.

Adopted this 13th day of January, 1998 at Dakota City, Nebraska.

ATTEST:

County Clerk

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea and Huggenberger- Yea; UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Meinen to adopt Resolution 98-03 as follows:

SALARY, COST-OF-LIVING ADJUSTMENTS, BENEFITS

RESOLUTION 98-3

WHEREAS, Section 23-1114 of the Nebraska Revised Statutes 1943 as amended requires that the salaries of all elected officers of the county shall be fixed by the county board prior to January 15 of the year in which a general election will be held for the respective offices.

BE IT THEREFORE RESOLVED, That the county board of Dakota County, Nebraska hereby intends to set the salary of the County Sheriff and Public Defender for the term beginning January 1999.

BE IT THEREFORE RESOLVED: The annual salary for the office of County Sheriff and the Public Defender be established at \$40,144 for the calendar year 1999, plus an annual increase during the term of office (2000, 2001, 2002) that shall not be less than \$1144, nor exceed three (3) percent in any one year, based on the Consumer Price Index as established by the Bureau of Labor Statistics, U.S. Department of Labor.

BE IT FURTHER RESOLVED, That the salary for the County Sheriff includes a dollar amount for administering the jail without a Board of Corrections.

BE IT FURTHER RESOLVED, That the dollar amount to be considered for the administration of the jail shall be the difference between the Sheriff s Salary and the salary of the County Clerk, County Treasurer, and Clerk of District Court.

BE IT FURTHER RESOLVED, That in addition to the above salary, each official shall receive and a member of the same health and medical group plan as offered to all county employees, which is single coverage.

BE IT FURTHER RESOLVED, That in addition to the above salary, each official receive and be a member of the same dental and life insurance group plan as offered to all county employees.

BE IT FURTHER RESOLVED, That in addition to the above salary, each official shall receive and participate in the retirement plan offered to all county employees at the rate set by law.

AND FINALLY BE IT FURTHER RESOLVED, That the county reserves the right to enter into any program for the benefit of employees of the county (including elected officials), such as insurance programs and such other programs as may be approved, with the right of elected officials granted to participate in such programs on the effective date of such programs as approved by the board. It is the intent of the Dakota County Board of Commissioners that participation in such program shall not constitute an increase in the herein adopted salary but shall be and is part of such salary as adopted and approved by this resolution.

Adopted this 13th day of January, 1998 at Dakota City, Nebraska.

ATTEST:

County Clerk

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea and Hartnett- Yea, ; UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Bobier to adopt Resolution 98-04 as follows:

SALARY, COST-OF-LIVING ADJUSTMENTS, BENEFITS

RESOLUTION 98-4

WHEREAS, Section 23-1114 of the Nebraska Revised Statutes 1943 as amended requires that the salaries of all elected officers of the county shall be fixed by the county board prior to January 15 of the year in which a general election will be held for the respective offices.

BE IT THEREFORE RESOLVED, That the county board of Dakota County, Nebraska hereby intends to set the salary of the County Attorney for the term beginning January 1999.

BE IT THEREFORE RESOLVED: The annual salary for the office of County Attorney be established at \$52,000.00 for the calendar year 1999, plus an annual increase during the term of office (2000, 2001, 2002) that shall not be less than \$1,456.00, nor exceed three (3) percent in any one year, based on the Consumer Price Index as established by the Bureau of Labor Statistics, U.S. Department of Labor.

BE IT FURTHER RESOLVED, That in addition to the above salary, each official shall receive and a member of the same health and medical group plan as offered to all county employees, which is single coverage.

BE IT FURTHER RESOLVED, That in addition to the above salary, each official receive and be a member of the same dental and life insurance group plan as offered to all county employees.

BE IT FURTHER RESOLVED, That in addition to the above salary, each official shall receive and participate in the retirement plan offered to all county employees at the rate set by law.

AND FINALLY BE IT FURTHER RESOLVED, That the county reserves the right to enter into any program for the benefit of employees of the county (including elected officials), such as insurance programs and such other programs as may be approved, with the right of elected officials granted to participate in such programs on the effective date of such programs as approved by the board. It is the intent of the Dakota County Board of Commissioners that participation in such program shall not constitute an increase in the herein adopted salary but shall be and is part of such salary as adopted and approved by this resolution.

Adopted this 13th day of January, 1998 at Dakota City, Nebraska.

ATTEST:

County Clerk

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea and Hartnett- Yea, ; UNANIMOUS MOTION CARRIED.

Commissioner Meinen moved, seconded by Commissioner Bobier to convene as Board of Equalization to consider a Property Value Adjustment.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 2:11 p.m.

Nanci Walsh shared a letter that she received from Wayne Kubert suggesting that the board adjust approximately 21 acres of a Bianchini Tract known as Account 220-058-520. The letter read as follows:

Nancy Walsh
Administrative Assistant
Dakota County Commissioners
1601 Broadway
Post Office Box 8
Dakota City Nebraska 68731

Re: Bianchini Tract known as
Account 220-058-520 and including 21 acres

Dear Ms. Walsh;

In working with the Assessor's Office of Dakota County we have identified the above mentioned property as under valued. We are asking the Board to Increase the value so it is equalized with other property in the area.

The property in question is located east of the bowling alley and the furniture store and just south of I-129. It includes 21 acres, includes no frontage and has limited access from Dakota Ave. The other similar land in the area with frontage is valued for market purposes at \$6,000 per acre. Since the Bianchini land lacks frontage and has only limited access, I am recommending that the value be increased to \$3,750 per acre or;

21 acres x \$3,750 per acre = \$78,750

Yours truly,
Wayne W Kubert MAI

The board discussed the value on the above mentioned property. The general consensus was that they did not want to raise this property without knowing what the land around it was valued at. Then was 3750 to high. It was discussed that the TERC Board used this property as a comparable to consider the Krogh appeals. All the board members thought that if this property sold that the sale price would be considerable higher than \$3750 an acre. South Sioux City is talking about a East-West Road just south of K & B Trucking and that would really open up this property for development and would make this land more valuable. Commissioner Huggenberger moved, seconded by Commissioner Bobier to send a notice of valuation change to the owners of the Bianchini Tract known as Account 220-058-520 and including 21 acres more or less.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea Hartnett- Yea, and Engel- Yea; UNANIMOUS MOTION CARRIED.

Robert Giese, County Treasurer, appeared before the board and presented Several Motor Vehicle Exemption Applications applied for by the South Sioux City Senior Citizens Center, Region IV, Golden Rod Hills and the South Sioux Assembly of God Church.

Commissioner Bobier moved, seconded by Commissioner Meinen to approve the exemption applications as follows: South Sioux City Senior Citizens Center for a 1989 Ford Van and 1987 Plymouth Voyager Van, Region IV for a 1995 Ford Taurus, Golden Rod Hills for a 1984 Chevrolet Van, 1996 GMC 18 passenger bus, 1994 Dodge 12 passenger van, and a 1989 10 passenger Dodge Van, and an application for the So. Sioux Assembly of God Church for a 1996 Ford Van. Be it further resolved that a refund of \$419.49 be authorized and direct the County Treasurer to issue a refund of said amount to So. Sioux Assembly of God Church for repayment of registration.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to reconvene as Board of Commissioners.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 2:28 p.m.

Robert Giese, County Treasurer, informed the board that he had received letters from Gregory N. Lohr, an Attorney for the James Neff Kramper Family Farm Partnership requesting refunds of overpayment of taxes for parcels 220171378, 220069603, 220068070, 220068321, 220068682 for the tax years 1994, 1995 and 1996 because they were taxed as irrigated land and the letters stated that the land had not been irrigated for 15 years.

(Sample letter follows)

December 31, 1997

Dakota County Treasurer

Dakota County Courthouse

Dakota City, Nebraska 68731

RE: Claim for Refund

Taxpayer: James Neff Kramper family Farm Partnership
Year: 199_
Parcel # _____
Amount: _____ Plus Interest

Dear Sir:

You should consider this as a claim for refund of tax paid for the above parcel because of an honest mistake or misunderstanding. This parcel was taxed as irrigated land when it should have been taxed as dry land. This parcel has not been irrigated for over fifteen years.

James Neff Kramper Family Farm Partnership

By: Gregory N. Lohr

The Assessor's Recommendation was that the Dakota County Assessor does not recommend refunding any of the claims submitted by the James Neff Kramper Family Farm Partnership for the following reasons:

1. Notices of valuation change for valuation increases were sent to the taxpayer in a timely manner. Taxpayer did not protest the irrigation issue to the County Board of Equalization, nor did he notify the Assessor's Office that the irrigation of this land had ceased.

2. The use of irrigated land values as opposed to dry cropland values is not a clerical error.

3. There was no misunderstanding on the part of the Assessor's Office. The State of Nebraska, Department of Water Resources, Well Registration Report dated November 10, 1997, continues to show two active irrigation wells which serve these parcels.

4. The taxpayer failed to inform the Assessor's Office of the discontinuance of irrigation until 1997. This would be the taxpayer's duty much the same as that of a taxpayer reporting a building removed or added.

5. The taxpayer failed to notify the Nebraska Department of Water Resources concerning the status of his irrigation wells.

6. Two of the parcels submitted for refund involve land that received the advantage of being valued as agland rather than market value (Greenbelt). These two parcels were annexed into the corporate limits of South Sioux City on January 13, 1997, and the difference in taxes between agland value and market value was recaptured by Dakota County. Should a refund be allowed on these two parcels, a further difference would exist between agland value and market value and the County would be obligated to recapture this difference, therefore negating any refund the taxpayer feels is his due.

Please see notes attached to claims.

Betty O'Neill

Dakota County Assessor

Commissioner Huggenberger moved, seconded by Commissioner Engel to deny the refund of taxes for 1994, 95 and 96 on 220171378, 220069603, 220068070, 220068321, 220068682 because the land had a registered well for said years and the County Assessor just received notice that the land was not irrigated.
ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, and Meinen- Yea; UNANIMOUS MOTION CARRIED.

The board discussed a letter received by the County Clerk as follows:

Theodore Piepho
Dakota County Clerk
P.O. Box 39
Dakota City, NE
Dear Theodore,

68731

Enclosed please find the enabling Resolution concerning the Nebraska Public Agency Investment Trust (NPAIT as well as the corresponding Information Statement. Please include adoption of the Nebraska Public Agency Investment Trust Resolution on the agenda at the annual re-organizational meeting of the County Board. There is no cost to the County to become a member of NPAIT and there is never an obligation to deposit funds.

Upon becoming a member of NPAIT, financial institutions within the County are eligible to become NPAIT depository institutions and receive deposits from the Trust in the form of Certificates of Deposit. Fifty-six (56) of Nebraska's Counties are currently members of the program. We would very much like to be of service to your County. As of the date of this correspondence, NPAIT returns a rate of 5.21%. The fund reached a new record level of deposits with nearly \$90 million in deposits this September.

NPAIT offers safety of investment, daily liquidity and high interest. The program offers free checking "participation drafts" and all deposits and withdrawals are processed over toll free lines. In these days of spending lids and budget restrictions, NPAIT provides an alternative never before available to Nebraska Counties. I am confident that the program will generate much-needed funds for your County. As I am sure you know, NPAIT, is sponsored by the Nebraska Association of County Officials (NACO).

After adoption of the Resolution, please return the completed document to the address provided. If you have any questions, please feel free to call the office anytime at 1-800-890-9757.

Thank you in advance for your time and consideration and please accept the enclosed 1998 Yearly Planner.

Warmest regards,
Scott Sailors
Executive Director
For the Trust

No action was taken because the board would prefer that the county monies be invested locally.

The board asked Mr. Giese what impact the change in registering motor vehicle would have on the county revenues.

Mr. Giese cited some examples and it sounded that the newer cars would receive a little break while some older cars would increase.

Commissioner Bobier moved, seconded by Commissioner Meinen to approve the payroll claims as follows:

COUNTY ROAD PAYROLL: Gross salaries- 9,701.10, (Road Net Pay: \$6,696.25), Employers Retirement- 539.35, Employers Share Care Choices- 821.04, Employers Ameritas Dental- 121.92, Employers Paul Revere Life- 27.96, Employers Soc Sec tax- 569.69, Medicare- 133.23, Principal Mutual Life Insurance Co.- 91.96, Arnold Mellick- 935.58, Walter Heinemann- 810.24, Robert Jacobsen- 810.24, Richard McNear- 810.24, Marlan G. Millard- 810.24, Willis Roeber- 810.24, Randall A. Crombie- 806.24, Joel Broekemeier- 802.24, Richard Hoesing- 798.24, Kimon A. Litras- 798.24, Donald Kunzie- 798.24, Ronald Harder- 711.12.

ROAD FUND: Employee withholding paid to: Federal- 769.82, State- 196.99, Soc Sec- 569.69, Medicare- 133.23, Retirement- 359.60, Care Choices- 338.70, Ameritas Dental- 66.80, Lonestar- 9.76, Colonial- 140.26, Union Dues- 165.00, Credit Union- 32.00, Deferred Comp.- 223.00.

COUNTY GENERAL FUND: Gross salaries- \$54,300.55, (Employees General Net Pay: \$35,940.98), Employers Share Retirement- 2,917.99, Employers Share Care Choices- 4,132.57, Employers Ameritas Dental- 644.15, Paul Revere Life- 147.96, Employers Soc Sec tax- 3,238.88, Medicare- 757.49.

Jackie Hartnett- 481.15, James Huggenberger- 458.08, Jack D. Bobier- 458.08, Marjorie A Meinen - 458.08, William F Engel - 458.08, Nanci Walsh- 836.36, Theodore A. Piepho- 1200.00, Joan Spencer- 836.36, Raemonda Perry- 689.75, Cindy Purucker- 334.00, Bobbi Jo Harsma- 643.00, Robert H. Giese- 1200.00, Charlotte J. Doenhoefer- 688.00, Ruth M. Jensen- 309.60, Ruth P Gillaspie- 836.36, Mardell A. Sorensen- 378.40, Phyllis A Ridge- 688.00, Ann Matthews- 660.00, Mark J. Dorcey- 458.08, Margaret Rahn- 836.36, Shirley Sides-, Betty O'Neill- 1200.00, Madelyn S. Thorsland- 836.36, Karen S. Twohig- 368.00, Rita Deichert- 688.00, June M Racely- 688.00, Patrick McNear- 765.23, Cynthia Purucker- 337.13, Arnold Mellick- 206.00, Margaret Kunzie- 5.00, Colene H. Boyle- 1200.00, Veronica Grijalba- 836.36, Judy Lee Lockwood- 600.00, Shirley Sides- 21.25, Martin G. Cahill- 1500.00, Gwen Scott- 348.00, Shirley Sides- 488.75, Karilyn Watkins- 393.75, Roxanne Anderson- 105.00, Virginia Davenport-, Mary Wolf-, Jim Lane- 874.00, Patricia A. Stingley- 708.00, Thersa Brockhaus-, James L. Wagner- 1500.00, Linda Carson- 913.26, Randall Walsh- 1,205.20, Rodney Herron- 1,098.69, Gary Powell- 1,255.44, Adrienne Harral- 536.00, Dale Davis- 1,155.84, Bradley Sherman- 1,176.14, Jared Junge- 991.97, Michael H Stark- 1,355.41, Eric Reed-, Cherie Hogan- 778.80, Robert Finney- 1200.00, Laurie Barclay- 728.00, Edward Matney- 961.54, Rita Chase- 608.38, Neva Neal- 173.60, Linda J. Schovanec- 741.15, Margaret Stingley- 599.76, Kathleen Keeler- 826.96, Alanna Satterwhite-, Paula Harrigfeld- 832.64, Bruce Hokel- 745.20, John Howard-, Rebecca M Broer- 768.24, William Thompson- 768.24, Donald D. Mueller, Jr- 741.15, Matthew Hatterman - 745.20, Anthony D. Bos- 701.10, Alma Gunderson- 644.00, Christopher Jansen- 112.00, Duane H. Upton- 50.00, Margaret Kunzie- 736.00, Janice Brown- 696.96, Gloria Ann Dwyer- 688.00, Patricia Glover- 801.37, Judy Klemme- 840.00, Tanya Rich- 636.00, Dr Curtis Farrell- 115.38, Bonnie Storm-, Dr. David Grote-, Warren Johnston- 836.36.

Marico Cleaning- 1,279.08, Principal Mutual Life Insurance Co.- 440.98, Ameritas- 40.64, Paul Revere Life- 4.80.

GENERAL FUND: Employee withholding paid to: Federal- 5,264.42, State- 1,354.31, Soc Sec tax- 3,238.88, Medicare- 757.49, Retirement- 1,945.32, Care Choices- 1,525.83, Ameritas Dental- 223.19, Paul Revere Life- 2.16, Colonial Health- 309.42, Credit Union- 1,866.11, Colonial Life- 43.22, Deferred Comp- 1,483.22, Garnishment- 346.00.

D/A ENFORCEMENT FEDERAL GRANT: Gross salaries- 731.40, (D/A Net Pay: \$565.53), Employers Retirement-, Employers Share Care Choices- 68.42, Employers Ameritas Dental- 10.16, Paul Revere Life- 2.40, Soc Sec tax- 45.35, Medicare- 10.61. Employee withholding paid to: Federal- 88.84, State- 21.07, Soc Sec tax- 45.35, Medicare- 10.61, Retirement-, Ameritas Dental-, Credit Union-, Patrick Barger- 731.40.

COPS FAST GRANT:Gross salaries- 1,598.75, (Cops Fast Net: \$1,144.75), Employers Retirement- 95.93, Care Choices- 68.42, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employers Soc Sec- 99.12, Employers Medicare- 23.18. Employees withholding paid to: Federal- 208.01, State- 59.74, Soc Sec- 99.12, Medicare- 23.18, Retirement- 63.95, Allen D. Burns, Jr.- 1,598.75.

COUNTY WEED CONTROL FUND: Gross salaries- \$628.46, (Weed Control Net: \$454.72), Employers Retirement- 37.71, Employers Share Care Choices- 68.42, Ameritas Dental- 10.16, Employers Paul Revere Life- 2.40, Employers Share of Soc Sec- 38.96, Employers Share of Medicare - 9.11, Paul High- 628.46.

WEED FUND: Employee withholding paid to: Federal- 73.71, State- 16.82, Soc Sec tax- 38.96, Medicare- 9.11, Retirement- 25.14, Deferred Comp.- 10.00.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

The board considered the Cops More 96 Grant Application.
Commissioner Bobier moved, seconded by Commissioner Meinen to approve and authorize the chair to sign the Cops More 96 Grant Application.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

The board considered the Law Enforcement Equipment Grant award. Commissioner Engel moved, seconded by Commissioner Meinen to approve and authorize the chair to sign the Law Enforcement Equipment Grant award. ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Rod Krogh appeared before the board and asked the county to be an intervener in the law suit IBP vs. Nebraska DEQ and there was discussion about the county doing so.

Robert Finney, County Attorney, appeared before the board and requested an executive session because of possible litigation. Huggenberger moved, seconded by Engel to convene in closed executive session as requested by the county attorney. ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED 3:09 p.m. Huggenberger moved, seconded by Meinen to reconvene in open session. ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED 3:45 p.m.

Chair Hartnett declared a break at 3:47 p.m. and reconvened the meeting at 3:52 p.m.

The board briefly discussed the Graffiti Ordinance passed by South Sioux City.

Commissioner Meinen suggested that the board examine the Weed Department and possible look at contracting those services.

The board opened the mail and there was a letter stating that we had met all the requirements on the tire grant, but that we still may be audited.

The board briefly discussed sludge application. The City of South Sioux City wanted the county to put a weight limit on 39th Street East of G Street. The board said that they could not arbitrarily put a weight limit on a road unless there was a reason.

The board considered changing the Dog and Cat Ordinance. The County Clerk requested the changes as follows because it was not administered as originally adopted and the recommended changes reflect procedures that are not administered.

Commissioner Huggenberger moved, seconded by Commissioner Engel to amend the Dog and Cat Ordinance that was adopted in 1985 as follows:

DOG AND CAT ORDINANCES
FOR DAKOTA COUNTY

70-101 DOGS AND CATS; OWNER DEFINED. Any person who shall harbor or permit any dog or cat to be in or about his or her house, store, or enclosure, or to remain to be fed, shall be deemed the owner and possessor of such dog or cat and shall be deemed to be liable for all penalties herein prescribed- (Ref.-54-606,71-4401, R.R.S. Nebr. 1943, as amended).

70-102 DOGS AND CATS; LICENSE. Any person who shall own, keep or harbor a dog or cat over the age of six (6) months within Dakota County shall within thirty (30)

days after acquisition of the said dog or cat acquire a license for each such dog or cat annually by or before the first (1st) day of January of each year. The said tax shall be delinquent from and after January thirtieth (Both); provided, the possessor of any dog or cat brought into or harbored within the county limits subsequent to January first (1st) of any year, shall be liable for the payment of the dog or cat tax levied herein. Licenses shall be issued by the County Sheriff upon payment of a license fee of two dollars (\$2.00) for each male dog or cat and sprayed female dog or cat and three dollars (\$3.00) for each unsprayed female dog or cat- Said license shall not be transferable and no refund will be allowed in case of death, sale or other disposition of the licensed dog or cat. The owner shall state at the time the application is made and upon printed forms provided for such purpose, his name and address and the name, breed, color and sex of each dog or cat owned or kept by him- A certificate that the dog or cat has had a rabies shot, effective for the ensuing year of the license, shall be presented when the license- is applied for and no license or tag shall be issued until the certificate is shown.

This section and section 70-103 shall not apply to any dog or cat who is licensed according to any city or village ordinance, which city or village is located within Dakota County, Nebraska. (Ref. 17-526, 54-603, 71-4412, R.R.S., Nebr. 1943, as amended).

70-103 DOGS AND CATS; LICENSE TAGS. Upon the payment of the license fee, the County Sheriff shall issue to the owner of a dog or cat a license certificate and a metallic tag for each dog or cat licensed. The metallic tags shall be properly attached to the collar or harness of all dogs and cats so licensed and shall entitle the owner to keep or harbor the said dog or cat until the thirty first (31st) day of December following such licensing. In the event that a license tag is lost and upon satisfactory evidence that the original plate or tag was issued in accordance with the provisions herein, the County Sheriff shall issue a duplicate or new tag for the balance of the year for which the license tax has been paid and shall charge and collect a fee of one dollar (\$1.00) for each duplicate or new tag so issued. All license fees and collections shall be immediately credited to the Animal License Fund held by the County Sheriff. It shall be the duty of the County Sheriff to issue tags of a suitable design that are different in appearance each year.

70-104 DOGS AND CATS; WRONGFUL LICENSING- It shall be unlawful for the owner, keeper, or harbinger of any dog or cat to permit or allow such dog or cat to wear any license, metallic tag or other county identification than that issued by the County Sheriff for dogs and cats, nor shall the owner, keeper, or harbinger wrongfully and knowingly license an unsprayed female dog with a license prescribed for a male or sprayed female dog.

70-105 70-102 DOGS AND CATS; RUNNING AT LARGE. It shall be the duty of the County Sheriff to cause any dog or cat found to be running at large within the County to be taken up and impounded. 'Running at Large' shall mean any dog or cat found off the premises of the owner, and not under control of the owner or a responsible person, either by leash, cord, chain, wire, rope, cage or other suitable means of physical restraint.

70-106 70-103 DOGS AND CATS; CAPTURE IMPOSSIBLE The County Sheriff shall have the authority to kill any dog or cat showing vicious tendencies or characteristics of rabies which make capture impossible due to the danger involved, or any dog or cat where reasonable attempts at capture have been unsuccessful.

70-107 70-104 DOGS AND CATS; RUNNING AT LARGE, COLLARLESS- It shall be the duty of every owner or owners of any dog or cat to securely place upon the neck of such dog or cat a good and sufficient collar with a metallic plate thereon, on which shall be plainly inscribed the name of such owner. It shall be lawful for any enforcement officer to kill any dog or cat found running at large on whose neck there is no collar as aforesaid. (Ref- 54-605, R.R.S., Nebr- 1943, as amended).

70-108 70-105 DOGS AND CATS: REMOVAL OF TAGS. It shall be unlawful for any person to remove or cause to be removed, the collar, harness or metallic tag from any dog or cat without the consent of the owner, keeper or possessor thereof. (Ref. 17-526, R.R.S., Nebr- 1943, as amended).

70-109 70-106 DOGS AND CATS; IMPOUNDING. It shall be the duty of the County sheriff or his deputies to capture, secure and remove in a humane manner to an animal shelter any dog or cat violating any of the provisions of this Article. The dogs and cats so impounded shall be treated in a humane manner and shall be provided with a sufficient supply of food and fresh water each day. Each Collared impounded dog or cat shall be kept and maintained at the pound for a period of not less than four (4) working days after public notice has been given unless reclaimed earlier by the owner Each impounded dog or cat which is captured without a collar shall be kept and maintained at the pound for a period of not less than two (2) working days after public notice has been given unless reclaimed earlier by the owner. Notice of impoundment of all animals, including any significant marks or identifications, shall be posted at the office of the County Sheriff within twenty-four (24) hours after impoundment as public notification of such impoundment. Any dog or cat may be reclaimed by its owner during the period of impoundment by payment of a general impoundment fee and daily board fee as set by resolution of the Dakota County Board of Commissioners and on file in the office of the County Clerk. The owner shall then be required to comply with the collaring requirement and a rabies vaccination of the dog or cat within seventy-two (72) hours after release, unless the owner can establish that such dog or cat is presently so vaccinated. If the dog or cat is not claimed at the end of the required waiting period after public notice has been given, the County Sheriff may dispose of the dog or cat in a safe and humane manner; provided that if , in the judgment of the County Sheriff, a suitable home can be found for any such dog or cat within the County, the said dog or cat shall be turned over to that person and the new owner shall then be required to pay all fees and meet all collaring and vaccinating requirements provided in this Article. The County shall acquire legal title to any uncollared dog or cat impounded in the animal shelter for a period longer than the required waiting period after giving notice. All dogs shall be destroyed and buried in the summary and humane manner unless a suitable home can be found for such dog or cat. (Ref 17-548, 71-4408, R.R.S., Nebr. 1943, as amended).

70-110 70-107 DOGS AND CATS; VACCINATION REQUIRED. It shall be unlawful for the owner of any dog or cat to keep, maintain, harbor or possess a dog or cat or to allow a dog or cat to run at large, unless it shall have been vaccinated by a licensed veterinarian with approved anti-rabies vaccine, at least once every twenty-four (24) months.

70-111 70-108 DOGS AND CATS AND OTHER ANIMALS; RABIES SUSPECTED. Any dog or cat or other animal suspected of being afflicted with rabies, or any dog or cat vaccinated in accordance with the provisions of Section 70- which has bitten any person and caused an abrasion of the skin, shall be seized by the County Sheriff and impounded under the supervision of a licensed veterinarian or a public health authority for a period of not less than ten (10) days. If upon

examination by a veterinarian, the dog or cat or other animal has no clinical signs of rabies at the end of such impoundment, it may be released to the owner or, in the case of a stray, it shall be disposed of. Any dog or cat vaccinated in accordance with the provisions of 70-110, which has bitten any person, shall be confined by the owner or other responsible person as required by the rabies control authority for a period of at least ten (10) days, at which time the dog or cat shall be examined by a licensed veterinarian. If no signs of rabies are observed by the veterinarian, the dog or cat may be released from confinement. (Ref. 71-4406, R.R.S., Nebr. 1943, as amended).

Any dog or cat or other animal found by a licensed veterinarian to be afflicted with rabies shall be safely and humanely destroyed. Such destruction, however, shall occur only after a determination that all state law provisions concerning rabid animals have been satisfied.

In the case of dogs or cats or other animals known to have been bitten by a rabid animal, the following rules shall apply:

1. In the case of a dog or cat or other animal which has not been vaccinated in accordance with Section 70-110 and which has been bitten by a known rabid animal, such bitten or exposed dog or cat shall be immediately destroyed unless the owner is willing to place such dog or cat or other animal in strict isolation in a kennel under veterinary supervision for a period of not less than six (6) months.

2. If the bitten or exposed dog or cat or other animal is vaccinated in accordance with the provisions of Section 70-110, such dog or cat or other animal shall be subject to the following procedure: a) such dog or cat or other animal shall be immediately revaccinated and confined for a period of not less than thirty (30) days following vaccination, or b) if such dog or cat or other animal is not immediately revaccinated, such dog or cat or other animal shall be confined in strict isolation in a kennel for a period of not less than six (6) months under the supervision of a veterinarian, or c) such dog or cat or other animal shall be destroyed if the owner does not comply with either subdivision a) or b) of this subsection.

All costs arising under this section shall be the responsibility of the dog or cat or other animal's owner.

Any owner whose dog or cat or other animal has been found in violation of Section 70-101 through 70-111 shall be subject to a fine of not less than fifteen dollars (\$15.00) nor more than fifty dollars (\$50.00). Where an owner of a dog or cat or other animal has been found in violation more than three (3) times within a twelve (12) month period, the maximum fine shall not exceed one hundred fifty dollars (\$150.00).

Hirschbach moved, seconded by Rohde to adopt the afore stated Dog and Cat ordinances for Dakota County, this 18th day of November, 1985
Voting Yea: Hirschbach, Engel, Rush, Rohde, Stone; unanimous motion carried.
70-102 DOGS AND CATS; = deleted words
70-102 = added or changed wording
Passed and adopted this 13th day of January, 1998.

ATTEST:

Theodore A. Piepho, County Clerk

Commissioner Hartnett adjourned the meeting at 4:41 p.m.

ATTEST:

County Clerk	Board Chairperson
* * *	* * *

DAKOTA COUNTY BOARD OF COMMISSIONERS
 January 20, 1998 PROCEEDINGS
 COUNTY BOARD MEETING ROOM
 DAKOTA COUNTY COURTHOUSE

Chairman Hartnett called their regular scheduled meeting to order at 10:00 a.m.

PRESENT: Commissioners Hartnett, Engel, Meinen, Bobier, Huggenberger, and Ted Piepho, Secretary.

ABSENT: All present

Resolution 86-21 and the One and Six Year Road plan were distributed to the board members.

The board discussed the application of sludge. Commissioners Huggenberger and Bobier had met with Sludge Masters before the meeting concerning Sioux City's dumping sludge in Dakota County.

Commissioners Huggenberger and Bobier reported that Sludge Masters said they were meeting state regulations for the application of sludge and they did not necessarily like the board's resolution for a permit. They said they would abide by the requirement of not spreading within 1000 feet from a well.

The board discussed ways of receiving revenues for their dumping of sludge.

The board reviewed the claims filed with the county clerk and submitted to the board for payment.

The board toured the jail at 11:08 p.m.

The board recessed at 11:20 pm. for lunch.

The board reconvened at 1:30 p.m. with all members present.

Madelyn Thorsland, Deputy Assessor, presented several tax list corrections amounting to a negative \$4,668.22 to the tax rolls.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to approve the tax list corrections and to authorize the chair to sign same.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to approve the Official Reports filed by the County Clerk and Clerk of the District Court for November and December, 1997

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Vince Kramper appeared before the board and informed them that he had invited the governor to visit the Sioux City Airport because the impact it has on our local community.

Commissioner Hartnett opened the Public Hearing on the Application of a Liquor License by HCI Heritage Express Company dba "HCI Heritage Express Company" at 1:45 p.m.

Mr. Lance Morgan and Denise Douglas appeared before the board and explained that the property was purchased from Dick Winters and that they were applying for Class E and K Liquor Licenses, which are the same licenses as Mr. Winters had.

Chairman Hartnett closed the hearing at 1:54 p.m.

Commissioner Engel moved, seconded by Commissioner Bobier to approve the liquor license application of HCI Heritage Express Company dba "HCI Heritage Express Company" as applied for by HCI Heritage Express Company and advertised in the South Sioux City Star, the legal newspaper of the county and to recommend to the state that said application be approved.

ROLL CALL VOTE: Meinen- Yea, Engel- Yea, Huggenberger- Yea, Bobier- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Meinen moved, seconded by Commissioner Bobier to approve the minutes of January 13, 1998 as typed.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Abstained, MOTION CARRIED.

Commissioner Meinen moved, seconded by Commissioner Bobier to approve the claims submitted by the county clerk for payment as follows:

GENERAL FUND: Perkins Stationary, supplies- 21.47; Daniel Rohde, prior yrs- 23.08; Charles Rush, prior yrs- 34.62; Sioux Business Products, supplies- 14.10; Star Printing & Publishing, minutes- 351.74; Oscar Bill Stone, prior yrs- 58.16; Five Star Awards, laminating- 4.00; Eloise Gormally, prior yrs- 103.86; National Audio Company, cassette storage- 72.99; Nebraska Assoc of Co Clerks, ROD, Elec Officials, dues- 45.00; Ne Nebr Assoc of Co Clerks, ROD, Election Officials, dues- 10.00; Perkins Stationary, supplies- 101.74; Redfield & Co, commissioner record/tobacco license- 323.87; Central Data Processing, data processing- 59.18; Robert Giese, mileage/meals- 68.94; Nadine Lewon, prior yrs- 17.00; MIPS, monthly support- 468.61; Nebr Assoc of Co Treasurer's, dues- 50.00; Irene Van Lent, prior yrs- 16.00; Bear Graphics, paper/binder- 445.00; Midwest Printers, laminated tabs- 280.00; Ne Nebr Assoc of Co Clerks, ROD, Election Officials, dues- 10.00; Nebr Assoc of Co Clerks, ROD, Election Officials, dues- 45.00; Resourcenet Intl, computer paper- 136.80; Sioux Business Products, chairmat- 45.65; Patrick Mc Near, mileage- 128.16; MIPS, monthly support- 17.80; NADA Appraisal Guides, guides- 100.00; Ne Nebr Co Assessors Assn, dues- 15.00; Nebr Co Assessors Assn, dues- 15.00; Perkins Stationary, supplies- 17.38; Walmart, film processing- 49.80; Homer Community Schools, supt contract- 350.00; Star Printing & Publishing, p&z notice- 10.57; MIPS, monthly support- 43.68; Perkins Stationary, folders- 24.04; Secretary of State, statute book- 25.00; Gene Cantrell, mileage- 4.80; Jim Jepsen, mileage- 24.00; Dan Krause, mileage- 48.00; Dick Mc Cabe, mileage- 63.00; Richard Mc Near, mileage- 33.60; Marlan Millard, mileage- 42.00; Donald N Miller, mileage- 10.80; New World Inn, lodging- 44.50; Joe O'Neill, mileage- 19.80; Martin Rohde, mileage- 25.20; Star Printing & Publishing, hearing notice- 10.57; Office Systems, copy machine service contract- 261.00; Perkins Stationary, supplies- 5.28; Redfield & Co, photo paper/supplies- 238.94; Sioux Business Products, supplies- 53.58; DAS Central Stores, supplies- 182.24; Nebraska Continuing Legal Education, forms- 140.00; Sioux Business Products, supplies- 72.55; Standard Office Equipment, toner- 132.00; Star Printing & Publishing, envelopes- 296.40; Commnet Cellular, phone- 74.83; Lexis Law Publishing, law books- 322.93; Record Printing & Copy Center, card printing- 35.00; Maurice Redmond, reim bar dues- 270.00; Clerk of Supreme Court, copies- 3.25; Annie Gonzalez Fischer, interpreting- 30.00; Frank

Gonzalez, interpreting- 185.00; Kathy Pate Knickrehm, research- 336.75; Nebraska Supreme Court Publication, supplement- 31.75; Omaha World Herald, ad- 32.90; Perkins Stationary, supplies- 334.25; Sioux City Journal, ad- 16.50; West Group, law books- 71.40; Dakota County Judges Office, court costs- 45.00; Nebraska Dept of Health Lab, blood tests- 93.80; Dakota County Sheriff, warrants/papers- 661.81; All world Translation Svcs, interpreting- 53.60; Clerk of District Court, court costs- 850.99; Coffee King, jury coffee- 39.92; Fitch & Trott Law Firm, atty fees- 1772.30; William Giles IV, atty fees- 283.86; Hurley Law Office, atty fees- 396.00; Frank Gonzalez, interpreting- 225.00; Lexis Law Library, law books- 206.92; Crary, Huff, Raby, Inkster, Hecht & Sheehan, atty fees- 948.60; West Group, law books- 1419.61; Cindy Bligh, witness fees- 23.00; Johnna Cole, witness fees- 22.40; Ray Cota Interpreter Svcs, interpreting- 29.20; Dakota County Court, transcribing- 470.25; Dixon County Court, supplies/postage- 20.70; Robert R Dorr, witness fees- 21.80; Frank Gonzalez, interpreting- 360.00; Duane e Hoffmeyer, atty fees- 231.98; Hurley Law Office, atty fees- 135.00; Crary, Huff, Raby, Inkster, Hecht & Sheehan, atty fees- 1400.00; Tom Lovan, interpreting- 62.50; Douglas Luebe Law Office, atty fees- 260.50; Stuart Mills, atty fees- 275.00; Hong Cuc Thi Nguyen, interpreting- 25.00; Oscar Sanchez-Alvarez, interpreting- 125.00; Crary, Huff, Raby, Inkster, Hecht & Sheehan, atty fees- 390.00; Thurston County Court, supplies/postage- 2.66; Colene Boyle, mileage- 26.40; Veronica Grijalba, mileage- 26.40; Safeguard Business Systems, checks- 347.68; A B C Lock Service, keys- 12.45; Buck Head Products, supplies- 276.33; Cellular One, phone- 53.57; Chemco Inc, supplies- 86.00; City Dakota City, utilities- 658.02; Coast to Coast, supplies- 140.92; Electronic Engineering, beeper- 26.85; Gill Hauling Inc, garbage- 150.00; Custom Bobcat Services, concrete removal- 540.00; James Lane, mileage/gas- 89.40; Malloy Electric, compressor motor- 79.87; Maintenance Engineering, light ballast- 409.17; Midamerican Energy Co, utilities- 1096.53; Nebraska Public Power, utilities- 1494.66; Dan O'Dell, snow removal- 100.00; O'Keefe Elevator, maintenance- 70.20; Share Corporation, supplies- 352.00; Soo Rent All, rental- 51.28; State of Nebraska, license- 100.00; SOS Sewer Clean, clean sewer- 50.00; US West Communications- phone- 49.45; Donald White Construction, parking lot repair- 1950.00; Dakota County Extension, wages/mileage/supplies- 7357.40; Cellular One, phone- 65.51; Cenex Fleetcard, fuel- 967.22; Crown Lincoln Mercury, repairs/maintenance- 358.38; Crystal Oil, tires/service- 497.87; Dakota County Sheriff, envelopes- 340.20; James Hanks, atty fees- 2352.74; Harold's Photo Center, photo finishing- 134.62; Amy Hueser, interpreting- 72.00; Jacks Uniforms & Equipment, uniform upkeep- 328.60; Jims Service, service/tires- 337.45; Lexis Law Publishing, law book- 65.98; Don Mueller, mileage- 736.56; Nebraska Dept of Labor, unemployment- 530.00; Joy Nixon, prior yrs- 23.08; Pearle Express, glasses/barger- 232.97; Perkins Stationary, supplies- 458.44; Siouxland Eyecare Professionals, eye exam/barger- 42.00; So Sioux City Police Dept, animal control- 75.00; Armon Todd, prior yrs- 69.24; Tucker Glass, windshield- 323.01; Cellular One, phone- 89.48; Colfax County Court, copies- 2.50; Dakota County Bar Assoc, dues- 50.00; Hy Vee, poinsettias- 48.23; Iowa Office Supply, copier rental- 44.48; Lexis Law Publishing, law books- 181.42; Lois Professional Library, training manual- 5.00; Marian Health Center, medical records- 429.00; Morrill County Court, copies- 2.50; Nebraska DMV, transcripts- 36.00; Police Officers Assoc of Nebr, handbook updates- 28.50; St Lukes Home Health, blood draw- 50.00; United Leasing, copier payment- 147.90; West Group, law books- 458.50; Omaha World Herald, subscription- 78.00; Boys & Girls Home, juvenile fees- 10800.00; Braunger Foods, food- 1464.73; Cellular One, phone- 39.98; Coffee King, jail coffee- 11.61; Crystal Oil, tire/service- 56.55; Dakota Family Dentistry, inmate care- 89.00; Dakota Food & Fuel, fuel- 78.20; Executive Copy, toner- 391.00; Hy Vee, food- 2893.00; Family Practice Center, inmate calls- 450.00; Jacks Uniform & Equipment, uniform upkeep- 93.59; Jackson Glass, repairs- 644.32; Diagnostic & Evaluation Center, boarding- 2890.94; Metz Baking,

bread products- 613.10; Midwest Office Automation, toner- 127.95; Oral Surgery Assoc, inmate care- 165.00; Quest Diagnostics Inc, lab tests- 15.50; Redlers Pharmacy, inmate meds- 666.30; Resourcenet International, paper products- 418.27; Roberts Dairy, milk products- 425.77; Siouxland Federal Credit Union, meal/aol- 33.20; Strategic Monitoring, monitors- 679.50; Dakota Super Value, food- 460.45; Walmart, inmate meds/film processing- 401.97; Williams TV, repairs/range hood- 188.69; Net Tech Inc, install hard drive- 120.00; Perkins Stationary, supplies- 3.64; Sioux Business Products, supplies- 17.51; Jan Brown, mileage- 103.70; Pat Glover, mileage- 103.80; Hopkins Medical Products, medical supplies- 96.10; Judy Klemme, mileage- 181.20; Tanya Rich, mileage- 129.90; Staples, supplies- 16.21; Bonnie Storm, mileage- 4.50; Cellular One, phone- 44.80; Office Systems, copier contract- 73.75; AT&T, phone- 628.28; Amsterdam Printing, forms- 64.15; Coast to Coast, supplies- 88.58; Dakota City Postmaster, meter postage/pre sort fee- 2585.00; Dakota County treasurer, drainage dist- 6862.50; Executive Copy Systems, copier maint- 358.22; IRS, balance due- 207.96; Judy Klemme, reim on health ins- 161.96; MIPS, monthly support- 309.44; Pitney Bowes, meter rental- 265.50; Region IV Mental Health Services, qtrly payment- 4781.29; Region IV ODD, qtrly payment- 4911.75; Scottsdale Ins Co, claim- 2068.67; Bonnie Storm, cpr classes- 96.00; US West, phone- 1595.40

ROAD FUND: Aramark Uniform Services, supplies- 81.59; ATCO Mfg Co, supplies- 156.00; B's Enterprises, chains- 130.00; Barry/Hewitt Inc, parts- 210.91; Beckers Saw Shop, saw parts- 181.19; Big A Auto, parts/supplies- 556.87; Bridgestone/Firestone, tires/repairs- 390.18; Cellular One, phone- 35.60; Cenex Fleetcard, fuel- 1400.40; Central States Tire Recycling, clean up tires- 25.60; Circle R, parts- 176.48; Coast to Coast, bolts- 9.35; Farmers Coop, bulk fuel- 950.32; Fort Calhoun Stone, road rock- 402.75; Graham Tire, tire- 60.38; Kenny Hansen, prior yrs- 37.62; Higman Sand & Gravel, road gravel- 883.70; HME Inc, haul rock- 720.00; Inland Truck Parts, parts- 43.42; Joes Dept Store, parts/supplies- 40.56; Knoepfler Chevrolet, parts- 27.95; Linweld Supply, oxy/acetylene- 50.05; Nebraska Public Power, ibp signal/service- 149.29; Nebraska Salt & Grain, ice control- 622.70; Parsons Equipment, parts- 33.34; Pilger Sand & Gravel, gravel- 1755.09; Piorier Equip, parts- 1696.48; Presco Sales & Service, blades/chains- 3582.58; Region IV Services, stakes- 195.00; Willis Roeber, reim electricity- 16.50; Roto Rooter, pump septic- 80.00; Sioux City Filter Service, clean filters- 70.15; Siouxland Hydraulic, parts- 73.94; Team Ford, parts- 6.52; Threaded Products, bolts- 181.89; TSC Industries, gate tube- 59.99; Tri State Communications, radio repair- 65.63; US West, phone- 49.88; Walensky Lumber, posts- 71.63; Warren Oil, fuel- 1580.29; Ziegler Inc, parts- 209.78

ROAD IMPROVEMENT FUND: Johnson-Erickson-O'Brien & Assoc, engineering- 4809.25

POOR RELIEF: Dr Curtiss Farrell, medical exam- 132.00; Redlers Pharmacy, prescription- 18.60; Siouxland Cares, budget match- 1000.00; Walmart Pharmacy, prescription- 211.18

S T O P FUND: Hauff Sporting Goods, weights- 460.00; Kustom Signals, video eraser- 510.00; Radio Shack, scanner/metal detector/headphones- 131.38

L E EQUIPMENT GRANT FUND: Ed M Feld Equipment Co, recesitator- 242.25; Jacks Uniform & Equipment, equipment- 2535.16; Moore Medical- blankets/gloves- 266.42

WEED FUND: Maurice Crofoot, prior yrs- 103.86; J Colin Green, prior yrs- 57.70

E911: City of So Sioux City, lec exp nov/dec- 69276.10

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett opened the public hearing to hear support of opposition to amending Dakota County Zoning Regulations.

Mr. Mellick, P & Z Administrator, said that the Planning & Zoning Board had met and that they recommended that the 20 acre minimum requirement for building a house would be reduced to 5 acres.

Vincent Kramper spoke in favor of the change as did Orin Selby.

Commissioner Hartnett closed the hearing at 2:13 pm.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to approve the reduction from 20 acres requirement to 5 acres and Paragraphs one (1), six (6) and (7) seven under Section 500.4 of the Dakota County Zoning Regulations to read as follows:

1. Minimum lot requirement for a farm dwelling: the minimum lot for a farm dwelling used as a principal use is five (5) acres. Lot must adjoin an existing full service county gravel road, as defined in the authorized Dakota County 1989 Road and Bridge Inventory. Lot must have a minimum frontage of 400' parallel to the existing county road.

6. Minimum lot and setback requirements for conditional uses will be established by the County Planning Commission during their review of the application. In no event will the minimum lot required be less than five (5) acres.

7. Exceptions: A lot smaller than five (5) acres may be separate from the adjoining farming operation of five (5) acres or more and used for a residential lot under one of the following conditions:(a,b,c,d) The above exceptions are for lot area only. All other provisions of the AC, Agricultural District, apply. Only one exception in accordance this section will be permitted on a single agricultural operation of five (5) acres or more.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- No, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Jim Cahill, Lynn Jensen and Neil Nelson appeared before the board and informed them that the Atokad is asking for \$15000. for the use of their grounds for this years fair. They reported that it was \$7,000. in the past years and they were not notified until January, therefore, they did not budget the difference and wondered if the county could pay it.

The usual fair dates conflicted with the racing dates that atokad got. They informed the board that this would more than likely cause the fair to fall short on revenue.

Commissioners Meinen and Engel reported on meetings that they had attended through out the week.

Commissioner Meinen asked about publishing Warrants and Discussion followed. It was felt that it could cost more than what it was worth to publish them, at least from the county's prospective.

Commissioner Hartnett adjourned the meeting at 3:35 p.m.

ATTEST:

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

DAKOTA COUNTY BOARD OF COMMISSIONERS
January 26, 1998 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chairman Hartnett called their regular scheduled meeting to order at 1:30 p.m.
PRESENT: Commissioners Hartnett, Engel, Meinen, Bobier, Huggenberger, and Ted Piepho, Secretary.

ABSENT: All present

Commissioner Huggenberger moved, seconded by Commissioner Engel to approve the minutes of January 20, 1998 as typed.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

The board reviewed a letter from Donna Winkler requesting the board to approve her Homestead Exemption.

The board discussed this and she was way past the filing deadline and if the board were to approve it, they would have to pay her taxes out of the general fund and would not receive reimbursement from the state.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to deny the Homestead request of Ms. Winkler.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Duane Upton, Highway Supt., presented a preliminary plan for the One and Six year plan.

The board discussed Sioux City dumping sludge in Dakota County. The discussion derived around setting a different policy than what we now have.

Sheriff Wagner asked for an executive session to discuss personnel.

Commissioner Meinen moved, seconded by Commissioner Bobier to convene in Closed Executive Session to discuss personnel.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED 2:00 p.m.

Commissioner Huggenberger moved, seconded by Commissioner Bobier to reconvene in open session.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED 2:59 p.m.

Commissioner Engel moved, seconded by Commissioner Huggenberger to authorize a 25 cent an hour increase for Linda Carson retroactive back to July 1, 1997 and a 35 cent an hour raise for Rod Herron retroactive back to said date and that both shall receive an increase July 1, 1998 equal to the 25 and 35 cent an hour respectively mentioned.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Engel to approve the payroll claims submitted by the county clerk as follows:

COUNTY ROAD PAYROLL: Gross salaries- 9,786.78, Employers Retirement- 544.25, Employers Share Care Choices-, Employers Ameritas Dental-, Employers Paul Revere Life-, Employers Soc Sec tax- 606.78, Medicare- 141.92, Principal Mutual Life Insurance Co.-

Arnold Mellick- 935.58, Walter Heinemann- 818.40, Robert Jacobsen- 818.40, Richard McNear- 818.40, Marlan G. Millard- 818.40, Willis Roeber- 818.40, Randall A. Crombie- 814.40, Joel Broekemeier- 810.40, Richard Hoelsing- 806.40, Kimon A. Litras- 806.40, Donald Kunzie- 806.40, Ronald Harder- 715.20.

ROAD FUND: Employee withholding paid to: Federal- 859.09, State- 218.35, Soc Sec- 606.78, Medicare- 141.92, Retirement- 362.90, Care Choices-, Ameritas Dental-, Lonestar-, Colonial-, Union Dues-, Credit Union- 32.00, Deferred Comp.- 223.00.

COUNTY GENERAL FUND: Gross salaries- \$54,891.49, Employers Share Retirement- 2,949.83, Employers Share Care Choices-, Employers Ameritas Dental-, Paul Revere Life-, Employers Soc Sec tax- 3,403.26, Medicare- 795.97. Jackie Hartnett- 481.15, James Huggenberger- 458.08, Jack D. Bobier- 458.08, Marjorie A Meinen - 458.08, William F Engel - 458.08, Nanci Walsh- 836.36, Theodore A. Piepho- 1200.00, Joan Spencer- 836.36, Raemonda Perry- 723.13, Cindy Purucker- 343.40, Bobbi Jo Harsma- 650.00, Robert H. Giese- 1200.00, Charlotte J. Doenhoefer- 688.00, Ruth M. Jensen- 309.60, Ruth P Gillaspie- 836.36, Mardell A. Sorensen- 378.40, Phyllis A Ridge- 666.50, Ann Matthews- 660.01, Mark J. Dorcey- 458.08, Margaret Rahn- 836.36, Shirley Sides- 136.00, Betty O'Neill- 1200.00, Madelyn S. Thorsland- 836.36, Karen S. Twohig-, Rita Deichert- 688.00, June M Racely- 688.00, Patrick McNear- 660.00, Cynthia Purucker- 343.40, Arnold Mellick- 206.00, Margaret Kunzie- 5.00, Colene H. Boyle- 1200.00, Veronica Grijalba- 836.36, Judy Lee Lockwood- 600.00, Shirley Sides-, Martin G. Cahill- 1500.00, Gwen Scott- 580.00, Shirley Sides- 569.50, Karilyn Watkins- 457.50, Roxanne Anderson- 127.25, Virginia Davenport-, Mary Wolf-, Jim Lane- 874.00, Patricia A. Stingley- 708.00, Thersa Brockhaus-, James L. Wagner- 1500.00, Linda Carson- 913.26, Randall Walsh- 1,323.10, Rodney Herron- 1,345.71, Gary Powell- 1,255.45, Adrienne Harral- 536.00, Dale Davis- 1,089.62, Bradley Sherman- 1,132.78, Michael H Stark- 1,572.16, Donald D. Mueller, Jr.- 881.26, Eric Reed-, Cherie Hogan- 765.60, Robert Finney- 1200.00, Laurie Barclay- 728.00, Edward Matney- 1,153.75, Rita Chase- 620.00, Neva Neal- 173.60, Linda J. Schovanec- 732.00, Margaret Stingley- 599.76, Kathleen Keeler- 837.20, Alanna Satterwhite-, Paula Harrigfeld- 832.64, Bruce Hokel- 688.00, John Howard-, Rebecca M Broer- 770.74, William Thompson- 855.94, Matthew Hatterman - 757.35, Anthony D. Bos- 699.20, Alma Gunderson- 644.00, Christopher Jansen- 644.00, Duane H. Upton- 50.00, Margaret Kunzie- 736.00, Janice Brown- 696.96, Gloria Ann Dwyer- 688.00, Patricia Glover- 889.71, Judy Klemme- 840.00, Tanya Rich- 636.00, Dr Curtis Farrell- 115.38, Bonnie Storm-, Dr. David Grote-, Warren Johnston- 836.36. Marico Cleaning- 1,279.08, Principal Mutual Life Insurance Co.-, Ameritas-, Paul Revere Life-.

GENERAL FUND: Employee withholding paid to: Federal- 5,646.27, State- 1,471.50, Soc Sec tax- 3,403.26, Medicare- 795.97, Retirement- 1,966.52, Care Choices-, Ameritas Dental-, Paul Revere Life-, Colonial Health-, Credit Union- 1,729.66, Colonial Life-, Deferred Comp- 1,362.22, Garnishment-.

D/A ENFORCEMENT FEDERAL GRANT: Gross salaries- 1,205.75, Employers Retirement-, Employers Share Care Choices-, Employers Ameritas Dental-, Paul Revere Life-, Soc Sec tax- 74.76, Medicare- 17.48.

Employee withholding paid to: Federal- 168.74, State- 50.00, Soc Sec tax- 74.76, Medicare- 17.48, Retirement-, Ameritas Dental-, Credit Union-, Patrick Barger- 1,205.75.

COPS FAST GRANT: Gross salaries- 1,220.21, Employers Retirement- 73.21, Care Choices-, Ameritas Dental-, Paul Revere Life-, Employers Soc Sec- 75.65, Employers Medicare- 17.69. Employees withholding paid to: Federal- 153.50, State- 38.24, Soc Sec- 75.65, Medicare- 17.69, Retirement- 48.81, Allen D. Burns, Jr.- 1,220.21.

COPS FAST GRANT 97: Gross salaries- 1,020.46, Employers Retirement-, Care Choices-, Ameritas Dental-, Paul Revere Life-, Employers Soc Sec- 63.27, Employers Medicare- 14.80, Employers withholding paid to: Federal- 132.20, State- 37.55, Soc Sec- 63.27, Medicare- 14.80, Retirement-, Jared Junge- 1,020.46.

COUNTY WEED CONTROL FUND: Gross salaries- \$628.46, Employers Retirement- 37.71, Employers Share Care Choices-, Ameritas Dental-, Employers Paul Revere Life-, Employers Share of Soc Sec- 38.96, Employers Share of Medicare - 9.11, Paul High- 628.46.

WEED FUND: Employee withholding paid to: Federal- 73.71, State- 16.82, Soc Sec tax- 38.96, Medicare- 9.11, Retirement- 25.14, Deferred Comp.- 10.00.

JURY PAY:

LODGING TAX: 4,785.33

Employees General Net Pay: \$38,516.09

Road Net Pay: \$7,342.74

D/A Net Pay: \$894.77

Cops Fast Net: \$886.32

Cops Fast 97 Net: 772.64

Weed Control Net: \$454.72

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Chair Hartnett recessed their meeting to 6:30 p.m. at which time the board will reconvene at the Marina Inn to meet in the Joint City, County School Meeting.

The board reconvene at 6:30 p.m. at the Marina Inn with Commissioners Hartnett, Engel, Meinen and Ted Piepho, Secretary present. Commissioner Bobier arrived at 6:35 p.m. and Commissioner Huggenberger was absent.

The agenda for the 21st Joint Meeting was as follows:

21st Annual

Joint School-City-County Board Meeting!!

January 26 1998

Marina Inn

6:00 Social

6:30 Welcome - SSC Community Schools President Jane Rapp

Roll Calls & Convening Motion

6:35 Introductions & Brief Comments

A. Bruce Davis - Mayor - South Sioux City

B. Jackie Hartnett - Chairman - Dakota County Commissioners

C. Austin Edmondson - City Administrator Dakota City

D. Jane Rapp - President - South Sioux City Community Schools

6:50 Community Attitude Survey - Executive Summary - Lance

7:00 Invocation - Katie Gecewich Past Pres. SSC Community Schools

7:30 Kathy Lang - Property Tax Administrator for State of Nebraska

7:50 Motor Vehicle Tax - Net effect of change - Nancy

7:55 East Belt Line Extension - Skip

8:00 D.C.I.T. Public Safety Plan - Dianne

8:15 Gas Savings Update - Austin

8:25 Freenet Development & Expansion - Lance

8:30 Status Update on Outstanding Warrants - Nancy

8:35 Written Reports

A. Crystal Lake Project

B. M.I.R.A. Kellogg Grant

C. Expectations for Current Legislative Session - Senator Engel

8:45 Special Recognition and Awards

A. Mayor Davis

B. Mayor Brunton

C. City Administrator Edmondson

D. Volunteer Recognition

8:55 Recognition of Other Special Guests in Attendance

Other Comments

Adjournment

Commissioner Engel departed at 8:30

Commissioner Hartnett adjourned the meeting at 8:55 p.m.

should they respond to a request for assistance from a law enforcement officer from another agency.

For instance, if the city officers were called out to a rural town and were later charged with false arrest, who would be liable, the city or county, asked Hedquist.

Laird said one solution might be to have the officers listed on the county's insurance policy.

Hedquist said the city was in favor of an inter-local agreement similar to the fire district's mutual aid agreements.

For 26 years, we didn't worry about inter-local agreements," said Sheriff Jim Wagner. "We worried about lives." Wagner added that when he volunteered to assist with the Flight 232 emergency, he was under their jurisdiction. He expressed his disappointment that no one responded to his deputy's emergency.

Chief of Police Scot Ford explained that because of problems in the communications center, members of his department didn't know that there was a deputy in trouble.

But according to state statutes, noted Finney, the sheriff has the power to summon the necessary assistance to carry out law enforcement duties. Finney said that statute has existed since 1879 when sheriff's recruited posses.

"Not having officers listed on the insurance is not a problem," said Finney. "If they are called to assist they become agents of the county and therefore, the responsibility of the county."

"If a state trooper calls for help from a city employee, then the person is under our jurisdiction and insurance," added Nebraska State Patrol Trooper Dail Fellin. "It all falls under the jurisdiction of the entity that calls them out. "We don't worry about the control issue out in the field," said Fellin. We work together and figure it out Later."

The Number One priority is officer safety, said Fellin. "I want to know if a police department officer is closer than a deputy, will I get help? The guy out on the road doesn't care about (control and insurance). We're concerned about getting help."

Finney noted that the issue is covered by state statute. Furthermore, if an officer calls for assistance (10-89), there is no formal process for deputization.

It doesn't matter whether it's the sheriff or a deputy who makes the call, once it is aired, any law enforcement officer who responds is automatically deputized (without verbalization) by the person who made the call to become agents of the sheriff, said Finney.

Fellin asked the officials if he called for help 10 minutes from them and a city officer responded, would that officer still be facing disciplinary action as he or she would have been the past six months.

The officials unanimously agreed that would not happen.

"I'll sleep better tonight," said Fellin, adding that a lot of area law enforcement officers would.

When the commissioners asked what disciplinary action was being taken with the dispatchers responsible for the problem the night of Barger's 10-89 call, Ford

responded that LEC communications Director Greg Koinzan was investigating and disciplinary action was still pending.

"The (communications) problem will not matter now" said Fellin. "We're scanning each other's (radio transmissions)." "I don't have to wait for authority or for a message from the dispatchers," he explained. "I will go". "I'll still go through the chain (of authority), but I'm already on my way (to assist)."

"It really simplifies things," said Fellin. (End of Star Article)

Pat Somsky appeared before the board and presented information concerning application for a grant.

Title II Juvenile Justice and Delinquency Prevention Act Formula Grant Funds

1. INTRODUCTION: Pat Somsky, on contract with the Dakota County Interagency Team or DCIT and serve in the capacity as their program planner/grants management.

2. REQUEST: I'm here on behalf of DCIT to request the county to serve as the local unit of government in order to apply for Title II Juvenile Justice and Delinquency Prevention Act Formula Grant Funds available through the Crime Commission.

3. HISTORY: For the past year, DCIT through its Public Safety Committee has met quite a few times to take a look at public safety in Dakota County. Recently, the results of a public safety survey were distributed. This survey is one that is conducted every three years by Wayne State College. Without question, public safety and drug enforcement represents the major issues for residents. This gives credence to what the Public Safety Committee has been discussing and addressing this past year.

4. Membership: Public Safety Committee

Chris Chernock	South Sioux City Police Department
Dianne Luft	Coordinator, Dakota County Interagency Team
Marge Meinen	Dakota County Commissioners
Jackie Hartnett	Dakota County Commissioners
Nancy Walsh	Administrator to the board
Dail Fellin	Nebraska State Patrol
Ed Matney	Dakota County Attorney
Rich Pope	Boys and Girls Home of Nebraska
Jeff Hackett	Boys and Girls Home of Nebraska
Linda Carson	Dakota County Sheriff Office
Jim Wagner	Dakota County Sheriff
Pat Somsky	Program Planner, DCIT/Boys and Girls Home of
Nebraska, Inc.	
Rod Herron	Dakota County Sheriffs Office
Judy Reinert	Youth Gangs
Sharon Luong	Harney Community Specialist
Linda Phillips	Siouxland CARES
Scot Ford	South Sioux City Police Department
Michael Stark	Dakota County Sheriff Office
Eva Cain	Village Board, Homer
Bill Garvey, Jr	Community Member
Joann Garvey	Community Member
Pain Miller	Homer HIWAY Coordinator
Linda Modlin	Dakota City Council
Saithongthong Phet	Community Member
Lance Hedquist	City of South Sioux City
Other individuals and/or agencies involved in a consulting role includes:	
Patrick Rogers	Dakota County Judge
Ed Schulenberg	HHS/Office of Community Support
Jeff Hart	NE Crime Commission
Mark Martin	HHS/Juvenile Services

Frank Jensen State Probation

5. Planning goal, vision, priority areas:

Goal: To protect citizens from unhealthy and unsafe environments.

Vision: We want residents to feel safe be safe (both perceived vs actual) while integrating services, reducing the need (prevention), developing neighborhood networks; which

- ...Delivers services in an efficient and effective manner, which...
- ...Utilizes input and cooperation of citizens and total law enforcement;
- ...Integrates technological advances; and
- ...Increasing awareness through information and education.

Four Priority Areas for the Public Safety Committee has been established.

- * Integrate Services
- * Education/Awareness/Communication/Marketing
- * Leadership Development/Citizen Involvement
- * Prevention

6. PRIORITY: An initial priority area that has been identified by the committee is juvenile services. With the growing arrest rate, court petition, county boarding costs, etc., there is a need to seriously take a look at services and programs. How current dollars are allocated, how the county might take advantage of state resources more fully, how we might be able to redirect some higher cost dollars toward more prevention or early intervention strategies.

7. MAIN AREAS of GRANT. As the committee addresses juvenile issues, several main initial steps have been identified:

* 24-hour intake process to determine the best means of handling each individual case within the structure of the criminal, medical, and social service systems.

* Mentoring programs that partner youthful offenders and/or those at-risk with adults/peers that can be positive role models and offer guidance to youth

* Community and school training in "Resiliency" or the asset building model. To provide mentors and all persons who have contact with troubled youth the skills to necessary to build self-worth and enforce those positive attributes within an individual.

8. GRANT Specifics:

* NCC funds \$74,238 Costs of service coordinator/coordination of a "team" and associated costs, mentoring and training.

* Match is listed: \$69,469

* In-kind; DCIT Coordination and Planning., individual time participating in the planning efforts

* Cash: Dollars already addressing diversion, placement costs, redirection of court costs

9. Planning is a process over time. The Public Safety Committee is not done. There continues to be the need for further discussion as to how the service coordination among the various systems looks like, what the particular roles and functions of each would be, and so on. A part of this grant also requests Technical Assistance in order to assist the county through various questions.

Ms. Somsy said that they had to have the application in very shortly and that if they do not have the application in, they won't have another chance.

Commissioner Meinen moved, seconded by Commissioner Hartnett to authorize Ms. Somsy to make application for the grant and for the County Attorney to review the application for his approval.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Bobier to convene as Board of Equalization.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 2:26 p.m.

Robert Giese, County Treasurer, appeared before the board with a Exemption Application applied for by Region IV Office of Developmental Disabilities for a 1992 Ford Taurus bearing the VIN 1FACP5248NG259250 use for transporting individuals with developmental disabilities.

Commissioner Huggenberger moved, seconded by Commissioner Engel to approve the Application applied for by Region IV Office of Developmental Disabilities for a 1992 Ford Taurus bearing the VIN 1FACP5248NG259250 use for transporting individuals with developmental disabilities.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to reconvene as Board of Commissioners.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED 2:29 p.m.

Ms. Hartnett asked Bob Finney to explain the law concerning Closed Sessions and Mr. Finney did.

Arnie Mellick approached Jack Bobier to give Mr. Bobier information on a road. Mr. Bobier said that he had a report on a road by Bob Boals that was in rough shape and he sent Arnie to look at it.

Mr. Mellick said that the road was not that bad but that its condition was because Leland George was having Sioux City dump their sludge out there and there was better than 100 trucks a day out there.

Commissioner Engel moved, seconded by Commissioner Huggenberger to approve the Tax List Corrections as forwarded to the board for a negative amount of \$8547.14.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Nanci Walsh, Board Assistant, submitted a property of Autos, Buildings and marine that needs to be submitted to NIRMA.

Commissioner Huggenberger moved, seconded by Commissioner Bobier to approve the property list.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

The board discussed the expense of the Weed Department. Ms. Meinen reported that at her last Region IV meeting she spoke to three commissioners from other counties to see what there were doing. She reported that their Weed Superintendents were not paid near what ours was and that they did not do any spraying them selves. Those counties summoned the farmers to do it. When the subject of road ditches came up, Commissioner Meinen said that the other counties suggest that that is the responsibility of the land owner. They actually own the land, but the county has an easement.

Commissioner Huggenberger moved, seconded by Commissioner Engel to advertise the Weed Department's Fanning mill for sale.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Bobier to approve the minutes of January 26, 1998 except that the salary for Linda Carson and Rod Herron should be retroactive to November 16, 1997 instead of July 1, 1997.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

The board discussed a letter from Sheriff Wagner to adjust Linda Carson's salary to June 1998.

Commissioner Engel moved, seconded by Commissioner Bobier to leave the salary of Linda Carson the same as indicated in the minutes of January 26, 1998 except the salary should be retroactive to November 16, 1997 instead of July 1, 1997 as indicated in the motion to correct the minutes.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Engel to approve the claims as follows:

COUNTY ROAD PAYROLL: Gross salaries- 9,786.78, Employers Retirement- 544.25, Employers Share Care Choices- 821.04, Employers Ameritas Dental- 121.92, Employers Paul Revere Life- 27.96, Employers Soc Sec tax- 574.99, Medicare- 134.47, Principal Mutual Life Insurance Co.- 91.96

Arnold Mellick- 935.58, Walter Heinemann- 818.40, Robert Jacobsen- 818.40, Richard McNear- 818.40, Marlan G. Millard- 818.40, Willis Roeber- 818.40, Randall A. Crombie- 814.40, Joel Broekemeier- 810.40, Richard Hoelsing- 806.40, Kimon A. Litras- 806.40, Donald Kunzie- 806.40, Ronald Harder- 715.20.

ROAD FUND: Employee withholding paid to: Federal- 782.19, State- 200.13, Soc Sec- 574.99, Medicare- 134.47, Retirement- 362.90, Care Choices- 338.70, Ameritas Dental- 66.80, Lonestar- 9.76, Colonial- 140.26, Union Dues- 165.00, Credit Union- 32.00, Deferred Comp.- 223.00.

COUNTY GENERAL FUND: Gross salaries- \$54,177.50, Employers Share Retirement- 2,946.47, Employers Share Care Choices- 3,995.73, Employers Ameritas Dental- 623.83, Paul Revere Life- 143.16, Employers Soc Sec tax- 3,230.98, Medicare- 755.62.

Jackie Hartnett- 481.15, James Huggenberger- 458.08, Jack D. Bobier- 458.08, Marjorie A Meinen - 458.08, William F Engel - 458.08, Nanci Walsh- 836.36, Theodore A. Piepho- 1200.00, Joan Spencer- 836.36, Raemonda Perry- 723.13, Cindy Purucker- 334.00, Bobbi Jo Harsma- 643.00, Robert H. Giese- 1200.00, Charlotte J. Doenhoefer- 688.00, Ruth M. Jensen- 344.00, Ruth P Gillaspie- 836.36, Mardell A. Sorensen- 344.00, Phyllis A Ridge- 688.00, Ann Matthews- 660.00, Mark J. Dorcey- 458.08, Margaret Rahn- 836.36, Shirley Sides-, Betty O'Neill- 1200.00, Madelyn S. Thorsland- 836.36, Karen S. Twohig- 800.77, Rita Deichert- 1,416.85, June M Racely- 688.00, Jeffrey Lundeen- 168.75, Patrick McNear- 684.75, Cynthia Purucker- 334.00, Arnold Mellick- 206.00, Margaret Kunzie- 5.00, Colene H. Boyle- 1200.00, Veronica Grijalba- 752.72, Judy Lee Lockwood- 633.75, Shirley Sides-, Martin G. Cahill- 1500.00, Gwen Scott- 572.75, Shirley Sides- 388.88, Karilyn Watkins- 435.00, Roxanne Anderson- 189.00, Virginia Davenport- 89.25, Mary Wolf-, Jim Lane- 874.00, Patricia A. Stingley- 708.00, Thersa Brockhaus-, James L. Wagner- 1500.00, Linda Carson- 913.26, Randall Walsh- 1,231.40, Rodney Herron- 1,098.69, Gary Powell- 1,072.70, Adrienne Harral- 536.00, Dale Davis- 975.24, Bradley Sherman- 1,017.61, Michael H Stark- 976.82, Donald D. Mueller, Jr.- 707.60, Eric Reed-, Cherie Hogan- 763.20, Robert Finney- 1200.00, Laurie Barclay- 728.00, Edward Matney- 1,153.85, Rita Chase- 558.00, Neva Neal- 86.80, Linda J. Schovanec- 738.74, Margaret Stingley- 778.56, Kathleen Keeler- 746.20, Alanna Satterwhite-, Paula Harrigfeld- 687.80, Bruce Hokel- 733.08, John Howard-

, Rebecca M Broer- 711.85, William Thompson- 713.93, Matthew Hatterman - 726.98, Anthony D. Bos- 558.60, Alma Gunderson- 567.00, Christopher Jansen- 563.50, Duane H. Upton- 50.00, Margaret Kunzie- 736.00, Janice Brown- 900.24, Gloria Ann Dwyer- 688.00, Patricia Glover- 858.16, Judy Klemme- 840.00, Tanya Rich- 288.00, Michelle Hein- 195.00, Dr Curtis Farrell- 115.38, Bonnie Storm-, Dr. David Grote-, Warren Johnston- 836.36.

Marico Cleaning- 1,279.08, Principal Mutual Life Insurance Co.- 495.59, Ameritas-, Paul Revere Life-.

GENERAL FUND: Employee withholding paid to: Federal- 5,171.77, State- 1,320.32, Soc Sec tax- 3,230.98, Medicare- 755.62, Retirement- 1,964.30, Care Choices- 1,525.83, Ameritas Dental- 206.49, Paul Revere Life- 2.16, Colonial Health- 330.02, Union Dues- 144.68, Credit Union- 1,729.66, Colonial Life- 43.22, Deferred Comp- 1,307.22, Garnishment- 346.00.

D/A ENFORCEMENT FEDERAL GRANT: Gross salaries- 858.60, Employers Retirement-, Employers Share Care Choices- 68.42, Employers Ameritas Dental- 10.16, Paul Revere Life- 2.40, Soc Sec tax- 53.23, Medicare- 12.45.

Employee withholding paid to: Federal- 107.92, State- 27.83, Soc Sec tax- 53.23, Medicare- 12.45, Retirement-, Ameritas Dental-, Credit Union-, Union Dues- 10.60, Patrick Barger- 858.60.

COPS FAST GRANT:Gross salaries- 1,128.83, Employers Retirement- 67.73, Care Choices- 68.42, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employers Soc Sec- 69.99, Employers Medicare- 16.37. Employees withholding paid to: Federal- 140.34, State- 33.34, Soc Sec- 69.99, Medicare- 16.37, Retirement- 45.15, Union Dues- 13.05, Allen D. Burns, Jr.- 1,128.83.

COPS FAST GRANT 97: Gross salaries- 849.52, Employers Retirement-, Care Choices- 68.42, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employers Soc Sec- 52.67, Employers Medicare- 12.32, Employers withholding paid to: Federal- 106.56, State- 27.35, Soc Sec- 52.67, Medicare- 12.32, Retirement-, Union Dues- 10.36, Jared Junge- 849.52.

COUNTY WEED CONTROL FUND: Gross salaries- \$628.46, Employers Retirement- 37.71, Employers Share Care Choices- 68.42, Ameritas Dental- 10.16, Employers Paul Revere Life- 2.40, Employers Share of Soc Sec- 38.96, Employers Share of Medicare - 9.11, Paul High- 628.46.

WEED FUND: Employee withholding paid to: Federal- 73.71, State- 16.82, Soc Sec tax- 38.96, Medicare- 9.11, Retirement- 25.14, Deferred Comp.- 10.00.

JURY PAY: Total: County- 1,741.85, Susan Agrimson- 73.60, Virginia Cochran- 73.60, Steven Cronin- 73.60, Antonio Lopez- 74.20, Glee Ellison- 37.10, Karolyn Fredricksen- 74.20, Brenda Giddings- 38.30, Henry Green- 74.80, Thomas Havelaar- 73.60, Diana Holgate- 79.60, Debra Hughes- 37.40, Linda Jump- 74.20, Sandra Larson- 73.60, Steve Maher- 74.80, Ronald Marsh- 37.10, Kathleen Martin- 39.80, Janet McCormick- 73.00, Janet Mellick- 90.40, Raymond Messerschmidt- 44.60, Irvin Shock- 70.00, Jeffery Smith- 94.00, Richard Voss- 36.80, Brenda Wolfe- 74.80, Joseph Weber- 74.80, Shirley Sides- 173.95, Total: District- 1,325.46, Katherine Anders- 38.00, Jon Buck- 36.80, Joyce Claypool- 50.00, Debra Dillon- 38.00, Beth Ellington- 38.00, Merrie Eriksen- 40.40, Brenda Goodier- 35.00, Heather Grandgenett- 36.80, Lori Gutzmann- 46.40, Anna Hansen- 41.00, Robert Hanson- 37.10, Raymond Harris- 39.20, Paul Hendricksen- 36.80, Cynthia Hobbs- 37.70, Marian Hoyer- 37.10, Patricia Hurley- 44.60, Dennis Kober- 38.60, James Lane- 35.00, Larry Lantz- 36.80, Colleen Larson- 38.60, Robert Lee- 35.00, Beverly McNamara- 37.40, Michael O'Gara- 41.00, Vicky O'Neill- 41.00, Kathryn Owen- 37.40, Della Rasmussen- 42.80, Frederick Veenker- 37.40, Edmund Wanamaker- 35.00, Jacqueline Wilson- 37.40, Daryl Jessen- 35.00, Brad Rowe- 35.00, June Racely- 37.40, Shirley Sides- 91.76

LODGING TAX:

Employees General Net Pay: \$36,099.23

Road Net Pay: \$6,756.58

D/A Net Pay: \$646.57

Cops Fast Net: \$810.35
Cops Fast 97 Net: \$640.26
Weed Control Net: \$454.72

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Chair Hartnett asked if there were any committee reports. Bill and Jack reported that they discussed the warrant list at the LEC meeting and they are going to try publishing the warrant list.

Commissioner Hartnett adjourned the meeting at 3:52 p.m.

ATTEST:

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

DAKOTA COUNTY BOARD OF COMMISSIONERS
February 17, 1998 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chairman Hartnett called their regular scheduled meeting to order at 10:08 A.m.
PRESENT: Commissioners Hartnett, Engel, Meinen, Bobier, Huggenberger, and Ted Piepho, Secretary.
ABSENT: All present

The board began to review the claims submitted by the county clerk for payment.

Commissioner Hartnett mentioned that Jim is getting complaints about cleaning. She thought the county should take over the cleaning inhouse. There was discussion whether that should be done. Ms. Hartnett informed the board that Nanci called Ms. Hoyer and that Ms. Hoyer would be in this afternoon and we could find out what's happening.

Mr. Huggenberger informed the board that the assessor's office is recommending ag land to raise. Class 1 would be about \$2000 and Class II would be increased \$1600. When asked where they got the figures, he replied sales. They are suppose to take a five year average and did not know whether these figures reflected one year of sales or five years. After coming back from lunch break he said that the sales came from a four year average.

The board asked one another if anybody knew how the recall petitions were going.

The board recessed for lunch at 11:38 a.m.

The board reconvened from lunch at 1:37 p.m. with all members present. Commissioner Huggenberger moved, seconded by Commissioner Meinen to convene as Board of Equalization to hear the protest of Vic Bianchini 1:37 p.m. Vic Bianchini said he did not understand how this property could raise four times in value in one year. He said that the road through there is private access.

The board was in disbelief that no one from the assessor's Office was there and when they called Ms. O'Neill, she said that the raise was board action.

Ms. Hartnett asked Ms. Walsh to call Cathy Lang, Property Tax Administrator and she did.

Ms. Walsh returned and asked for a closed executive session due to possible litigation.

Commissioner Engel moved, seconded by Commissioner Bobier to convene in Closed Executive Session due to possible litigation.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 1:52 p.m.

Commissioner Meinen moved, seconded by Commissioner Bobier to reconvene in open session.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 1:53 p.m.

Commissioner Huggenberger moved, seconded by Commissioner Bobier to reduce the value to what it was in 1997.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Huggenberger to approve the claims as submitted by the county clerk as follows:

*GENERAL FUND: Nebraska Assoc of Co Officials, workshop - \$203.70; Star Printing, publishing - 282.46; Des Moines Stamp Co, stamps - 40.30; NE Nebr Assoc of Co Officials, workshop - 15.00; Norfolk Printing, envelopes - 1242.50; Perkins Stationary, supplies - 75.38; Theodore Piepho, mileage - 106.20; Joan Spencer, mileage, supplies - 17.77; Star Printing, publishing - 170.95; Des Moines Stamp Co, stamp - 104.00; Robert Giese, mileage - 57.00; Nadine Lewon, prior yrs benefit - 17.00; Multi Co Info Program Services, support - 383.29; NE Nebr Assoc of Co Officials, workshop - 25.00; Phillips Publishing, applications - 62.00; Star Printing, publishing - 207.51; Irene Van Lent, prior yrs benefit - 16.00; NE Nebr Assoc of Co Officials, workshop - 15.00; Nebraska Co Assessors Assn, workshop - 150.00; Great Plains Appraisals, contract - 4050.00; Patrick McNear, mileage - 213.40; Multi Co Info Program Services, support - 192.60; NE Nebr Assoc of Co Officials, workshop - 30.00; Betty O'Neill, mileage, meals - 131.22; Perkins Stationary, supplies - 132.46; Redfield & Co, forms - 15.70; Star Printing, publishing - 54.46; Walmart, film - 72.43; Homer Community Schools, contract - 400.00; Jeffco Inc, folders - 105.95; Mel Waldner, misc - 40.00; Multi Co Info Program Serv, support - 43.68; Perkins Stationary, supplies - 28.08; Star Printing, publishing - 15.62; Des Moines Stamp, stamp - 7.00; Norfolk Printing, forms - 178.05; Redfield & Co, forms - 22.76; Sioux Business, supplies - 13.77; Norfolk Printing, forms - 18.95; Virginia Piper, cash advance - 15.49; Sioux Business Products, supplies - 75.17; West Group, pamphlets - 37.90; Day-Timers, calendar - 30.90; West Publishing, books - 348.60; Georgetown Univ Law Center, subscription - 45.00; Commnet Cellular, phone - 49.47; Viking Office Products, supplies - 60.84; Record Printing, calendars - 70.00; AM Publications, directory - 31.00; Frank Gonzalez, interpreting - 195.00; M M Court Reporting, deposition - 63.00; Perkins Stationary, supplies - 88.22; Wm Binkard, atty fees - 367.00; Clerk of Dist Court, court costs - 971.25; Connie Blatchford, court reporter - 371.25; Coffee King, supplies - 39.92; Frank Gonzalez, interpreter - 102.04; M M Court Reporting, deposition - 686.00; Matthew Bender, law book - 249.48; Nogg Chemical, cups - 13.95; West Group, law books - 943.15; Oscar Sanchez, interpreting - 250.00; Nebraska Dept of Health Lab, tests - 25.70; Ardis Bosteder, witness fee - 20.00; Hank Bosteder, witness fee, mileage - 26.00; Dakota County Court, court costs - 432.25; Crary, Huff, Raby, Inkster, atty fees - 100.00; Roger Curry, witness fee, mileage - 22.40; Dixon County Court, transcripts, - 7.30; Frank Gonzalez, interpreting - 435.00; Hong Nguyen, interpreting - 25.00; Hungry's North, jury meals - 102.82; Randy

Leach, witness fee, mileage - 23.00; Luebe Law Office, atty fees - 734.90; Joe Mildorfer, witness fee, mileage - 26.00; Stuart Mills, atty fees - 437.50; Rager Law Office, atty fees - 679.00; Oscar Sanchez, interpreting - 125.00; Thurston Co Court, transcripts - 33.74; Dakota Co Sheriff, papers, warrants - 800.43; Katherine Anders, jury duty, mileage - 38.00; Jon Buck, jury duty, mileage - 36.80; Joyce Claypool, jury duty, mileage - 50.00; Debra Dillon, jury duty, mileage - 150.80; Beth Ellington, jury duty, mileage - 38.00; Merrie Eriksen, jury duty, mileage - 40.40; Richard Fox, jury duty, mileage - 40.40; Brenda Goodier, jury duty - 140.00; Heather Grandgenett, jury duty, mileage - 36.80; Lori Gutzmann, jury duty, mileage - 50.60; Anna Hansen, jury duty, mileage - 41.00; Robert Hanson, jury duty, mileage - 37.10; Raymond Harris, jury duty, mileage - 39.20; Paul Hendrickson, jury duty, mileage - 37.40; Cynthia Hobbs, jury duty, mileage - 150.80; Marian Hoyer, jury duty, mileage - 37.70; Patricia Hurley, jury duty, mileage - 176.00; Daryl Jessen, jury duty - 140.00; Dennis Kober, jury duty, mileage - 154.40; James Lane, jury duty - 35.00; Larry Lantz, jury duty, mileage - 36.80; Coleen Larson, jury duty, mileage - 38.60; Robert Lee, jury duty - 35.00; Conrad Lindquist, jury duty, mileage - 36.80; Beverly McNamara, jury duty, mileage - 37.40; Sharon Mogensen, jury duty, mileage - 36.80; Janet Andrews, jury duty, mileage - 38.00; Michael T O'Gara, jury duty, mileage - 164.00; Vicky L O'Neill, jury duty, mileage - 164.00; June Racely, jury duty - 35.00; Della Rasmussen, jury duty, mileage - 42.80; Brad Rowe, jury duty - 140.00; Shane Slaughter, jury duty, mileage - 36.80; Marjorie Snow, jury duty, mileage - 36.80; Frederick Veenker, jury duty, mileage - 149.60; Edmund Wanamaker, jury duty - 35.00; Jacqueline Wilson, jury duty, mileage - 149.60; Sidney Woolworth, jury duty, mileage - 147.20; Shirley Sides, bailiff, doughnuts - 328.95; Colene Boyle, mileage - 26.40; General Business, printer stands - 310.00; Veronica Grijalba, mileage - 88.80; Safeguard Business Systems, ledgers - 364.64; Karilyn Watkins, mileage - 69.60; ABC Lock Service, keys - 11.60; Cellular One, phone - 45.20; City of Dakota City, water, sewer - 658.02; Coast to Coast, supplies - 188.07; Ferguson Enterprises, supplies - 20.80; Gill Hauling, trash pickup - 150.00; James Lane, gas, mileage - 90.03; Lessman Electric, light - 28.26; Mid-American Research, ice melt - 273.30; MidAmerican Energy Co, gas - 1108.86; Nebraska Public Power, electric - 1437.97; Dan O'Dell, snow removal - 300.00; Peterson Salt Delivery, softner salt - 236.00; Plumbing & Heating, hole saw kit - 67.86; Xpedx, supplies - 523.74; Sam's Club, supplies - 95.94; Share Corp, supplies - 88.00; Sioux City Wintronics, supplies - 12.61; US West, phone - 52.65; Walmart, battery - 21.08; Dakota Co Extension, misc - 1136.38; Ahlers Law Firm, atty fees - 209.60; Animal Services, call outs - 165.00; B&S Industries, film - 572.18; Cellular One, phone - 39.98; Cenex Fleetcard, fuel - 1691.35; Crown Lincoln, repair - 778.92; Crystal Oil, fuel, repairs, supplies - 334.70; Executive Copy, toner - 207.00; Harold's Photo, film - 44.90; Amy Husser, interpreter - 63.00; Jack's Uniforms, misc - 534.15; Lexis Law Publishing, manual - 65.98; Nebraska Crim Commission, film - 12.00; Nebraska Sheriff Assoc, dues - 250.00; Linda Pasewalk, CPR training - 38.00; Perkins Stationary, calendars - 22.80; Sam's Club, laser jet printer - 379.99; South Sioux City Police, animal impound - 60.00; Nebraska Dept of Health, lab tests - 140.70; Cellular One, phone - 74.97; Creighton Univ School of Law, program - 80.00; Robert Finney, mileage - 97.05; Iowa Office Supply, copier rental - 94.46; Lexis Law Publishing, law books, M M Court Reporting, transcribe - 204.00; Nebraska Crime Commission, directory - 6.00; Nebr Dept of Motor Vehicle, transcripts - 20.00; Omaha World Herald, ad - 209.38; Pathology Medical Services, autopsy - 2991.75; Perkins Stationary, supplies - 80.50; Platte Co Court, transcript - 2.50; Record Printing, paper - 440.00; St Lukes Home Health Skilled, tests - 100.00; West Group, law books - 331.25; United Leasing Inc, copier payment -147.90; Boys & Girls Home, juvenile fees - 7300.00; Bob Barker Co, supplies - 502.84; Braunger-Institutional Foods, products - 582.43; Cellular One, phone - 59.97; Coffee King, coffee - 78.95; Dakota County Sheriff, meal -

3.60; Dakota Family Dentistry, inmate - 45.00; Family Practice Center, inmate house calls - 470.00; Hy-Vee, food - 1588.12; Jim's Service, gas, repair, service - 186.80; Marian Health Center, inmates - 138.00; Metz Baking Co, bread - 330.44; Quest Diagnostics Inc, inmate - 15.50; Redler's Pharmacy, meds/inmates - 666.30; Xpedx, supplies - 166.69; Roberts Dairy, milk products - 403.57; Sam's Club, supplies - 393.81; Strategic Monitoring, 8 monitors - 510.00; Siouxland Fed Cr Un, transport costs, fuel - 48.33; Dakota Supr Value, food - 140.26; Walmart, supplies - 212.49; Jan Brown, mileage - 114.90; Executive Copy, repair - 65.00; Pat Glover, mileage - 97.80; Judy Klemme, mileage - 127.80; Tanya Rich, mileage - 124.20; Sioux City Journal, ad - 49.90; Cellular One, phone - 31.78; Perkins Stationary, supplies - 48.60; NE Nebr Rural Public Power, utilities/Crystal Lake - 55.00; AT&T, phone - 549.71; Dakota City Postmaster, postage - 2500.00; Lazette Gifford, web site upkeep - 120.00; Multi Co Info Program Services, support - 249.00; Pitney Bowes, repair - 266.00; Scottsdale Insurance, deductibles - 2479.84; STP, storage - 750.00; US West, phone - 1835.55; Xpedx, supplies - 1027.83; Sam's Club, supplies - 21.97.

ROAD FUND: Aramark Uniform Serv, supplies - 77.59; AT&T, phone - 7.23; Barkley Asphalt, cold mix - 120.00; Barry Hewitt, parts - 255.80; Big A Auto Parts, parts, oil - 148.78; Bridgestone Firestone, tires - 448.25; Cellular One, phone - 30.57; Cenex Fleetcard, supplies, fuel, oil - 1809.48; Circle R, parts - 22.70; Coast to Coast, part, supplies, tools - 65.24; Electronic Engineering, repair - 83.00; Farmers Coop, supplies, oil, fuel - 1461.96; Freemont Tire, truck tube - 18.00; General Traffic Controls, bulbs - 88.88; Graham Tire, tires, repair - 713.94; Great Plains Intl, parts - 118.22; Higman Sand & Gravel, rock - 112.60; HME Inc, haul rock - 1200.00; Joe's Department, parts, supplies - 264.40; Knoepfler Chevrolet, parts - 5.95; Linweld Supply, oxy/acetylene - 155.31; Medical Enterprises, drug screen - 29.90; MidAmerican Energy, fuel - 1000.00; Midwest Services, parts - 117.82; Nebraska Public Power, signal - 219.54; Nebraska Salt & Grain, ice control - 611.92; Pilger Sand & Gravel, gravel - 3723.66; Piorier Equipment, parts - 403.92; Presco Sales, blades - 483.02; Elliotte Saunders, mo board - 400.00; Sioux City Bolt, supplies - 26.06; Sioux City Filter, cleaning - 74.45; Steffen, parts labor supplies - 122.94; Stephans Welding, parts - 72.91; STP, parts - 55.00; Superior Signals, strobe lights - 311.80; Taylor Equipment, mo board - 400.00; Threaded Products, supplies - 94.64; Torco Remfg, supplies - 40.00; US West, phone - 55.50; Walding Chiropractic Clinic, test - 28.00; Walensky Lumber, lumber - 149.46; Warren Oil, fuel - 882.10; Ziegler Inc, parts - 24.81.

ROAD IMPROVEMENT FUND: Johnson-Erickson-O'Brien, engineering - 14709.50; Nebraska Dept of Roads, project costs - 1235.74.

POOR RELIEF FUND: Nebraska Dept of Social Serv, administration - 85.50; Redler's Pharmacy, prescriptions - 372.05.

VETERAN'S FUND: Veterans Service Officer, emergency relief - 1000.00.

STOP FUND: Advanced Design Systems, light meter - 390.00; South Sioux City, laptop - 1134.00.

L E EQUIPMENT GRANT FUND: Jack's Uniforms, uniform supplies - 317.20.

INHERITANCE TAX: Jackson Glass, cabinet - 5722.50; Knovas Carpets, carpet - 1524.00; Menards, repairs - 115.97.

E-911 EMERGENCY SERVICE FUND: City of South Sioux City, LEC exp - 70659.99.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

Ms. Hoyer appeared before the board and the cleaning contract was discussed. Ms. Hoyer said that her cleaning people were putting in about 65 hours a week, 16 man hours per night and then some hours on week ends.

Darrell appeared before the board for the Vic Bianchini protest, but learned that it was already taken care of.

The board briefly discussed Governor's Day and renting a bus with 3 other agencies for transportation.

Commissioner Bobier moved, seconded by Commissioner Engel to authorize an expenditure of approximately \$200 for the expense for combined transportation to Lincoln on Governor's Day.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

The board discussed topics or issues to place on the agenda for Governor's Day.

The board tabled the Weed Board Review.

Nanci Walsh displayed a plaque and informed the board that they got a \$6,959. check back from the NIRMA pool.

Commissioner Meinen moved, seconded by Commissioner Huggenberger to approve the minutes of February 9, as typed.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Bob Finney appeared before the board and reported on his hiring of a new deputy, the traffic at Jackson, drugs etc.

Commissioner Hartnett recessed the meeting at to Monday, February 23, at 9:00 a.m.

The board reconvened at 9:00 a.m. Monday February 23, 1998 with Commissioners Meinen, Hartnett, Engel and County Clerk Ted Piepho present. Absent were Commissioners Huggenberger and Bobier.

The board spent until 10:29 to try and figure out where they would be financially going into next fiscal year. It was decided that they should meet with the Fire Districts, and the entities that fall within the miscellaneous 15 cents of the county levy to advise them what restrictions, etc. that the county is under with the passage of LB1114.

Chair Hartnett adjourned the meeting at 10:29 a.m.

ATTEST:

County Clerk
* * * *

Board Chairperson
* * *

DAKOTA COUNTY BOARD OF COMMISSIONERS
February 23, 1998 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chairman Hartnett called their regular scheduled meeting to order at 1:30 p.m.

PRESENT: Commissioners Hartnett, Engel, Meinen, Huggenberger, and Ted Piepho, Secretary.

ABSENT: Commissioner Bobier.

Pledge of Allegiance.

Commissioner Engel moved, seconded by Commissioner Meinen to approve the minutes of February 17, 1998 with the correction showing that Jim Lane thought that the county should take over the cleaning of the courthouse rather than Ms. Hartnett thinking that.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Absent, UNANIMOUS MOTION CARRIED.

Jason Clancy, from NIRMA, appeared before the board to present a model of a county loss control manual.

Dave Lane, Public Works Director with the City of South Sioux City, asked for a letter of support for the application by South Sioux City to construct a bike trail from the foundry and ending up at the north bridge in South Sioux City. Commissioner Meinen moved, seconded by Commissioner Huggenberger to send a letter supporting the construction of a bike trail in South Sioux City.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Absent, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Mr. Lane addressed the One and Six Year Road Plan and asked the Board to keep the Outer Belt Drive on the One and Six Year Plan.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to authorize the chair to sign the Cops Fast Grant.

ROLL CALL VOTE: Meinen- Yea, Bobier- Absent, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Ms. Hartnett reemphasized the need for the board to meet with the Fire Districts as they discussed in the morning session.

Chair Hartnett opened the One and Six Year Road Hearing at 2:00 p.m.

Duane Upton and Brian McDonald presented the One and Six Year Road Plan itemizing Projects C-22(72), C-22(133), C-22(109), C-22(118), C-22(74), C-22(148), C-22(146), C-22(140), C-22(151), C-22(152) and C-22(153) for Year 1998-99.

Projects C-22(74)B, C-22(150), C-22(119), C-22(122) were scheduled for 1998-2000 and Projects C-22(123), C-22(124) and C-22(154) were scheduled for 2000-01, 2002-03 and 2003-04 respectively.

Six projects were completed in FY 1997.

No one was in the audience to offer any comments on the One and Six Year Road Plan.

Chair Hartnett closed the hearing at 2:38 p.m.

Commissioner Huggenberger moved, seconded by Commissioner Engel to approve the One and Six Year Resolutions.

Resolution 98-5

Be it resolved by the Board of Commissioners for Dakota County, Nebraska, that the One & Six Year County Road Improvements Program attached hereto, be adopted.

Board of Commissioners for
Dakota County, Nebraska

Chairperson /s/Jacqueline Hartnett

ATTEST

/s/Theodore A. Piepho

County Clerk

Passed and approved this 23rd day of February, 1998.

Motion by Commissioner Jim Huggenberger

Seconded by Commissioner Jack Bobier

ROLL CALL VOTE: Bobier- Absent, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

Chair Hartnett opened the Public Hearing to zone Part NW 1/4 beginning at a point 133' E of W 1/4 corner of Section 26 on E-W center line, then with an angle, etc 26-29-8. 4.75 acres from Ag to to R-10 at 2:39 p.m.

Mr. Mellick, Zoning Administrator, said that Roger & Janet Tripp wants to put a trailer house on this property so that they will be close to their mother and will be handy to take care of her. As soon as the mother passes they intend to tear down the house in which their mother now lives and build a new one.

Mr. Mellick said that it was within zoning regulation to permit trailer homes to be move on a tract such as what is being proposed for people who plan to build a new home, but the time frame in which people have to build is two years.

No one was in the audience to comment on the approval or denial of the zoning change.

Chair Hartnett closed the hearing at 2:45 p.m.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to approve the zoning change.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Absent, UNANIMOUS MOTION CARRIED.

The board discussed courthouse security with the Building & Grounds Supt. He is to do research on the possibilities and return with the information March 9th.

It was mentioned that Governors Day was March 11th and there would be a bus leaving from the school parking lot.

Commissioners Huggenberger, Engel and Meinen reported on individual committee reports.

Commissioner Huggenberger moved, seconded by Commissioner Engel to approve the claims submitted by the county clerk as follows:

COUNTY ROAD PAYROLL: Gross salaries- 9,786.78, Employers Retirement- 544.25, Employers Share Care Choices- 821.04, Employers Ameritas Dental- 121.92, Employers Paul Revere Life- 27.96, Employers Soc Sec tax- 574.99, Medicare- 134.47, Principal Mutual Life Insurance Co.-

Arnold Mellick- 935.58, Walter Heinemann- 818.40, Robert Jacobsen- 818.40, Richard McNear- 818.40, Marlan G. Millard- 818.40, Willis Roeber- 818.40, Randall A. Crombie- 814.40, Joel Broekemeier- 810.40, Richard Hoelsing- 806.40, Kimon A. Litras- 806.40, Donald Kunzie- 806.40, Ronald Harder- 715.20.

ROAD FUND: Employee withholding paid to: Federal- 782.19, State- 200.13, Soc Sec- 574.99, Medicare- 134.47, Retirement- 362.90, Care Choices- 338.70, Ameritas Dental- 66.80, Lonestar- 9.76, Colonial- 140.26, Union Dues- 165.00, Credit Union- 32.00, Deferred Comp.- 223.00.

COUNTY GENERAL FUND: Gross salaries- \$54,494.50, Employers Share Retirement- 2,953.37, Employers Share Care Choices- 3,995.73, Employers Ameritas Dental- 623.83, Paul Revere Life- 140.76, Employers Soc Sec tax- 3,250.66, Medicare- 760.24.

Jackie Hartnett- 481.15, James Huggenberger- 458.08, Jack D. Bobier- 458.08, Marjorie A Meinen - 458.08, William F Engel - 458.08, Nanci Walsh- 836.36, Theodore A. Piepho- 1200.00, Joan Spencer- 836.36, Raemonda Perry- 712.01, Cindy Purucker- 334.00, Bobbi Jo Harsma- 656.00, Robert H. Giese- 1200.00, Charlotte J. Doenhofer- 688.00, Ruth M. Jensen- 309.60, Ruth P Gillaspie- 836.36, Mardell A. Sorensen- 378.40, Phyllis A Ridge- 688.00, Ann Matthews- 660.00, Mark J. Dorcey- 458.08, Margaret Rahn- 836.36, Shirley Sides- 136.00, Betty O'Neill- 1200.00, Madelyn S. Thorsland- 836.36, Rita Deichert- 688.00, June M Racely- 688.00, Jeffrey Lundeen-, Patrick McNear- 885.00, Cynthia Purucker- 334.00, Arnold Mellick- 206.00, Margaret Kunzie- 5.00, Colene H. Boyle- 1200.00, Veronica Grijalba- 836.36, Judy Lee Lockwood- 600.00, Shirley Sides-, Martin G. Cahill- 1500.00, Gwen Scott- 522.00, Shirley Sides- 435.63, Karilyn Watkins- 210.00, Roxanne Anderson- 122.50, Virginia Davenport- 80.50, Mary Wolf-, Jim Lane- 874.00, Patricia A. Stingley- 708.00, Thersa Brockhaus-, James L. Wagner- 1500.00, Linda Carson- 1,055.64, Randall Walsh- 1,378.78, Rodney Herron- 1,292.66, Gary Powell- 1,291.34, Adrienne Harral- 536.00, Dale Davis- 1,125.74, Bradley Sherman- 997.28, Michael H Stark- 1,121.32, Donald D. Mueller, Jr.- 830.70, Eric Reed-, Cherie Hogan- 758.40, Robert Finney- 1200.00, Laurie Barclay- 728.00, Edward Matney- 1,153.85, Rita Chase- 620.00, Linda J. Schovanec- 733.08, Margaret Stingley- 559.76, Kathleen Keeler- 837.20, Paula Harrigfeld- 908.82, Bruce Hokel- 714.80, Rebecca M Broer- 759.88, William Thompson- 772.42, Matthew Hatterman - 741.15, Anthony D. Bos- 699.20, Alma Gunderson- 647.00, Christopher Jansen- 644.00, Donna Lane- 130.20, Duane H. Upton- 50.00, Margaret Kunzie- 736.00, Janice Brown- 1,001.88, Gloria Ann Dwyer- 688.00, Patricia Glover- 952.81, Judy Klemme- 840.00, Michelle Hein- 486.00, Dr Curtis Farrell- 115.38, Dr. David Grote-, Warren Johnston- 836.36. Marico Cleaning- 1,279.08, Principal Mutual Life Insurance Co.-, Ameritas- 20.32, Paul Revere Life- 4.80.

GENERAL FUND: Employee withholding paid to: Federal- 5,281.43, State- 1,363.04, Soc Sec tax- 3,250.66, Medicare- 760.24, Retirement- 1,968.91, Care Choices- 1,525.83, Ameritas Dental- 206.49, Paul Revere Life- 2.16, Colonial Health- 330.02, Union Dues- 144.68, Credit Union- 1,729.66, Colonial Life- 34.52, Deferred Comp- 1,307.22, Garnishment- 346.00.

D/A ENFORCEMENT FEDERAL GRANT: Gross salaries- 1,038.80, Employers Retirement-, Employers Share Care Choices- 68.42, Employers Ameritas Dental- 10.16, Paul Revere Life- 2.40, Soc Sec tax- 64.41, Medicare- 15.06.

Employee withholding paid to: Federal- 134.95, State- 38.75, Soc Sec tax- 64.41, Medicare- 15.06, Retirement-, Ameritas Dental-, Credit Union-, Union Dues- 10.60, Patrick Barger- 1,038.80.

COPS FAST GRANT: Gross salaries- 1,285.47, Employers Retirement- 77.13, Care Choices- 68.42, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employers Soc Sec- 79.70, Employers Medicare- 18.64. Employees withholding paid to: Federal- 162.90, State- 41.58, Soc Sec- 79.70, Medicare- 18.64, Retirement- 51.42, Union Dues- 13.05, Allen D. Burns, Jr.- 1,285.47.

COPS FAST GRANT 97: Gross salaries- 937.58, Employers Retirement-, Care Choices- 68.42, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employers Soc Sec- 58.13, Employers Medicare- 13.59, Employers withholding paid to: Federal- 119.77, State- 32.10, Soc Sec- 58.13, Medicare- 13.59, Retirement-, Union Dues- 10.36, Jared Junge- 937.58.

COUNTY WEED CONTROL FUND: Gross salaries- \$628.46, Employers Retirement- 37.71, Employers Share Care Choices- 68.42, Ameritas Dental- 10.16, Employers Paul Revere Life- 2.40, Employers Share of Soc Sec- 38.96, Employers Share of Medicare - 9.11, Paul High- 628.46.

WEED FUND: Employee withholding paid to: Federal- 73.71, State- 16.82, Soc Sec tax- 38.96, Medicare- 9.11, Retirement- 25.14, Deferred Comp.- 10.00.

JURY PAY:

LODGING TAX:5,012.72

Employees General Net Pay: \$36,243.64

Road Net Pay: \$6,756.58

D/A Net Pay: \$775.03

Cops Fast Net: \$918.18

Cops Fast 97 Net: \$703.63

Weed Control Net: \$454.72

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Absent, UNANIMOUS MOTION CARRIED.

Chair Hartnett recessed their meeting to 2:00 p.m. March 3, 1998 to meet with the Fair Board and Ag Society.

Chair Hartnett reconvened their meeting March 3, 1998 at 2:00 p.m.

PRESENT: Commissioners Hartnett, Engel, Meinen, Huggenberger, and Ted Piepho, Secretary.

ABSENT: Commissioner Bobier.

Others present: Don Berg, Michael Fogarty, Art Eslick, Ron Ericksen, Francis Fuller, Darrel Olson, Dennis Zack, Neil Nelson, Judy Renkel, Mary Paeper, Ken Brummond, Jim Cahill, Lynn Jensen and Leon Jessen with the Dakota Thurston Fair Board. Also in attendance were; Frank Morse and Ann Verzanni from the Ag Extension Office, Chris Miller with the Ag Society, Barb Redler and Barb Anderson with the 4-H Council and Terry Ropkin who was just an interested party. Alan Wood, attorney for the Fair board told the Commissioners that the Atokad Agricultural and Racing Association was imposing a budget increase and that the Board must come up with the \$10,000 or \$15,000 rental fee for this year's fair depending which option the Fair Board chose. He said that in a letter from Atokad that Atokad board members were currently negotiating to rent Atokad to a circus promoter during the new fair dates since the Fair Board hadn't paid 50 percent of the rental fee by Feb. 1. In a Feb 23 letter from Atokad Agricultural and Racing Association President Tracy Ternes to Fair Board President James Cahill, Ternes stated that the failure of the Fair Board to make the required 50 percent deposit by Feb. 1 may have already jeopardized the availability of the grounds.. this matter has been discussed extensively by both parties as well as through the local newspaper and is hereby closed," options that were discussed with the Commissioners included:

* Not holding a fair this year. Wood said that according to state statutes; the Ag Society would be dissolved if they did not hold held a fair for two consecutive years. If a fair wasn't held this year, the money levied for the Ag. Society would be carried over to next year. It would not be returned to the county.

* Emerson, Hubbard and Pender have offered to host the fair using their school buildings, football fields and parks. There was concern about how to house the 4-H livestock animals.

* Holding only a 4-H fair somewhere else without any entertainment, including the rodeo and carnival; however there was some concern about "buy-outs," fees for backing out of contracts with the attractions already scheduled.

* Beginning legal condemnation procedures of the approximate 40 acres of Atokad ground, upon which several Fair Board buildings sit.

Mr. Wood added, By doing this, the Fair Board may obtain control of the land and not lose their assets located on Atokad property. Such an option would require

the support and financial backing of the county for the legal expenditures even though the county would not be involved in the legal battle. The procedure includes having Atokad appraised and trying to negotiate a price with the landowners or mortgage holders. However, as soon as a price is reached, whether through a court condemnation ruling or with the entities, the Fair Board must have the cash amount of assessment on hand. This is an option which allows the Fair Board to own the property, said Wood. * Buying property somewhere and building a new fairgrounds. The overall feeling was that it would cost much more to begin from scratch than to continue using Atokad.

Mr. Alan Wood offered exhibits and asked that they be entered into the Board minutes.

Exhibit A- An agreement between Atokad and the Ag Society.

AGREEMENT

This AGREEMENT made and entered into this 7th day of December, 1996, by and between ATOKAD AGRICULTURE AND RACING ASSOCIATION, a nonprofit corporation (hereinafter referred to as "Atokad"), and DAKOTA COUNTY AGRICULTURAL SOCIETY (hereinafter referred to as "Fair Board"), WITNESSETH:

WHEREAS, Atokad is the owner of certain real estate located in Dakota County, Nebraska and described as follows, to-wit:

Part of the SE1/4, Section 32, Township 29 North, Range 9, East of the 6th P.M. in Dakota County, Nebraska; and,

WHEREAS, Atokad has allowed the Fair Board to conduct various activities on its real estate including, but not limited to the Dakota and Thurston County Fair; and,

WHEREAS, the Fair Board has erected certain improvements on the real estate owned by Atokad and described on Exhibit "A" which is attached hereto and made a part hereof by this reference; and,

WHEREAS, it has always been the understanding between Atokad and the Fair Board that the improvements set forth on Exhibit "A" would not become a part of the real estate and would be personal property owned by the Fair Board and subject to removal by the Fair Board at such time as it shall deem necessary and proper.

NOW THEREFORE, it is agreed by and between the parties:

1. That the property described on Exhibit "A" has been and shall remain personal property owned by the Fair Board exclusive of any claims by Atokad, its creditors or lien holders.

2. The parties agree that said personal property is not a fixture nor a part of the real estate owned by Atokad and is personal property owned by the Fair Board.

3. That the Fair Board may remove all of said property from the above-described real estate at any time, but shall do so in a workmanlike manner so as to do as little damage as possible to the real estate owned by Atokad.

4. That this Agreement shall be binding upon the successors and assigns of the parties.

EXECUTED on the day and year first above written.

ATOKAD AGRICULTURE AND

RACING ASSOCIATION,

Ronald D. Rapp

BY: /s/ Ronald D. Rapp

President

ATTEST:

/s/ James B. Cahill
James B. Cahill
Secretary

DAKOTA COUNTY AGRICULTURAL

SOCIETY,

BY: /s/ James B. Cahill
James B. Cahill
Chairman

ATTEST:

/s/ Lynn Jensen
Lynn Jensen
Secretary

STATE OF NEBRASKA)
 SS.
COUNTY OF DAKOTA)

The foregoing Agreement was acknowledged before me on December 18, 1996, by Ronald Rapp and James Cahill, respectively the President and Secretary of ATOKAD AGRICULTURE AND RACING ASSOCIATION.

/s/ Vikki J. Hansen
Vikki J. Hansen
NOTARY PUBLIC

STATE OF NEBRASKA)
 SS.
COUNTY OF DAKOTA)

The foregoing Agreement was acknowledged before on December 18, 1996, by James Cahill and Ronald Rapp, respectively the Chairman and Secretary of DAKOTA COUNTY AGRICULTURAL SOCIETY.

/s/ Vikki J Hansen
Vikki J Hansen
NOTARY PUBLIC

AG. SOCIETY ASSESTS

- 1. all outdoor bleachers
- 2. two quonset buildings and all that's in them
- 3. show arena and six connecting wings
- 4. sheep barn (pole shed) east of show barns
- 5. rodeo arena - calf roping chutes, crows nest, arena lights and poles, bucking chutes, arena posts - panels and gates
- 6. show stage on wheels
- 7. platform scale and surrounding fence
- 8. fence around wash rack
- 9. north arena fence
- 10. air conditioner in cafe building
- 11. P.A. system

- 12. all cooking equipment in cafe building
- 13. forty tables - twenty chairs
- 14. all display cabinets in grandstand area, cafe builing and headquarters building
- 15. It is agreed that three front bleachers, as set forth in item 1 above, are the property of Atokad Agriculture and Racing Association.

ATOKAD'S INITIALS: _____
 DAKOTA COUNTY AG SOCIETY: _____

Exhibit B- Independent Audit Report by Gary Nissen Dated December 31, 1997.

ATOKAD
 AGRICULTURE AND
 RACING ASSOCIATION

DECEMBER
 31, 1997

CONTENTS

Independent Auditors Report.....	1-2
Balance Sheet.....	3
Statement of Income.....	4
Statement of Changes in Membership Equity and Fund Balance.....	5
Statement of Cash Flows.....	6
Notes to Financial Statements.....	7-9
Independent Auditors Report Additional Information.....	10
Schedule of Racing income.....	11
Schedule at Cost of Sales.....	12
Schedule of General and Administrative expense.....	13

GARY M. NISSEN
 CERTIFIED PUBLIC ACCOUNTANT
 321 BROADMOOR DRIVE
 SOUTH SIOUX CITY, NE 68776
 (402) 494 - 3984

INDEPENDENT AUDITORS ROPORT

To the Board of Directors
 Atokad Agriculturc and Racing Association
 South Sioux City, Nebraska

I have audited the accompanying balance sheet of ATOKAD AGRICULTURE AND RACING ASSOCIATION as of December 31, 1996, and the related statements of income, changes in membership equity and fund balance and cash flows for the year then ended. These financial statements are the responsibility of the Association's management My responsibility is to express an opinion on these financial statements based on my audit.

Except as explained in the following paragraph, I conducted my audit in accordance with generally accepted auditing standard. Those standards require that I plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. I believe that my audit provides a reasonable basis for my opinion.

During the course of my audit, I did not have access to the Association's subsidiary fixed asset records for periods prior to December 1, 1979, and accordingly, I was unable to extend any audit procedures to individual fixed asset costs and related depreciation reserves as shown by the general ledger at November 30, 1979. Consequently, I have not determined the propriety of depreciation expense totaling \$36,382 for the year ending December 31, 1996, nor of the \$1,384,395 accumulated depreciation and the \$1,617,2676 asset cost at December 31, 1996, as reported in the accompanying financial statements.

In my opinion, except for the effects of such adjustments, if any, as might have been determined to be necessary had I been able to audit adequate fixed asset records, the balance sheet referred to in the first paragraph presents fairly, in all material respects, the financial position of ATOKAD AGRICULTURE AND RACING ASSOCIATION as of December 31, 1996, in conformity with generally accepted accounting principles.

Atokad Agriculture and Racing Assn. 2

The accompanying financial statements have been prepared assuming that the Association will continue as a going concern. As discussed in Note H to the financial statements, the Association has suffered current and prior years losses from operation and has a working capitol and net equity deficiency that raise substantial doubt about it's ability to continue as a going concern. Management's plans regarding these matters also are described in Note H. The financial statements do not include any adjustments that might result from the outcome of this uncertainty.

Gary M Nissen CPA

South Sioux City, Nebraska
February 17, 1997

ATOKAD AGRICULTURE AND RACING ASSOCIATION	
BALANCE SHEET	
DECEMBER 31, 1997	
ASSET	
CURRENT ASSETS	
Cash.....	\$ 4,584
Accounts Receivable.....	7,789
Inventories.....	6,147
Total Current Assets.....	18,520
PROPERTY, PLANT AND EQUIPMENT	
Land.....	49,252

Grandstand and Additions.....	642,091
Building and Land Improvements.....	718,432
Equipment.....	207,567
	<hr/>
	1,617,342
Less: Accumulated Depreciation.....	1,416,068
	<hr/>
Net Property, Plant and Equipment.....	201,274
Total Assets.....	219,794
	<hr/> <hr/>

LIABILITIES AND MEMBERSHIP EQUITY

CURRENT LIABILITIES

Accounts Payable.....	230,141
Pari-Mutuel and Prior Season Out Tickets Payable	1,421
Accrued Sales and Bingo Taxes Payable.....	4,837
Accrued Wages.....	3,383
Accrued Payroll Taxes.....	21,537
Accrued Interest Payable.....	51,521
Accrued H.B.P.A. and Nebraska Breeders.....	97,049
Current Maturities of Long-Term Debt.....	74,693
	<hr/>
Total Current Liabilities.....	484,582

LONG-TERM DEBT-LESS CURRENT MATURITIES..... 654,848

Total Liabilities..... 1,139,430

MEMBERSHIP EQUITY AND FUND BALANCE

Membership Certificates - \$50 Par Value; 400 certificates authorized, 211 certificates issued and outstanding at December 31, 1996.....	11,700
Fund Balance (Deficit).....	(931,336)
Total Membership Equity and Fund Balance..	(919,636)

Total Liabilities and Membership Equity..... 219,794

See Accompanying Notes to Financial Statements

ATOKAD AGRICULTURE AND RACING ASSOCIATION
STATEMENT OF INCOME
FOR THE YEARS ENDED DECEMBER 31, 1997

RACING

Racing Revenue.....	\$455,797
Cost of Racing.....	424,135
	<hr/>
Net Income from Racing.....	31,662

CONCESSIONS

Concession Sales.....	172,600
Cost of Sales.....	144,115
	<hr/>
Net Concession Loss.....	28,485

BINGO	
Bingo Revenue.....	376,073
Cost of Sales.....	356,787
Net Bingo Income.....	<u>19,286</u>
LOTTERY	
Lottery Sales.....	7,619
Cost of Sales.....	4,007
Net Lottery Income.....	<u>3,612</u>
RENT INCOME.....	58,411
Total Income from Operations.....	<u>141,456</u>
GENERAL AND ADMINISTRATIVE EXPENSES	(243,672)
Income (Loss) from Operations.....	<u>(102,216)</u>
OTHER INCOME (EXPENSE)	
Interest Income.....	368
Interest Expense.....	(62,261)
Total Other Income (Expense).....	<u>(61,893)</u>
Net Income (Loss).....	<u>(164,109)</u>

See Accompanying Notes to Financial Statements

ATOKAD AGRICULTURE AND RACING ASSOCIATION
STATEMENT OF CHANGES IN MEMBERSHIP EQUITY AND FUND BALANCE
FOR THE YEARS ENDED DECEMBER 31, 1997

	Membership Shares	Certificates Amount	Fund Balance (Deficit)	Total (Deficit)
Balance Dember 31, 1996	211	\$10,550	(\$767,227)	(\$756,677)
Sale of Membership Certificates.....	25	1,250		
Redemption of Membership Certificates.....	(2)	(100)		
Net Income (loss) for the Year Ended Deember 31, 1997			(164,109)	(164,109)
Balance December 31, 1997	<u>234</u>	<u>\$11,700</u>	<u>(\$931,336)</u>	<u>(\$931,336)</u>

ATOKAD AGRICULTURE AND RACING ASSOCIATION

STATEMENT OF CASH FLOWS
FOR THE YEAR ENDED DECEMBER 31, 1997

CASH FLOWS FROM OPERATIONS	
Net Income (loss)	(\$164,109)
Adjustments to reconcile net income (loss to net cash provided by Operating Activities:	
Depreciation.....	31,773
Increase in Accounts Receivable.....	2,359
Decrease in STDF Receivable.....	6,129
Increase in Racing Services Receivable.....	(4,621)
Decrease in Inventories.....	1,593
Increase in Accounts Payable.....	45,322
Decrease in Tickets Payable.....	(2,001)
Decrease in Accrued Expenses.....	(66,257)
	<hr/>
Net Cash used by Operating Activities.....	(149,812)
CASH FLOWS FROM FINANCING ACTIVITIES	
Net Sale/Redemption of	
Membership Certificates.....	1,100
Net increase in combined Notes Payable.....	109,481
	<hr/>
Net cash provided by Financing Activities.	110,581
Net Decrease in Cash.....	(39,231)
Cash at Beginning of Year.....	44,115
	<hr/>
Cash at End of Year.....	\$4,884
	=====

See Accompanying Notes to Financial Statements

ATOKAD AGRICULTURE AND RACING ASSOCIATION
NOTES TO FINANCIAL STATEMENTS
DECEMBER 31, 1997

NOTE A - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

The Association offers bingo and pari-mutuel wagering on live and satellite horse racing to customers in the South Sioux City, Nebraska area. The Association's operations are affected by the overall economic conditions of the local area as well as other wagering options in the same geographic area.

The following is a summary of the more significant accounting policies of the Association.

Inventories are stated at the lower of first-in, first-out cost or market.

Property, plant and equipment are recorded at cost. Depreciation is computed using the straight-line method over the estimated economic life of the property.

The association transfers unclaimed winning pari-mutuel tickets to income when the rights of the ticket holders to claim their winnings expire. The rights to

claim winnings expire one year after the close of the race meet to which they pertain.

The income and loss from operations of the Association are accumulated in a single fund for its operating activities. There are no restricted fund balances.

For purposes of the statement of cash flows, the Association considers all highly liquid debt instruments purchased with a maturity of three months or less to be cash equivalents.

Advertising costs are expensed as incurred. Advertising expense was \$6,302 for the year ending December 31, 1997.

NOTE B - INVENTORIES

Inventories consist of the following at December 31, 1997.

Liquor, Beer and Cigarettes.....	\$	4,113
Food.....		1,611
Bingo Supplies.....		423
		<u>6,147</u>
		=====

NOTE C - PROPERTY, PLANT AND EQUIPMENT

Property, plant and equipment are carried at cost. Depreciation is provided for using the following estimated useful lives:

Grandstand and Additions.....	10-41 years
Building and Land Improvements.....	10-41 years
Equipment.....	5-15 years
Bingo Equipment.....	5 years

ATOKAD AGRICULTURE AND RACING ASSOCIATION
 NOTES TO FINANCIAL STATEMENTS
 DECEMBER 31, 1997

NOTE D - INCOME TAXES

The Association is exempt from income taxes under provisions of Section 501 (c) (4) of the Internal Revenue Code. Consequently no income taxes have been provided for in the accompanying financial statements.

NOTE E - LONG-TERM DEBT

Following is a summary of long-term debt outstanding as of December 31, 1997.

Capital Lease payable to AB Dick Products Company of Siouxland Inc. for equipment with a total purchase price of \$16,710 due in monthly installments of \$379, including interest at 12.8% through October 1, 1999.....\$ 7,126

Note payable to BankFirst of Sioux Falls, South Dakota for equipment with a total purchase price of \$3,352 due in montly installments of \$99 including interest at 16.12% through May 29, 1999..... 1,494

Note payable due December 31, 2004 to Nebraska State Bank, secured by a real estate mortgage interest rate at the prevailing one year U.S. Treasury Security yield rate is adjusted each year on December 31 annual payment of \$18,074 includes interest..... 126,350

Note payable to Dakota County State Bank, secured by personal guarantee of a board member of the Association, set up with monthly installments of \$400 for 23 months and a balloon on the 24th monthly payment of \$22,114 due August 1999 with interest at 11.90..... 25,262

Note payable to Siouxland National Bank, secured by personal guarantee of a board member of the association, due in weekly installments of \$1,000 including inerest at 9.25%..... 89,568

Note payable to Charles Stewart, Kim Gilkyson and Gerald Nygaard of Vermillion, South Dakota, dated September 19, 1995. The loan document requires interest only at 10.5% to be paid through September of 1996. Starting on December 31, 1996, payments of \$16,475 including principle and interest at 10.5% are to be paid quarterly over a four year period ending September 30, 2000. All land, building, equipment and inventories are pledged as collateral to secure this note..... 213,000

ATOKAD AGRICULTURE AND RACING ASSOCIATION
NOTES TO FINANCIAL STATEMENTS
DECEMBER 31, 1997

NOTE E - LONG TERM DEBT, continued

Note payable to Horsemen's Benevolet & Protective Association (H.B.P.A.) secured by real estate of the Association, interest rate of 5% to be paid montly. The principal plus any unpaid interest shall be paid in full in the event that the H.B.P.A. determines that Atokad Park will not run a live race meet.....	266,741
	729,541
Less: Current Maturities.....	74,693
	654,848
Net long-term Debt.....\$	654,848

The following is a schedule of future Maturities of long-term debt as of December 31, 1997.

Year Ending December 31	Amount
1998.....\$	74,693
1999.....	67,560
2000.....	72,831
2001.....	59,765
2002.....	61,066
Later Years.....	393,626
	\$729,541

=====

NOTE F - LETTER OF CREDIT

The Association has a \$10,000 Letter of Credit dated July 23, 1995, renewable each year at Siouxland National Bank, South Sioux City, Nebraska, due upon demand at the bank's current market rate of interest. There was no outstanding balance at December 31, 1997.

NOTE G - RELATED PARTY TRANSACTIONS

It has been the practice of the Association to secure products and services from shareholders on a limited basis.

NOTE H - GOING CONCERN

The Association has incurred net losses for the last four calendar years (1997 \$164,109, 1996 \$213,564, 1995 \$325,937, and 1994 \$92,985) and as of December 31, 1997 the Association's current liabilities exceed its current assets by \$466,062. These factors create substantial doubt about the Association's ability to continue as a going concern.

Management is attempting to control all costs, with emphasis on the live racing which constitutes the unprofitable portion of the operation. Management feels that these actions will contribute toward profitability and positive cash flows. The financial statements do not include any adjustments that might be necessary if the Association is unable to continue as a going concern.

GARY M NISSEN
CERTIFIED PUBLIC ACCOUNTANT

1000 West 29th Street Suite 312
South Sioux City, Nebraska 68776

INDEPENDENT AUDITORS REPORT ON ADDITIONAL INFORMATION

To the Board of Directors
Atokad Agriculture and Racing Association
South Sioux City, Nebraska

My report on the audit of the basic financial statements of Atokad Agriculture and Racing Association for 1997, appears on page 1. The audit was conducted for the purpose of forming an opinion on the financial statements taken as a whole. The supplementary schedules on pages 11 through 13 are presented for purposes of additional analysis and are not a required part of the basic financial statements. Such information, has been subjected to the auditing procedures applied in the audit of the financial statements and, in my opinion the information is fairly stated in all material respects in relation to the basic financial statements taken as a whole.

Gary M. Nissen CPA

South Sioux City, Nebraska
February 10, 1998

ATOKAD AGRICULTURE AND RACING ASSOCIATION
 SCHEDULE OF NET RACING INCOME
 FOR THE YEAR ENDED DECEMBER 31, 1997

	Live Meet	% to Sales	Simulcast	% to Sales	Total
RACING REVENUES					
Commission and Breakage	106,764	74.1%	280,648	90.0%	387,412
Programs	2,984	2.1%	16,903	5.4%	19,887
Racing Forms	0	0.0%	14,209	4.6%	14,209
Prior outs tickets	3,439	2.4%	0	0.0%	3,439
Uplink	30,850	21.4%	0	0.0%	30,850
	<hr/>				
Total Racing Revenue	144,037	100.0	311,760	100.0	455,797
COST OF RACING					
Advertising	2,905	2.0%	3,325	1.1%	6,230
Jockey & Horsemen's Ins.	11,021	7.7%	0	0.0%	11,021
Lab Fees	16,725	11.6%	0	0.0%	16,725
Licenses & Fees	950	0.7%	5,238	1.7%	6,188
Medical Services	8,215	5.7%	0	0.0%	8,125
Manure & Waste Hauling	7,429	5.2%	0	0.0%	7,429
Racing Forms	0	0.0%	18,664	6.0%	18,664
Salaries-Tellers	7,018	4.9%	61,208	19.6%	68,226
Salaries-Officials	49,299	34.2%	0	0.0%	49,299
Salaries-Track	15,701	10.9%	0	0.0%	15,701
Salaries-Maintenance	14,677	10.2%	0	0.0%	14,677
Starting Gate Rental	750	0.5%	0	0.0%	750
Taxes-Admission	8,565	5.9%	0	0.0%	8,565
Totalisator Rent	35,950	25.0%	38,372	12.3%	74,322
Miscellaneous	16,917	11.7%	1,437	0.5%	18,354
Travel & Entertainment	1,325	0.9%	0	0.0%	1,325
In State Simulcast Fees	0	0.0%	5,432	1.7%	5,432
Uplink Charges	24,050	16.7%	0	0.0%	24,050
Utilities and Telephone	2,280	1.6%	17,286	5.5%	19,566
Security	6,350	4.4%	14,134	4.5%	20,484
Video Equipment Expense	28,912	20.1%	0	0.0%	28,912
	<hr/>				
Total Cost of Racing	259,039	0.0%	165,096	0.0%	424,135
Net Racing Inc. (Loss)	(115,002)	0%	146,664	0.0%	31,662

ATOKAD AGRICULTURE AND RACING ASSOCIATION
 SCHEDULES OF COSTS OF SALES
 FOR THE YEAR ENDED DECEMBER 31, 1997

CONCESSIONS	
Wages.....	44,154
Food and Pop.....	54,600
Beer and Liquor.....	41,983
Payroll Taxes.....	3,378
	<hr/>
Total Cost of Sales - Concessions.....	144,115
	=====
BINGO	
License and Fees.....	280

Bingo Taxes.....	11,269
Wages.....	20,914
Utilities and Telephone.....	17,291
Prizes.....	286,725
Supplies.....	18,708
Payroll Taxes.....	1,600
	<hr/>
Total Cost of Sales - Bingo.....	356,787
	=====
LOTTERY	
Miscellaneous.....	40
Prizes.....	2,835
Supplies.....	1,132
	<hr/>
Total Cost of Sales - Lottery.....	4,007
	=====

ATOKAD BOARD OF 29 & EXECUTIVE BOARD

Stan Utemark	632-4498
Doris George	494-6160
Bill Stone	494-4827
Fred Stinger	494-3884
Leonard Gill	632-4440
Ingacias Delao	
Ron Rapp	494-1643
Richard Stinger	987-3473
Vic Bianchini	494-1673
Cathie Erickson	494-2687
Craig Broyhill	987-3968
Robert Swan	494-1683
Roger Docelle	494-5913
Rick Coan	
Ed Bird	494-5224
Rick Robinette	494-4432
Dennis Nelson	494-3197
Lyle Ebel	494-1956
Randy Copple	698-2270
Tom Pojar	
Lynn Jensen	698-2405
Jim Cahill	987-3898
Tracy Turnes	695-2487
Richard Kingston	494-3336
Pat Pojar	494-3327
Elzie Schoepf	494-4341
Kevin Rogers	494-5228
Joan DeRoin	632-4308

ATOKAD BOARD AND OFFICERS
FEBRUARY 10, 1997

CURRENT EXECUTIVE BOARD

PRESIDENT-----TRACY TERNES

1ST VICE PRESIDENT-----R.W. KINGSTON
 2ND VICE PRESIDENT-----JOAN DEROIN (Appointed to fill vancy from
 resignationa of Lyle Ebel)
 3RD VICE PRESIDENT-----RON RAPP
 TREASURER-----ELZIE SCHOEPF
 SECRETARY-----RICK COAN (Appointed to fill vancy from
 registration of Jim Cahill)
 ASSISTANT SECRETARY-----KEVIN ROGERS

All Executive Board positions are 1 year terms.

BOARD OF 29

TERM EXPIRES 2000	TERM EXPIRES 1999	TERM EXPIRES 1998
STAN UTEMARK	PAT POJAR	*LYLE EBEL
JOAN DEROIN	VIC BIANCHINI	*LEONARD GILL
ELZIE SCHOEPF	RICK ROBINETTE	*RON RAPP
RICK COAN	BILL STONE	*ROBERT SWAN
DORIS GEORG	CATHIE ERICKSON	*RANDY COPPLE
R.W. KINGSTON	TRACY TERNES	*WALSH
ED BIRD	KEVIN ROGERS	*ROGER DOELLE
LYNN JENSEN	FRED STINGER	*TOM POJAR
	CRAIG BROYHILL	*ROGER BARTELS

*Expired Terms that will be voted on at 1998 Stockholders Meeting

Exhibit C- Rent and maintenance cost that the Ag. Society has paid to Atokad through out the years.

RENT & MAINTENANCE COSTS

1988	Paid Atokad	\$30,000.	Rent
1989	Paid Atokad	7,000.	Rent
1990	Paid Atokad	7,000.	Rent
1991	Paid Atokad	7,000.	Rent
1992	Paid Atokad	7,000.	Rent
1992	Paid Bahr	494.	Plumbing
1992	Paid Clausen	2,619.	Electrical
1993	Paid Atokad	7,000.	Rent
1994	Paint outside buildings-Joey Yandell		3,850.
	Paid Atokad for blacktop		5,000.
	Paid Clausen for electrical		1,500.
	Repairs to Cafe building-title & inst		2,991.
	Repairs to livestock bldgs & barns		1,688.
	Repairs to outside restrooms		1,873.
			=====
	Subtotal		\$16,902.
	Rent paid to Atokad		7,000.
			=====
			\$23,902.
1995	New door & repairs-cafe bldg		291.
	Paid ro Bahr-plumbing repairs		1,386.
			=====
	Rent paid to Atokad		\$ 1,677.
			7,000.
			=====

		\$ 8,677.
	Paid to Clausen-electrical (no figure available in my files)	
	Paid to Clausen-upgrade carnival area (Contracted for this)	3,015.
1996	Sewer repair	60.
	Bahr-plumbing repairs	1,515.
	Curry-floor tile for cafe bldg	1,620.
	Roof labor-cafe bldg	1,878.
	Walensky-cage bldg roof	2,495.
	Repair-belt for Atokad Bobcat	15.
	Cleaning of cafe bldg after racing	1,129.
	Repair-water spigot to Atokad	47.
	Clausen-electrical problem due to lack of power for fair	5,634.
	South Sioux City-flush sewer line	150.
		=====
	Paid Atokad for rent	\$14,543.
		7,000.
		=====
		\$21,543.
1997	Bahr-plumbing repair	4,257.
	Clausen-electrical	4,158.
		=====
	Paid to Atokad for rent	8,415.
	Additional rent paid to Atokad	7,000.
		1,000.
		=====
		\$16,415.
	Additional upgrade of electrical for concession row due to lack of adequate power-contracted	8,350.
		=====
		\$24,765.

Exhibit D- Copy of a letter from President of Atokad, Tracy Ternes dated January 28, 1998.

January 28, 1998

Tracy Ternes, President
Atokad Agriculture & Racing Association
1524 Atokad Drive
So. Sioux City, NE 68776

Dear Mr. Ternes,

As per your letter dated December 31, 1997, please be advised the Greater Siouxland Fairboard were very astonished and consternate of the lease terms to hold our 1998 Fair on the Atokad property.

As you are aware, we are supported by tax payers money which means we have to submit a budget in September for the next year's fair. It then must be approved by the county and sent to the State of Nebraska.

The above was done and then approved for the 1998 Fair Season. Keep in mind, we were not notified of any rent increase at that time.

Not having the extra \$8,000. you requested, we asked the Dakota County Commissioners for it, and were advised they also have a budget problem and we were turned down.

After meeting with our attorney, Alan Wood, it was suggested the first step would be to meet with your board and try once more to negotiate a suitable and beneficial agreement for both organizations, and also consider the possibility of a long term lease.

We, The Greater Siouxland Fairboard, would like to meet with your board at your earliest convenience.

Sincerely,

Jim Cahill, President

Greater Siouxland Fairboard

Exhibit E- Copy of a letter from President of Atokad, Tracy Ternes dated February 25, 1998.

ATOKAD AGRICULTURE AND RACING ASSOCIATION

1524 ATOKAD DRIVE
SOUTH SIOUX CITY, NE 68776

TELEPHONE 402-494-3611
FAX 402-494-3861

February 25, 1998

Mr. Jim Cahill
Greater Siouxland Fair
P.O. Box 385
South Sioux City, NE 68776

Mr. Cahill:

Concerning your request dated February 20, 1998, requesting a meeting with Atokad's Executive Board:

1. A letter dated December 31, 1997 was sent to you describing the 1998 lease terms.

2. I met personally with yourself and Lynn Jensen concerning the lease terms. I made it very clear that the lease terms would stand without the possibility of renegotiation.

3. During discussion at the Annual Stockholders' Meeting on February 10, 1998, representatives of the Fair Board were informed that the Atokad Executive Board has made a decision on this matter and that the decision as well as the lease terms will stand.

4. Your failure to make the required 50% deposit by February 1, 1998 may have already jeopardized the availability of the grounds. We are currently in negotiations with a circus promoter who has requested dates in July of 1998.

5. This matter has been discussed extensively by both parties as well as through the local newspaper and is hereby closed.

Sincerely,

/s/ Tracy Ternes, President
Atokad Agricultural & Racing Association

CC. JUDY RENKEL

Exhibit F- Copy of an aerial showing how the parcel could be divided.

The commissioners discussed looking at both rental Options, but the Fair Board was "almost unanimous" in refusing to choose The \$10,000 Option, which would allow Atokad executives to operate beer gardens during the fair.

Upon Chair Hartnett asking for a show of hands of people that would favor having the fair at Atokad rather than outlying communities, it appeared to be almost unanimous. Chair Hartnett asked for a straw vote to see how the board would look at authorizing up to \$8000 payment for the additional rent. Commissioner Engel moved that the a vote be taken to see if the board would be interested in giving the Fair Board an additional \$8000 to hold a fair this year. Commissioner seconded that, but added that if Mr. Berg is right, I don't know whether it makes good business sense to spend \$8000 to loose \$20,000 and would like the Fair Board to consider that in it's preparation for the fair. ROLL CALL VOTE: Huggenberger- Absent, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Absent, UNANIMOUS MOTION CARRIED.

Chair Hartnett adjourned the meeting at 3:00 p.m.

ATTEST:

County Clerk
* * * *

Board Chairperson
* * *

DAKOTA COUNTY BOARD OF COMMISSIONERS
March 9, 1998 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Vice Chair Meinen opened the meeting at 1:30 p.m.

Present were: Commissioners Meinen, Engel, Huggenberger and Nanci Walsh, acting secretary.

Absent: Commissioners Bobier and Hartnett and Ted Piepho County Clerk.

Bob Hamilton, Sioux City Fire Chief, and Dave Phipps of SIMPCO, were present and addressed the board regarding the possibility of contracting with the City of Sioux City/Sioux City Fire Department for Hazard Materials Response.

TO: Dakota County Board of Commissioners
FROM: David Phipps SIMPCO Region IV Haz/Mat Planner
RE: Nebraska Hazardous Materials Response Contract

DATE: March 9, 1998

Initially five (5) Iowa counties provided \$1,000 per county to SIMPCO for organizational costs involved in formation and state approval by Iowa Emergency Response Commission (IERC) of the Iowa Region IV Hazardous Materials Response Commission and Region IV Local Emergency Planning Committee serving Cherokee, Ida, Monona, Plymouth and Woodbury counties.

Region IV Iowa Haz/Mat Response Contract

Region IV 1997-2000 Iowa Ten Year Haz/Mat Response Contract with Sioux City provides:

First Year = \$1.00 per capita
Second Year = \$.75 per capita
Third Year = \$.75 per capita
Four Year = To be Reviewed

Region IV Nebraska Haz/Mat Response Contract Assumptions:

Region IV 1998-2001 Nebraska Haz/Mat Response Contract with Sioux City:

First Year = \$1.00 per capita
Second Year = \$.75 per capita
Third Year \$.75 per capita
Four Year = To be Reviewed

Estimate of Property Tax Levies for Dakota County Haz/Mat Response Agreement.

1990 U.S. Census Population 10,189

Dakota County 1997 Taxable Valuation \$591,870,880

Maximum Property Tax Valuation \$295,935

Property Tax required to fund first year Haz/mat contract \$.0172 per \$1000 valuation (\$10,180)

Property Tax required to fund second year Haz/Mat contract \$.0129 per \$1000 valuation (\$ 7,635)

Property Tax required to fund third year Haz/Mat contract \$.0129 per \$1000 valuation (\$ 7,635)

Dakota County Haz/Mat 030998

There was another page attached to the above exhibit. That page was labeled HazMat Regions showing the three-states, Iowa, South Dakota and Nebraska, with Lyon, Osceola, Dickinson, Emmet, Sioux, O'Brien, Clay, Palo Alto, Plymouth, Cherokee, Buena Vista, Woodbury, Ida and Monona Counties in Iowa labeled. Dakota and Dixon Counties were labeled in Nebraska. Out of these counties, Plymouth, Cherokee, Woodbury, Ida and Monona Counties in Iowa were hy-lited. Also hy-lited were Dixon and Dakota Counties in Nebraska. The scale was 3/4" to 25 miles.

The County would be responsible for the contract, in the event of a hazardous material incident, the hauler or insurer is responsible for the cleanup costs. If a responsible party cannot be found, the county could access up to \$25,000 per incident in federal funds.

Bill McClarty asked what the county would get for the contract fee?

Response was that this is basically an insurance policy.

Mr. McClarty asked if any training was included in the contract. This was discussed. By becoming part of a regional LEPC rather than a one county LEPC, the county could access state training funds.

More general discussion followed. The Board will discuss it with the county fire chiefs and look at some sample agreements.

The board decided to meet with the fire districts on Monday, March 23, 1998 at 7:00 p.m. and with the Ag Society and Historical Society on Monday, April 6, 1998 at 7:00 p.m. The purpose of these meetings is to discuss the impact of LB1114 and related legislation.

The Board opened the bids for the seed fanning mill. The bids were as follows:
Wayne Knudsen - \$526.00
Eric and Nolan Georgesen - \$3,151.00

Discussion was had.

Commissioner Huggenberger moved, seconded by Commissioner Engel, to accept the bid of Eric and Nolan Georgesen for \$3,151.00 on the fanning mill.
ROLL CALL VOTE: Hartnett- Absent, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Absent, UNANIMOUS MOTION CARRIED.

Jim Cahill and Lynn Jensen appeared before the board in regards to the 1998 fair. Discussion was had on the request for \$8,000.00 for the 1998 fair. Mr. Cahill and Mr. Jensen presented a copy of the contract between the Fair Board and Atokad.

Commissioner Engel moved, seconded by Commissioner Huggenberger, to approve the claim to Greater Siouxsland Fair board for the 1998 Fair, but to delay the payment of the claim at this time.
ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Absent, Huggenberger- Yea, Hartnett- Absent, UNANIMOUS MOTION CARRIED.

Mr. Cahill and Mr. Jensen thanked the board and will look for and appreciate the boards guidance in the future.

A committee was established for employee insurance and to review the employee handbook. Commissioner Meinen and Nanci Walsh will serve on the insurance committee for the Board. The Personnel Committee will serve on the employee handbook committee. The board directed Ms. Walsh to send a memo asking for Officials, Department heads and employees to serve on these committees.

Commissioner Huggenberger moved, seconded by Commissioner Engel, to send the following letter to Principal Life Insurance terminating the contract for purposes of Section 6051 of the IRS Code.
March 9, 1998

Ms. Marie Andrews, Analyst
Group Actuarial & Technical Services
Principal Mutual Life Insurance Company
Des Moines, IA 50392-0001

Dear Ms. Andrews:

Dakota County hereby terminates our Agreement with Principal Mutual Life Insurance appointing Principal as our agent for purposes of fulfilling the requirements of Section 6051 of the Internal Revenue Code.

Dakota County will prepare the W-2's for 1998 and future years for income payments under Contract No. N88028.

If you have any questions, or need further information, please let me know at your convenience.

Thank you for your assistance in this matter.

Sincerely,

/s/Marjorie Meinen - Vice Chair

Jackie Hartnett

Chairperson

JH/nw

ROLL CALL VOTE: Meinen- Yea, Bobier- Absent, Huggenberger- Yea, Hartnett- Absent, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Engel, to transfer abandoned title #98062700006 to C & H and title #985055700007 to Trio Auto/Joes Towing for the towing and storage fees due.

ROLL CALL VOTE: Bobier- Absent, Huggenberger- Yea, Hartnett- Absent, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Engel, to close out CDBG 93-BD-025 - the Microloan Program.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Absent, Engel- Yea, Meinen- Yea, Bobier- Absent, UNANIMOUS MOTION CARRIED.

The board tabled the Building and Grounds Tour.

Mr. Don Meisner, SIMPCO appeared before the board with Dianne Lutt and Van Phillips regarding a grant application for a child care facility including day care and an Even Start program. This facility would be at the south administration building at IBP. IBP would donate the facility. The service would be open to anyone, not just IBP employees and sliding fees would be in place. The county is needed to be the lead agency on the grant application which is due on April 15, 1998, but no county funds would be involved.

Commissioner Huggenberger moved, seconded by Commissioner Engel, to allow SIMPCO to go forward with a grant application with Dakota County as the lead agency.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Absent, Engel- Yea, Meinen- Yea, Bobier- Absent, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Meinen, to approve the payroll as follows:

COUNTY ROAD PAYROLL: Gross salaries- 9,786.78, Employers Retirement- 544.25, Employers Share Care Choices- 821.04, Employers Ameritas Dental- 121.92, Employers Paul Revere Life- 27.96, Employers Soc Sec tax- 574.99, Medicare- 134.47, Principal Mutual Life Insurance Co.- 91.96

Arnold Mellick- 935.58, Walter Heinemann- 818.40, Robert Jacobsen- 818.40, Richard McNear- 818.40, Marlan G. Millard- 818.40, Willis Roeber- 818.40, Randall A. Crombie- 814.40, Joel Broekemeier- 810.40, Richard Hoelsing- 806.40, Kimon A. Litras- 806.40, Donald Kunzie- 806.40, Ronald Harder- 715.20.

ROAD FUND: Employee withholding paid to: Federal- 782.19, State- 200.13, Soc Sec- 574.99, Medicare- 134.47, Retirement- 362.90, Care Choices- 338.70, Ameritas Dental- 66.80, Lonestar- 9.76, Colonial- 140.26, Union Dues- 165.00, Credit Union- 32.00, Deferred Comp.- 223.00.

COUNTY GENERAL FUND: Gross salaries- \$54,702.69, Employers Share Retirement- 2,858.86, Employers Share Care Choices- 4,064.15, Employers Ameritas Dental- 633.99, Paul Revere Life- 143.16, Employers Soc Sec tax- 3,263.60, Medicare- 763.28.

Jackie Hartnett- 481.15, James Huggenberger- 458.08, Jack D. Bobier- 458.08, Marjorie A Meinen - 458.08, William F Engel - 458.08, Nanci Walsh- 836.36,

Theodore A. Piepho- 1200.00, Joan Spencer- 836.36, Raemonda Perry- 715.34, Cindy Purucker- 334.00, Bobbi Jo Harsma- 722.29, Robert H. Giese- 1200.00, Charlotte J. Doenhoefer- 688.00, Ruth M. Jensen- 344.00, Ruth P Gillaspie- 836.36, Mardell A. Sorensen- 344.00, Phyllis A Ridge- 688.00, Ann Matthews- 660.00, Mark J. Dorcey- 458.08, Margaret Rahn- 836.36, Shirley Sides-, Betty O'Neill- 1200.00, Madelyn S. Thorsland- 836.36, Rita Deichert- 688.00, June M Racely- 688.00, Jeffrey Lundeen- 131.25, Patrick McNear- 1,095.00, Cynthia Purucker- 337.13, Arnold Mellick- 206.00, Margaret Kunzie- 5.00, Colene H. Boyle- 1200.00, Veronica Grijalba- 836.36, Judy Lee Lockwood- 600.00, Lula Frick- 234.00, Martin G. Cahill- 1500.00, Gwen Scott- 522.00, Scott M Dugan-1,038.50, Shirley Sides- 605.63, Karilyn Watkins- 361.88, Roxanne Anderson- 168.00, Virginia Davenport- 54.25, Mary Wolf-, Jim Lane- 874.00, Patricia A. Stingley- 708.00, Thersa Brockhaus-, James L. Wagner- 1500.00, Linda Carson- 933.60, Randall Walsh- 1,061.10, Rodney Herron- 1,126.40, Gary Powell- 1,110.45, Adrienne Harral- 536.00, Dale Davis- 999.32, Bradley Sherman- 878.04, Michael H Stark- 959.48, Donald D. Mueller, Jr.- 703.20, Eric Reed-, Cherie Hogan- 753.60, Robert Finney- 1200.00, Laurie Barclay- 728.00, Edward Matney- 1,153.85, Rita Chase- 640.00, Linda J. Schovanec- 881.82, Margaret Stingley- 521.50, Kathleen Keeler- 728.00, Paula Harrigfeld- 728.53, Bruce Hokel- 744.90, Rebecca M Broer- 684.70, William Thompson- 688.88, Matthew Hatterman - 700.65, Anthony D. Bos- 625.10, Alma Gunderson- 574.00, Christopher Jansen- 633.50, Donna Lane- 303.80, Duane H. Upton- 50.00, Margaret Kunzie- 736.00, Janice Brown- 849.42, Gloria Ann Dwyer- 688.00, Patricia Glover- 776.13, Judy Klemme- 840.00, Michelle Hein- 753.00, Dr Curtis Farrell- 115.38, Dr. David Grote-, Warren Johnston- 836.36. Marico Cleaning- 1,279.08, Principal Mutual Life Insurance Co.- 501.66, Ameritas-, Paul Revere Life-.

GENERAL FUND: Employee withholding paid to: Federal- 5,248.47, State- 1,338.15, Soc Sec tax- 3,263.60, Medicare- 763.28, Retirement- 1,905.90, Care Choices- 1,525.83, Ameritas Dental- 206.49, Paul Revere Life- 2.16, Colonial Health- 330.02, Union Dues- 144.68, Credit Union- 1,729.66, Colonial Life- 34.52, Deferred Comp- 1,307.22, Garnishment- 346.00.

D/A ENFORCEMENT FEDERAL GRANT: Gross salaries- 1,919.55, Employers Retirement-, Employers Share Care Choices- 68.42, Employers Ameritas Dental- 10.16, Paul Revere Life- 2.40, Soc Sec tax- 57.01, Medicare- 13.33.

Employee withholding paid to: Federal- 115.07, State- 31.08, Soc Sec tax- 57.01, Medicare- 13.33, Retirement-, Ameritas Dental-, Credit Union-, Union Dues- 10.60, Patrick Barger- 919.55.

COPS FAST GRANT:Gross salaries- 1,122.31, Employers Retirement- 67.34, Care Choices- 68.42, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employers Soc Sec- 69.58, Employers Medicare- 16.27. Employees withholding paid to: Federal- 139.40, State- 33.24, Soc Sec- 69.58, Medicare- 16.27, Retirement- 44.89, Union Dues- 13.05, Allen D. Burns, Jr.- 1,122.31.

COPS FAST GRANT 97: Gross salaries- 906.50, Employers Retirement-, Care Choices- 68.42, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employers Soc Sec- 68.42, Employers Medicare- 13.14, Employers withholding paid to: Federal- 115.11, State- 30.38, Soc Sec- 56.20, Medicare- 13.14, Retirement-, Union Dues- 10.36, Jared Junge- 906.50.

COUNTY WEED CONTROL FUND: Gross salaries- \$628.46, Employers Retirement- 37.71, Employers Share Care Choices- 68.42, Ameritas Dental- 10.16, Employers Paul Revere Life- 2.40, Employers Share of Soc Sec- 38.96, Employers Share of Medicare - 9.11, Paul High- 628.46.

WEED FUND: Employee withholding paid to: Federal- 73.71, State- 16.82, Soc Sec tax- 38.96, Medicare- 9.11, Retirement- 25.14, Deferred Comp.- 10.00.

JURY PAY:\$809.30, Susan K Agrimson- 37.10, Virginia D. Cochran- 36.80, Steven K Cronin- 36.80, Antonio D Lopez, Jr.- 37.40, Glee M. Ellison- 37.40, Karolyn K Fredricksen- 37.10, Brenda S. Giddings- 36.80, Henry P. Green, Jr.-36.80, Thomas R. Havelaar- 36.80, Diana M. Holgate- 40.40, Debra Leean Hughes- 39.80, Linda K

Jump- 37.10, Sandra K Larson- 36.80, Steve J. Maher- 36.80, Ronald J. Marsh- 37.40, Janet M Mellick- 47.00, Irvin Shock- 35.00, Jeffery M. Smith- 45.20, Richard C Voss- 36.80, Shirley Sides- 84.00.

LODGING TAX:

Employees General Net Pay: \$36,556.71

Road Net Pay: \$6,756.58

D/A Net Pay: \$690.46

Cops Fast Net: \$805.88

Cops Fast 97 Net: \$681.31

Weed Control Net: \$454.72

ROLL CALL VOTE: Hartnett- Absent, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Absent, UNANIMOUS MOTION CARRIED.

The board opened the mail.

There was a letter from the City of Dakota City regarding a trail connecting the City of South Sioux City and the City of Dakota City.
February 23, 1998

Dakota County Commissioners
Dakota County Court House
P.O. Box
Dakota City, NE 68731

Dear Ladies and Gentlemen;

The City Council of Dakota City would like the County Commissioners to consider, in their short to mid-term planning, the construction of a bike/walking trail connecting the City of Dakota City and the City of South Sioux City on their share of the county.

The City of Dakota City would appreciate the county's support and also consideration of funding for a project of this nature.
Thank you,

City of Dakota City
City Council

Commissioner Engel moved, seconded by Commissioner Huggenberger, to approve the minutes of February 23, 1998 as typed in the official record.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Absent, Huggenberger- Yea, Hartnett- Absent, UNANIMOUS MOTION CARRIED.

Vice Chairperson Meinen adjourned the meeting at 3:35 p.m.

ATTEST:

County Clerk
* * * *

Board Chairperson
* * *

COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Hartnett opened the meeting at 10:00 p.m. with the Pledge of Allegiance. Present were: Commissioners Bobier, Meinen, Engel, Huggenberger and Ted Piepho, secretary.

The board reviewed the claims submitted by the County Clerk for approval.

Chair Hartnett recessed the meeting to take a tour of the courthouse at 10:55 a.m.

The board reconvened from lunch at 1:30 p.m. with all members present.

Judy Reinert and Leo Miller appeared before the board to solicit \$1500.00 for Ms. Reinert's proposed plan for drug prevention. It was discussed extensively and it was my opinion that the board members favored the grant, but the county attorney had concerns of liability should someone happen to get hurt. Action was not taken.

It was determined that this could be better dealt with the DCIT if they choose to support the proposal.

Mike Schmidt, President of the Dakota County Bar Association, and John Wilson, a vendor, offered a proposal to replace certain books in the law library with CD Rom. Mr. Wilson expressed a savings to the county by doing so.

Mr. Schmidt was not prepared to offer a recommendation from the bar as there are some attorneys that do not favor the proposal. Other questions were asked concerning the requirement for assessability to inmates.

The board discussed a letter from Lance Hedquist to distribute the monies belonging to the Solid Waste Disposal Agency. No action was taken.

March 4, 1998

Ms. Lora Skow
City of Dakota City
PO Box
Dakota City NE 68731
Ms. Nanci Walsh
Dakota County Administrative Assistant
Dakota County Courthouse
Dakota City NE 68731

Mayor Bruce A. Davis
City of South Sioux City
1615 1st Avenue
South Sioux City NE 68776

Dear Lora, Nanci, and Mayor Davis:

The Dakota County Solid Waste Disposal Agency was formed many years ago for establishing a landfill. Later it was used as a conduit for doing a state mandated regional recycling plan. In more recent times, the account was used for a Keep Northeast Nebraska Beautiful grant. The base funds were not involved in this grant, only the account was used. SIMPCO now receives these funds direct and does not use this account. As there is several thousand dollars in this

account and there is no active committee nor is there any proposed activity in this account, I would suggest that we disperse the money just as it went in. This would give a little money to each entity and enable the account to be closed; as it is dormant. Dakota City is overseeing this account. As per the original agreement on page 8, South Sioux City contributed 60% of the funds; Dakota City 9% of the funds and Dakota County 31% of the funds. I talked to Austin before he left and he was concerned about the account and SIMPCO. SIMPCO (Jane Gilbert) indicates that they will not be using the account. Lora indicates that there is \$3,498.84 in this non-interest bearing account. If we all agree, I believe that we should notify Dakota City and close this account. Sincerely,

Lance A. Hedquist
City Administrator

cc: Jane Gilbert, SIMPCO
Brenda Westphalen, City of South Sioux
Accompanying the letter was a copy of page 8 of the original contract
End of Letter

Commissioner Huggenberger moved, seconded by Commissioner Engel to convene in Closed Executive Session to discuss possible litigation.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 2:32 p.m.

Commissioner Meinen moved, seconded by Commissioner Huggenberger to reconvene in open session.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 3:05 p.m.

Commissioner Bobier moved, seconded by Commissioner Engel to approve the following claims as submitted by the County Clerk.

GENERAL FUND: Jacqueline M Hartnett, mileage- 135.60; James Huggenberger, mileage- 15.90; Perkins Stationary, supplies- 111.92; Ramada Inn, lodging/meals- 358.13; So Sioux City Community Schools, joint meeting- 152.11; Star Printing & Publishing, minutes- 382.98; Nanci Walsh, mileage/,meals- 197.13; DAS Central Stores, law books- 21.18; Midwest Office Automation, ribbons/repairs- 98.26; Office Systems, repairs- 81.75; P C Software & Supply, software- 149.95; Perkins Stationary, supplies- 222.26; Symantec, shipping- 9.95; Central Data Processing, data processing- 36.36; Robert Giese, mileage- 66.00; Nadine Lewon, prior years- 17.00; MIPS, monthly support- 416.73; Office Systems, supplies- 212.84; Star Printing & Publishing, tax list- 5043.02; Irene Van Lent, prior years- 16.00; Bear Graphics, binders/paper- 370.00; commercial Computer Systems, system & program assistance- 35.00; Office Systems, typewriter contract- 76.35; Sioux Business Products, stamp- 8.50; Best Western Airport Inn, lodging- 98.00; Great Plains Appraisals, maintenance contract- 3050.00; Patrick Mc Near, mileage- 286.17; MIPS, monthly support- 32.84; Betty O'Neill, mileage- 147.00; Perkins Stationary, supplies- 48.10; Ramada Inn, lodging- 579.00; Sioux City Journal, want ad- 36.96; Walmart, film processing- 99.65; Homer Community Schools, supt contract- 350.00; Sioux Business Products, supplies- 20.93; Bear Graphics, voter info cards- 427.81; Dakota County State Bank, ballot scanner pymt- 2384.09; Election Systems & Software Inc, annual license fee- 1250.00; MIPS, voter support- 43.68; Sioux City Journal, subscription- 228.00; Star Printing & Publishing, absent voter app- 93.89; Star Printing & Publishing, booklet- 32.02; Des Moines Stamp Mfg, stamps- 138.30; Norfolk Printing, binder/dockets- 590.45; Sioux Business Products, supplies- 195.78; Sioux Business Products, supplies- 101.19; Standard Office Equip, copier serv contract- 225.00; Commnet Cellular,

phone- 22.99; Microfirmware, upgrade- 87.65; Viking Office Products, supplies- 33.15; Gateway 2000, computer/monitor- 1102.40; Frank Gonzalez, interpreting- 60.00; Kathy Pate Knickrehm, research- 175.00; Perkins Stationary- supplies- 293.64; William Binkard, atty fees- 292.50; Clerk of District Court, court costs- 736.85; Connie Blatchford, transcribing- 921.25; Coffee King, jury coffee- 39.92; Frank Gonzalez, interpreting- 150.00; Hungry's North, jury lunches- 264.49; Hurley Law Office, atty fee- 193.50; Matthew Bender & Co, law books- 393.48; Lexis Law Publishing, law books- 92.78; Robert Rehan, atty fees- 282.25; Crary,Huff,Raby,Inkster, atty fees- 119.75; Richard Thramer, atty fees- 1065.45; Fitch & Trott Law Firm, atty fees- 67.50; West Group, law books- 119.25; Dakota County Sheriff, papers/warrants- 1462.32; William Binkard, atty fees- 336.96; Ray Cota Interpreter Services, interpreting- 29.20; Roger Curry, witness fee- 22.40; Dakota County Court, costs assessed to state- 120.75; Dixon County Court, transcription supplies- 6.00; William Glissman, witness fees- 22.40; Frank Gonzalez, interpreting- 855.00; Hungry's North, jury meals- 50.71; Hurley Law Office, atty fees- 85.00; Crary,Huff,Raby,Inkster, atty fees- 2062.00; Tom Lovan, interpreting- 87.50; Douglas Luebe Law Office, atty fees- 690.10; Stuart Mills, atty fees- 375.00; Vasanady Nanthavong, interpreting- 31.25; Nebr Dept of Health Lab, witness mileage- Hong Cuc Thi Nguyen, interpreting- 25.00; Dolly Parker, witness fee- 21.80; Penny Parker, witness fee- 20.00; Robert Rehan, atty fees- 661.10; Oscar Sanchez, interpreting- 150.00; Crary,Huff,Raby,Inkster, atty fees- 322.50; Rachel Schoenrock, witness fees- 29.00; Richard Thramer, atty fees- 268.50; Thurston County Court, transcription supplies- 5.93; Colene Boyle, mileage- 28.80; General Business Equipment, computer desk/table- 181.43; Veronica Grijalba, mileage- 16.80; Safeguard Business Systems, receipts- 367.87; ABC Lock Service, lock repair- 106.40; Buck Head Products, supplies- 204.89; Cellular One, phone- 64.15; City of Dakota City, utilities- 218.90; Coast to Coast, supplies- 313.20; Drummond America Corp, boiler treatment- 843.16; Ferguson Enterprises, supplies- 21.92; Gill Hauling, garbage- 150.00; James Lane, gas/mileage- 92.23; Lessman Electric, supplies- 33.20; Maintenance Engineering, supplies- 253.01; Mantek, supplies- 180.60; Midamerican Energy Co, utilities- 1069.24; Nebraska Public Power, utilities- 1281.37; Dan O'Dell, snow removal- 200.00; O'Keefe Elevator, maint contract- 70.20; Share Corporation, supplies- 156.00; US West, phone- 51.73; Dakota County Extension, mileage/salary/supplies- 7527.80; ABC Lock Services, keys- 33.00; Ahlers Law Firm, atty fees- 33.15; Linda Carson, car wash/meals- 21.65; Cellular One, phone- 62.33; Cenex Fleetcard, fuel- 997.60; Crown Lincoln Mercury, repairs- 256.12; Crystal Oil, fuel/repairs- 325.24; Dakota Avenue Muffler, repairs- 355.24; Dakota County Clerks Office, titles- 20.00; Dakota County Sheriff, keys/tire tax- 18.79; DAS Central Stores, law books- 38.65; Harolds Photo Center, film processing- 44.26; Menards, building supplies- 145.04; Pacific City, inspection forms- 492.00; Perkins Stationary, supplies- 27.96; A J Phillips Publishing Co, day books- 254.00; Radio Shack, connectors- 13.76; So Sioux City Police Dept, animal control- 60.00; Walmart, scanners/supplies- 581.39; Cellular One, phone- 89.31; Division of Communications, directory- 5.00; General Business Equipment, equipment- 252.00; Harold's Photo Center, photos- 30.82; Iowa Office Supply, copier rental- 82.80; Lexis Law Publishing, law book- 100.00; MCM Corporation, medical records- 21.60; M M Court Reporting, depositions/trans- 47.00; Joe Morton & Son, notary bond- 30.00; Nebr DMV, trans- 32.00; Perkins Stationary, supplies- 7.90; Secretary of State, notary/records- 70.00; United Leasing, copier payment- 147.90; Bob Barker Co, uniform upkeep- 57.76; Boys & Girls Home, juv fees- 5600.00; Braunger Foods, food- 544.89; Cellular One, phone- 39.98; Coffee King, jail coffee- 38.25; Crown Lincoln Mercury, repairs- 246.50; Crystal Oil, service- 150.82; Crittenton Center, tests- 282.00; Cubbys Inc, food- 3.09; Dakota Food & Fuel, fuel- 206.11; Family Practice Center, inmate care- 360.00; Hy Vee, food- 1195.05; Jacks Uniforms & Equipment, uniform upkeep- 744.38; Diagnostic & Evaluation Center,

boarding- 1225.11; Marian Health Center, inmate care- 851.71; Metz Baking, bread products- 296.83; Quest Diagnostics Inc, tests- 183.40; Roberts Dairy, milk products- 295.02; XPEDX, supplies- 188.56; Redlers Pharmacy, inmate meds- 646.55; Siouxland Federal Credit Union, food/lodging- 357.67; Sioux Sales Co, repairs- 8.00; Strategic Monitoring, monitors- 388.50; Dakota Super Value, food- 349.83; Tuckers Glass, windshield- 522.76; Channing L Bete Co, booklets- 260.22; Jan Brown, mileage- 125.10; Executive Copy, toner/supplies- 138.00; Pat Glover, mileage- 108.00; Michelle Hein, mileage- 83.70; Judy Klemme, mileage- 131.40; National Pen Corp, pens- 71.01; Cal-Van Tools, grave markers- 300.00; Cellular One, phone- 21.43; Office Systems, copier contract- 73.75; Perkins Stationary, supplies- Sioux Business Products, supplies- 15.54; NE Nebr RPPD, security lights- 88.20; AT & T, phone- 664.48; Contryman Assoc, audit fee- 10250.00; Dakota City Postmaster, meter Postage- 2500.00; Dakota County Recycling Comm, recycle commission- 300.00; Dakota County Register of Deeds, release of mortgage- 5.50; Executive Copy Systems, toner/repair- 282.00; Lazette Gifford, web site upkeep- 80.00; Great Plains Appraisals, terc hearings- 1040.00; MIPS, support- 229.00; NE Nebr Ag-land Valuation Bd, ag-land bd operation- 50.00; Sioux Business Products, ribbon- 14.20; So Sioux City Chamber of Commerce, gov day trans- 200.00; US West, phone- 1613.06

ROAD FUND: Aramark Uniform Services, supplies- 94.37; AT & T, phone- 8.02; Barry/Hewitt Inc, parts- 31.52; Big A Auto Parts, parts/supplies- 993.90; Bridgestone/Firestone, tires- 301.72; Calif Contractors Supplies, traffic cones- 234.40; Cellular One, phone- 34.04; Cenex Fleetcard, diesel/gas- 1344.16; Circle R Inc, parts- 733.14; Coast to Coast, parts/supplies- 34.42; Farmers Coop, oil- 779.00; Graham Tire, tire- 52.84; Higman Sand & Gravel, road rock- 950.87; HME Inc, haul rock- 1570.00; Hydraulic Sales & Service, parts- 235.00; Jackson Glass, parts/labor- 278.33; Joes Dept Store, parts/supplies/tools- 196.17; Linweld Supply, supplies/tools- 313.76; Marx Truck Trailer Sales, parts- 1129.24; Arnold Mellick, reim elec- 5.50; Midwest Services & Sales, parts/supplies- 1191.40; Nebraska Public Power, ibp signals/service- 210.49; Newman Signs, traffic signs- 548.06; Pilger Sand & Gravel, road gravel- 6847.68; Piorier Equipment, parts- 66.61; Willis Roeber, reim elec- 70.00; Sioux City Bolt, supplies- 9.74; Sioux City Filter Service, clean filters- 59.50; Siouxland Hydraulic, parts- 32.34; Siouxland Mack, parts- 9.07; Star Printing & Publishing, notice- 13.10; Stephan Welding, repairs- 119.85; Team Ford, parts- 23.00; Threaded Products, supplies- 117.05; US West, phone- 554.32; Utility Equipment Co, pipe- 252.00; Walensky Lumber, lumber- 32.75; Zee Medical Service, med supplies- 55.05; Ziegler Inc, parts- 64.62

ROAD IMPROVEMENT FUND: Johnson-Erickson-O'Brien & Associates, engineering- 5680.00

POOR RELIEF: Redler's Professional Pharmacy, prescription- 18.60

INSTITUTIONS: Beatrice State Development Center, qtrly billing- 2160.00; Hastings Regional Center, qtrly billing- 990.00; Norfolk Regional Center, qtrly billing- 174.00

WEED FUND: NE Nebr Weed Control Authority, dues- 35.00; Star Printing & Publishing, ad- 26.68

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Meinen moved, seconded by Commissioner Bobier to acknowledge and approve the Officials Reports of the County Clerk, Register of Deeds and the Clerk of the District Court for the month of February.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

Chair Hartnett adjourned the meeting at 3:25 p.m.

ATTEST:

County Clerk
* * * *

Board Chairperson
* * *

DAKOTA COUNTY BOARD OF COMMISSIONERS
March 23, 1998 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Hartnett opened the meeting at 10:00 p.m. with the Pledge of Allegiance. Present were: Commissioners Bobier, Hartnett, Huggenberger, Meinen, Engel, and Ted Piepho, secretary.

Lynn Jensen appeared before the board and presented a copy of the agreement between the Ag. Society and Atokad agreeing that the Fair could be held at Atokad. Mr. Jensen said that the Ag. Society had a meeting that evening, but he was not sure that they would agree to signing it because the agreement did not have language that guaranteed them that they could have the fair there, even if Atokad were sold.

Commissioner Huggenberger moved, seconded by Commissioner Bobier to approve the minutes as typed.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

The board received a conclusion on the North End TIF District sent by Lance Hedquist. Chair Hartnett read the conclusion.

CONCLUSION

The board discussed the Dakota County Solid Waste Disposal Agency funds and it was decided that leaving \$100 in the account would not be enough to do anything with. Therefore Commissioner Bobier moved, seconded by Commissioner Meinen to disburse the funds, at the same percentage, to the entities that funded the agency in it's inception.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

The board briefly discussed the LEC's Agreement to Publish the Warrant List. Commissioner Engel moved, seconded by Commissioner Bobier that the board agreed in concept to the agreement and authorize the chair to sign same.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Meinen to authorize the County Clerk, Ted Piepho, to cast the County's vote for William B. Rohde in the Drainage Ditch Election on Tuesday, March 24, 1998.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Hartnett to transfer abandoned title #98078700009 to the towing agency for the towing and storage fees due against the vehicle described therein.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Meinen- Yea, Engel- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED

The board discussed advertising for Gravel Bids. The consensus of the board was to open the bids at 2:00 p.m. April 20, 1998.

Commissioner Meinen moved, seconded by Commissioner Huggenberger to convene as Board of Equalization.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 1:58 p.m.

Robert Giese, County Treasurer, appeared before the board with an Exemption Application by Assembly of God a qualifying Nonprofit Organization and Terry Graves an Honorably Discharged Disabled Veteran.

Commissioner Huggenberger moved, seconded by Commissioner Bobier to approve the Exemption Application by Assembly of God on a 1981 Dodge van for religious purposes.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Bobier to approve the Exemption Application applied for by Terry Graves on a 1994 Chevy Van.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Chair Hartnett opened the Public Hearing to hear support in favor of or in opposition to the approval of the Tax Exempt or Continued Tax Exempt status of all applications filed with the County Assessor.

Ms. O'Neill, County Assessor, presented a stack of many applications that she recommended approval.

Ms. O'Neill recommended approving partial tax exempt for the South Sioux Legion (66%), South Sioux Eagles (38%), VFW (69%) and Golden Rod Hills (51%).

Ms. O'Neill recommended disapproval for American Family Association, Inc., South Sioux City Chamber, Assembly of God Church, Inc. Gospel Lighthouse a/k/a Glad Tidings Lighthouse and St. Clara Female Academy a/k/a Dominican Sisters for the following reasons.

American Family Association, Inc.- She did not feel they met the criteria for exemption.

Assembly of God Church, Inc. and Gospel Lighthouse a/k/a Glad Tidings Lighthouse were vacant lots and did not feel they qualified. They did have applications that approval had been recommended.

St Clara Female Academy a/k/a Dominican Sisters- The property had been sold to Vincent Kavanaugh Jr.

Chair Hartnett closed the hearing at 2:17 p.m.

Commissioner Bobier moved, seconded by Commissioner Engel to approve the Tax Exemption Application and Affidavits for the following organizations and identifying the parcels as follows:

EDUCATIONAL: Region IV Services- 220132364, 220043353, 220043973; Dakota County Historical Society- 220084165, 220011621, 220197423; Boys & Girls Home Of Nebraska- 220141851; Boys & Girls Home Of Nebraska affiliated with South Sioux City Community Center- Personal Property, Northeast Nebraska Senior Citizens Center- 220191581, 22020777.

RELIGIOUS: Evangelical Church of North America- 220023468; First Presbyterian Church- 220028885; Hope Evangelical Lutheran Church- 220025371, 220025479,

220025991; So. Sioux City Baptist Church- 220040001, 220056536; St. Michael's Catholic Church- 220031274, 220031355, 220031452, 220029407; St. Paul United Methodist Church- 220028796, 220020434; TriState Christian Church- 220166706; First Lutheran Church- 220055483, 220055157, 220055076; Hope Community Church a/k/a Faith Missionary Church- 220216061, 220018634; Primera Iglesia Bautista Hispana- 220023107; Sacred Heart Catholic Church- 220001847; St. Cornelius Catholic Church 22005826; St. Paul's Evangelical Lutheran Church- 220008094, 220005915 and all personal property located within; United Methodist Church- 220007071, 220009740; St. Patrick's Catholic Church- 220003912, 220005362; St. Mary's Catholic Church- 220002711; Trinity Lutheran Church- 220002460; Salem Lutheran Church- 220074739, 220205175.

CHARITABLE: Omadi Lodge #5 AF&AM- 220028192; Wall Street Missions (Goodwill)- 220070571, 220072191, 220031762; Buckland Legion Post #97- 220004994; Harty-McNally Legion Post #175- 220002053, 220003742; Ryan-McEntaffer Post #60- 220001146; Prairie Gold Area Council of Boy Scouts of America- North 35 Acres of NW1/4, SW1/4 27-27-9; Knights of Columbus Council- 220072868, 220189714; Siouxland Food Pantry- 220046670; Hanson-Greenleaf Legion Post #376- 220011222; Heartland Counseling Svcs- 220136076; NAF Multicultural Human Development Co.- 220035490;

CEMETERIES: Owners Unknown- SE1/4 3-28-6, SW1/4 14-28-7, SE 1/2 15-27-7, 7-27-7 (Lawrence Stork's land) and 6-28-7 (Chris Hogh's land); Green Valley Cemetery- 220015910; Hale Cemetery Association- 220076014; Omaha Valley Cemetery Association- 220081867, 220080372; St. Cornelius Cemetery 220079412, 220079501; St. John's Cemetery (St. Patrick's)- 220059195; St. Mary's Cemetery- 220088802; St. Michael's Cemetery- 220072892; Taylor (Salem Lutheran) Cemetery- 220082367, 220081743.

AGRICULTURAL: Atokad Racing Association 220066892, 220065586, 220066299, 220066108, 220066353, 220066183.

PARTIAL EXEMPTIONS: Goldenrod Hills Comm. Action Council- 220037124, 220037205 (51% Exemption); Hirschbach-Watson VFW Post 10753- 220065667 (69% Exemption); Cownie-Church Legion Post #307 (66% Exempt)- 220027307, 220029342; Fraternal Order of Eagles- 220042136 (38% Exemption);

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Bobier to reconvene as Board of Commissioners.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED 2:26 p.m.

Betty O'Neill, County Assessor, presented a list of Tax List Corrections amounting to a total of \$562.32.

Commissioner Huggenberger moved, seconded by Commissioner Engel to approve the Tax List Corrections as presented by the assessor and to authorize the chair to sign same.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Deputy Bruce Blatchford, Dixon County Deputy, Jane Keitges and Russ Fleury appeared before the board to see if the county would release three individuals telephones to Dixon County E911 system.

Commissioner Bobier moved, seconded by Commissioner Engel to release Richard Dohma, Sheldon Koepppe and Ralph Surber from Dakota County E911 Telephone System and authorize them to be taken on by Dixon County.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

The board read a letter from Dave Lane that South Sioux City would be interested in making their zoning limits extend out to the East side of Highway 110 and South to 164th Street and then easterly to Highway 77.

Bob Finney, County Attorney, appeared before the board and requested an Closed Executive Session to discuss personnel.

Commissioner Huggenberger moved, seconded by Commissioner Engel to convene in Closed Executive Session to discuss personnel.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 3:15 p.m.

Commissioner Huggenberger moved, seconded by Commissioner Engel to reconvene in open session.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 3:54 p.m.

Commissioner Bobier moved, seconded by Commissioner Meinen to approve the payroll claims submitted by the county clerk as follows:

COUNTY ROAD PAYROLL: Gross salaries- 9,786.78, Employers Retirement- 544.25, Employers Share Care Choices- 821.04, Employers Ameritas Dental- 121.92, Employers Paul Revere Life- 27.96, Employers Soc Sec tax- 574.99, Medicare- 134.47, Principal Mutual Life Insurance Co.-

Arnold Mellick- 935.58, Walter Heinemann- 818.40, Robert Jacobsen- 818.40, Richard McNear- 818.40, Marlan G. Millard- 818.40, Willis Roeber- 818.40, Randall A. Crombie- 814.40, Joel Broekemeier- 810.40, Richard Hoesing- 806.40, Kimon A. Litras- 806.40, Donald Kunzie- 806.40, Ronald Harder- 715.20.

ROAD FUND: Employee withholding paid to: Federal- 782.19, State- 200.13, Soc Sec- 574.99, Medicare- 134.47, Retirement- 362.90, Care Choices- 338.70, Ameritas Dental- 66.80, Lonestar- 9.76, Colonial- 140.26, Union Dues- 165.00, Credit Union- 32.00, Deferred Comp.- 223.00.

COUNTY GENERAL FUND: Gross salaries- \$55,715.58, Employers Share Retirement- 2,921.35, Employers Share Care Choices- 4,064.15, Employers Ameritas Dental- 633.99, Paul Revere Life- 143.16, Employers Soc Sec tax- 3,326.37, Medicare- 777.97.

Jackie Hartnett- 481.15, James Huggenberger- 458.08, Jack D. Bobier- 458.08, Marjorie A Meinen - 458.08, William F Engel - 458.08, Nanci Walsh- 836.36, Theodore A. Piepho- 1200.00, Joan Spencer- 836.36, Raemonda Perry- 712.01, Cindy Purucker- 337.13, Bobbi Jo Harsma- 688.00, Robert H. Giese- 1200.00, Charlotte J. Doenhoefer- 688.00, Ruth M. Jensen- 344.00, Ruth P Gillaspie- 836.36, Mardell A. Sorensen- 344.00, Phyllis A Ridge- 688.00, Ann Matthews- 660.00, Mark J. Dorcey- 458.08, Margaret Rahn- 836.36, Shirley Sides-, Betty O'Neill- 1200.00, Madelyn S. Thorsland- 836.36, Rita Deichert- 688.00, June M Racely- 688.00, Patrick McNear- 1,113.75, Cynthia Purucker- 343.40, Arnold Mellick- 206.00, Margaret Kunzie- 5.00, Colene H. Boyle- 1200.00, Veronica Grijalba- 836.36, Judy Lee Lockwood- 600.00, Lula Frick-, Martin G. Cahill- 1500.00, Gwen Scott- 580.00, Scott M Dugan-1,038.50, Shirley Sides- 548.25, Karilyn Watkins- 302.50, Roxanne Anderson- 178.50, Virginia Davenport- 50.75, Jim Lane- 874.00, Patricia A. Stingley- 708.00, James L. Wagner- 1500.00, Linda Carson- 933.60, Randall Walsh- 1,093.85, Rodney Herron- 1,126.40, Gary Powell- 1,124.70, Adrienne Harral- 536.00, Dale Davis- 1,011.36, Bradley Sherman- 940.37, Michael H Stark- 947.92, Donald D. Mueller, Jr.- 693.79, Cherie Hogan- 753.60, Robert Finney- 1200.00, Laurie Barclay- 728.00, Edward Matney- 1,153.85, Rita Chase- 592.00, Mark L Andrews- 1,346.25, Linda J. Schovanec- 773.09, Margaret Stingley- 521.50, Kathleen Keeler- 814.45, Paula Harrigfeld- 694.59, Bruce Hokel- 714.80, Rebecca

M Broer- 668.00, William Thompson- 668.00, Matthew Hatterman - 648.00, Anthony D. Bos- 608.00, Alma Gunderson- 563.50, Christopher Jansen- 504.00, Donna Lane- 260.40, Donald Bryant- 336.00, Jeremy Bermel- 248.50, Duane H. Upton- 50.00, Margaret Kunzie- 736.00, Janice Brown- 726.00, Gloria Ann Dwyer- 688.00, Patricia Glover- 851.85, Judy Klemme- 840.00, Michelle Hein- 747.00, Dr Curtis Farrell- 115.38, Dr. David Grote-, Warren Johnston- 836.36. Marico Cleaning- 1,279.08, Principal Mutual Life Insurance Co.-, Ameritas- 20.32, Paul Revere Life- 4.80.

GENERAL FUND: Employee withholding paid to: Federal- 5,377.90, State- 1,381.68, Soc Sec tax- 3,326.37, Medicare- 777.97, Retirement- 1,947.51, Care Choices- 1,525.83, Ameritas Dental- 206.49, Paul Revere Life- 2.16, Colonial Health- 330.02, Union Dues- 144.68, Credit Union- 1,729.66, Colonial Life- 34.52, Deferred Comp- 1,307.22, Garnishment- 346.00.

D/A ENFORCEMENT FEDERAL GRANT: Gross salaries- 1,922.20, Employers Retirement-, Employers Share Care Choices- 68.42, Employers Ameritas Dental- 10.16, Paul Revere Life- 2.40, Soc Sec tax- 57.18, Medicare- 13.37.

Employee withholding paid to: Federal- 117.46, State- 31.22, Soc Sec tax- 57.18, Medicare- 13.22, Retirement-, Ameritas Dental-, Credit Union-, Union Dues- 10.60, Patrick Barger- 922.20.

COPS FAST GRANT:Gross salaries- 1,641.17, Employers Retirement- 65.65, Care Choices- 68.42, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employers Soc Sec- 101.75, Employers Medicare- 23.80. Employees withholding paid to: Federal- 214.12, State- 62.42, Soc Sec- 101.75, Medicare- 23.80, Retirement- 65.65, Union Dues- 13.05, Allen D. Burns, Jr.- 1,641.17.

COPS FAST GRANT 97: Gross salaries- 865.06, Employers Retirement-, Care Choices- 68.42, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employers Soc Sec- 53.63, Employers Medicare- 12.54, Employers withholding paid to: Federal- 108.89, State- 28.18, Soc Sec- 53.63, Medicare- 12.54, Retirement-, Union Dues- 10.36, Jared Junge- 865.06.

COUNTY WEED CONTROL FUND: Gross salaries- \$628.46, Employers Retirement- 37.71, Employers Share Care Choices- 68.42, Ameritas Dental- 10.16, Employers Paul Revere Life- 2.40, Employers Share of Soc Sec- 38.96, Employers Share of Medicare - 9.11, Paul High- 628.46.

WEED FUND: Employee withholding paid to: Federal- 73.71, State- 16.82, Soc Sec tax- 38.96, Medicare- 9.11, Retirement- 25.14, Deferred Comp.- 10.00.

JURY PAY:

LODGING TAX:\$4,171.96

Employees General Net Pay: \$37,277.57

Road Net Pay: \$6,756.58

D/A Net Pay: \$692.37

Cops Fast Net: \$1,160.38

Cops Fast 97 Net: \$651.46

Weed Control Net: \$454.72

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

The board discussed the Weed Department and whether they should change the way the department is administered.

The Board discussed whether they should send Great Plains notice that their contract would be terminated July 1, 1998. Some board members were concerned about the wording, so therefore they asked that it be put on next weeks agenda.

Chair Hartnett recessed their meeting until 7:00 pm. at 4:30 p.m.

The board reconvened at 7:00 p.m.

Present were: Commissioners Bobier, Hartnett, Huggenberger, Engel, and Ted Piepho, secretary.
Absent: Commissioner Meinen

Appearing for the Fire Districts were:
Dakota Covington Fire District: James Graham, Jon Norris, Scott Garwood and Bill Stone.
Emerson: Jim Sherlock, Fred Denker, Al Curtiss, EJ Habrock, Nancy Mackling and Pat Huggenberger.
Homer: Marvin Chaille and Ken Baker.
Thurston: Walter Albrecht.
LEC: Greg Koinsan

Several handouts were distributed. The board explained how the budget process would change due to LB1114. The Fire Districts thought that they could live with about the same tax askings as last year. The board thought that they would be able to levy that for them, but really won't know until all the budgets were in. It was stressed to the Fire Districts to have their budget filed by preliminary requests by August 1.

The discussion led to dealing with Hazard Materials and whether Dakota County should become a participating member of Siouxland Area HazMat Team in Iowa.

Chair Hartnett adjourned the meeting at 7:55 p.m.

ATTEST:

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

DAKOTA COUNTY BOARD OF COMMISSIONERS
April 6, 1998 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Hartnett opened the meeting at 1:30 p.m. with the Pledge of Allegiance. Present were: Commissioners Bobier, Hartnett, Huggenberger, Meinen, Engel, and Ted Piepho, secretary.

Commissioner Bobier moved, seconded by Commissioner Engel to approve the minutes of March 23, 1998.
ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Chair Hartnett opened the Public Hearing for the CDBG Grant Application for a Day Care Center at IBP.
Jane Gilbert addressed the board and informed them that this is a public hearing concerning an application to the Department of Economic Development for a Community Development Block Grant. Dakota County is the applicant and is requesting up to \$350,000.00 in CDBG funds to locate a Child Care Resource Center at IBP, Inc. IBP is going to provide in-kind funding which would be the space for the center. The project is going to provide at least 51% benefit for clientele who fall in the low to moderate income guidelines as defined by HUD low and moderated income guidelines for Dakota County.

No one will be displaced as a result of this CDBG.

Ms. Diane Lutt provided a list of people who are working together on this project.

Ms. Hartnett asked if she could give a physical background of this grant application.

Ms. Lutt said that IBP will be granting the use of the white building to the south for a dollar a year. In that building will be Head Start, Even Start and a Child Day Care Center. There will also be adult GED Classes. There would be about 52 children in each program (Even and Head Start) and there would be room for about 42 Children in the Day Care part of the facility.

Van Phillips said that the grant itself is only for renovation and no operating expenses.

Ms. Hartnett asked what was needed for the renovation.

Mr. Phillips said that there is a very large area and they need to take and make it into more assessable small areas for smaller groups, to put in rest room facilities and to make sure it meets Fire Marshall code for young children.

Ms. Hartnett asked about road access.

Mr. Phillips said that there is road access straight off to the south. It does not exit right on IBP Avenue but goes south and comes out on Pine. They will look to the Department of Transportation or some other agency to look for funding on that.

Mr. Huggenberger asked if there was an existing road?

Mr. Phillips said that there was not, but to create a road was part of the CDBG proposal.

Ms. Gilbert said 5480 liner feet is what we are talking about.

Mr. Huggenberger said that there appeared to be a sewer line that comes out in conjunction with the street.

Diane said that she had been to the Dakota City Council and they are asking for hookup.

Ms. Hartnett asked if there was any indication how long the lease with IBP is good for or how many years the lease could be renewed.

No one knew for sure.

Mr. Bobier asked if there were people in the building now.

Ms. Lutt informed the board that the people in that building would be moving to the high rise and the people in the high rise will be moving to the Dunes.

Mr. Huggenberger asked what type of facility it was going to be. Is it going to be for low income, pay for client or what type are we talking about?

Van Phillips said that we were talking about all of the above. It would be a sliding scale fee based on the ability to pay. Head Start and Even Start are both non cost items to the parent. Even Start has a parent component in it that the parent has to be involved in some kind of instruction, whether it be PSL or GED training, parenting, some kind of educational improvement on part of the parent. It is not limited to IBP employees. This is not intended to compete with private enterprise.

Ms. Meinen asked if the teachers in the Head Start and Even Start programs were all certified teachers.

Mr. Phillips said that it was supervised by Mr. Rector, but that the actual instructors would not be certified.

Ms. Hartnett asked who would be the lead agency?

Ms. Gilbert said that Dakota County would be, but that SIMPCO would administer the grant.

What about the operational cost once it is up and running?

Mr. Phillips said that Head Start and Even Start get their own funding.

Ms. Diane Robinson said that she opposed her tax dollars being used in competition with her business. If it was a private day care then she could compete because they would be competing with one another with like circumstances. People will be able to go in there and get subsidized day care. I am also wondering what this day care is going to pay for rent since Head Start and Even Start are Federally funded programs. I do not know how they can put the day care in there without some monies from some place else. I don't understand and maybe it does not matter. My concern is my own business here in Dakota City and it has been here for twelve or thirteen years and I have owned it for three years. We are not doing real well in fact about just breaking even. Ms. Robinson has the potential for 42 kids and that is what they are going to have. I do not see a real need because I am never full. She has 13 kids of families who's parents work at IBP. They can sit here and tell me that they don't intend on competing with me, but that is what they are doing. I am not full and the day cares in South Sioux City are never full so where is the need coming from? Head Start & Even Start I don't have a problem with.

Ms. Lutt said that United Way of Siouxland did a needs assessment and Ms. Robinson said that she saw that and it looked to her that the need was in Sioux City.

Ms. Lutt said that the people in Sioux City also work in South Sioux City.

Ms. Gilbert said that another issue that they are addressing here is, how do the parents who work at IBP transport those kids to another facility. They won't have to with this one. They will just leave their children right there.

Ms. Lutt contacted Lori who was interested in DCIT. I would like for her to share some of her concerns as a mother.

Lori said that she has three kids, (two, four and six). She said that she was divorced, but reconciled with her ex-husband. He makes \$8.50 an hour. We live in subsidized housing. My six year old went through three years of Head Start and I love that program. My four year old is now presently in Head Start. I would like to go to work. Nothing against day care, my kids were in day care, I

can't afford it. I have called around to several day cares and my three kids in day care full time is two hundred a week. If I would get a job for \$5.25 an hour for 40 hours a week, I would bring home about \$210 a week. I would not have enough to help with anything. My whole pay check, after taxes, would go to pay for child care. I am very picky who watches my kids and what is going on. I volunteered at Head Start and I worked for a short time for Even Start. Their courses are based on the child's age. They do two year old things, three year old things, they do four year old things and they prep them for kindergarten. My six year old would look at people when he was in Head Start and cry. He was scared. They worked with him. They got him to know his colors, his letters, his numbers and when he went to kindergarten he was thriving. The Day Care is something I am excited about. Some of the day care centers that I talked to are \$70.00/week for just my two year old. By him being two, in the infant program, if they get it started at Head Start, would help him to be ready for the actual Head Start at age 3 when he is potty trained and that would give him a boost to get going in the schools. I talk to other parents. Parents now days, they work and day care raises their kids and I have been at home for six years. By volunteering at Head Start, just giving the kids a hug, helping them with their letters or kneeling on the floor talking to them, helps their whole self. They thrive by that. A lot of people now days don't have time for that. They work and their checks go to child care and I am completely for that. After I got divorced, I went back and I got my GED. If it wouldn't have been for Head Start, I wouldn't have been able to get it. I have my GED and it is because of them programs. I think that the day cares are good and I think some of the higher income people are still going to day care. I can't work and I can't put my kids in day care because I can't afford it and I can't work for nothing. My kids would not benefit from mom working all the time and not helping to buy stuff. I am completely for it. I think it would help the whole community.

Julie Geiger with the South Sioux City Star asked if anyone has addressed the Hydrogen sulfide problem and what that will do to children that are trying to learn. Julie said that she would just as soon see it at another site because how is that going to affect the children's ability to learn when it affects adults like it does?

Ms. Lutt said that her comment is that Hydrogen Sulfide does not have a direct line. It is throughout Dakota City, it is throughout South Sioux City and the state is dealing with that problem. She did not see that the location would be a problem.

Belia Stauder Community Specialist for Lewis and Clarke Elementary School, said she works with individuals and families every day. There are a lot of needs in this area. They don't say anything because they don't feel any one hears them. There are mothers who stay home, who don't work because they can not afford to pay for child care and the job that they would be able to get would take their entire check. What this mother said here is correct. I was one of those mothers. When I had my son, I could not go to work because I could not afford to pay for child care. They wanted 70 or 80 dollars a week and what I was being paid at that time would not cover that cost. So I did what many mothers do, stay home. I could not afford to stay home, but I had to stay home. My husband was working a different shift and couldn't take care of our son anyway. This would be very good to have at this building by IBP. It would help a lot of people. This would benefit a lot of children and a lot of stay-at-home moms. This would give them an opportunity to take their children there. Maybe they can go learn English. Right now they can't because they don't have the child care or maybe they can go and start a job somewhere.

A short discussion was had whether people at IBP could qualify for subsidized Day Care because of their income.

Chair Hartnett closed the hearing at 2:00 p.m.

Commissioner Huggenberger asked how will you target the people that apply? Will it be on a first come, first serve or will you target low income or is there going to be a criteria of who gets in and who does not?

Mr. Phillips said that Even Start and Head Start have their own income guide lines and they will take care of themselves. Child care does not have a set of guide lines at this point. There needs to be a balance of full pays, partial pays, so that there is a mix in there.

Commissioner Engel was concerned about the environmental issue that was brought up and a short discussion was had concerning that.

Ms. Hartnett said that this would not cost the county any money and open for a resolution concerning the grant.

Commissioner Meinen moved, seconded by Commissioner Bobier to authorize the Grant Application subject to the County Attorney's approval as to form, and to authorize the chair to sign all documents connected with the application.
ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Diane Lutt addressed the board concerning a transportation grant. Dan Jensen from the Sioux City Transit System accompanied her.

Mr. Jensen said that they were looking for funding opportunities as transportation costs were very expensive. He elaborated on funding through tax incentive for state and federal tax incentives. Mr. Jensen said that they were looking for funding through Section 53-11. He stated that the federal government would kick in 50% of the cost for rural transportation and the state, recognizing the need for rural transportation, would kick in 25%. This leaves 25% of the cost that would have to be picked up by local match. He has been talking to IBP for the local match since the service area services IBP from Dakota City, Freeway Trailer Court and Lake Village, and these are the three areas they wanted to focus on. There would be no cost to Dakota County unless we wanted pay for promotional material. IBP would also receive a benefit because they would get a tax incentive of 65\$ return for each employee per month that would use the system.

Commissioner Huggenberger moved, seconded by Commissioner Meinen, that Dakota County be the lead agency and make application for the Transportation Grant.
ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

The board convened to take supporting testimony from the non-profit organizations that the assessor recommended disapproval for tax exempt status.

No one appeared on behalf of American Family; however, they sent written comments as follows:

March 31, 1998

Mr. Ted Piepho

County Clerk and Secretary

Dakota County, Nebraska
P.O. Box 39
Dakota City, NE 68731

Re: Exemption Application

Dear Mr. Piepho:

Please submit the enclosed Amendment to the Board of Equalization for its hearing at 2:00 p.m. on April 6, 1998. Assessor O'Neill has indicated that our Application was denied because we checked the educational rather than religious status box.

I respectfully request the Board's permission to not attend the hearing in person, due to travel costs.

I have enclosed copies of our previous submissions to provide the Board with a complete record of the case.

Thank you for your assistance.

Sincerely yours,
/s/Patrick J. Vaughn
Assistant General Counsel

BEFORE THE COUNTY BOARD OF EQUALIZATION
COUNTY OF DAKOTA
STATE OF NEBRASKA

In reExemption Application of Amendment to Application
American Family Association, Inc.
for Non-commercial Educational
Radio Tower Site

American Family Association, Inc. ("AFA") respectfully requests permission to Amend its Application for tax exemption for the above referenced parcel. AFA desires to apply as a religious organization rather than as an educational organization. AFA requests that the Board recognize the subject parcel as tax exempt under NEB. CONST. art. VIII, # 2 as implemented by NEB. REV. STAT. 77-202.

Explanation of amendment

As previously submitted, AFA is a tax exempt - 501(c)(3) organization, operated for educational and religious purposes, but the radio station license issued by the FCC is categorized as educational, because the FCC has no "religious" class of licenses. However, under the exemption regulations AFA is a religious organization. Classification as a religious organization is consistent with AFA's corporate charter and with our use of the subject parcel for the broadcast of noncommercial Christian radio station KAYA.

As a "Religious Organization" we not only satisfy Nebraska's Constitutional and Statutory criteria for tax exemption, but have now checked the appropriate box on the form.

Conclusion.

The subject parcel passes the five-part test for determining eligibility for property tax exemption under the Nebraska Constitution and NEB. Rev. STAT. 77-202: (1) AFA is a nonprofit religious organization, (2) the property is used exclusively for noncommercial Christian broadcasting, (3) no financial gain inures to any private individual, (4) AFA does not sell liquor, and (5) AFA does not practice prohibited discrimination. Therefore, AFA requests that our Exemption Application be approved.

American Family Association, Inc.
Assistant General Counsel
P.O. Drawer 2440
Tupelo, MS 38803
Telephone No. (601) 980-3886

Filed March 31, 1998

Ms. O'Neill reported that Mr. Vaughn had called her and she told him that she only made the recommendation and that she could not see where they were educational. She said that she volunteered to send him copies of the regulations, but she said that she did not say they would qualify as a religious organization either.

Mr. Bobier asked Ms. O'Neill if she had changed her mind after talking to Mr. Vaughn.

She replied that this application pertained to a tower that was built. She added that I gave you a copy of the article in the Sioux City Journal a couple of weeks ago.

Mr. Bobier asked if they were on the air at the present time and Ms. O'Neill confirmed that they were.

Ms. O'Neill reported that her office talked to Mr. Vaughn about filing a personal property schedule and that he should file one. He said that they would be exempt.

Dan Hartnett, immediate past President of the Chamber spoke on behalf of the chamber. The chamber purchased the property from the City of South Sioux City in 1996. Mr. Hartnett submitted a letter dated April 21, 1949 from the Internal Revenue Service granting them tax exempt status from the IRS. Mr. Hartnett asked that they be exempt on both charitable and educational purposes.

Ms. Walsh reported on information solicited from other counties in Nebraska whether the other counties exempted the Chambers. Some did and some did not. Mr. Hartnett then addressed the educational role that the chamber takes in educating high school students in the work force.

The next application scheduled was the Assembly of God Church. No one was in the audience to speak on behalf of the Assembly of God Church. The board noted that this was property that is located by the Eagles and have started some of the ground work, (plumbing and cement).

Pastor Ring and his wife Linda appeared on behalf of the Gospel Lighthouse a/k/a Glad Tidings Lighthouse. They said that these were lots adjoining the lot that the church sits on. Some of them are half lots and a couple are used for parking. Ms. Ring said that they are also a 501 non-profit corporation. Pastor Ring said that they have been exempt in past years.

Ms. O'Neill said that she just attended a workshop and she read 42-006.02G Example - A qualifying organization buys a vacant lot for future use as a building site. However, the land is held idle for several years. No exemption is allowed for the years during which the vacant land sits idle, since during those years the land is not used for exempt purposes.

Mr. Bobier told Ms. O'Neill that he did not see her rationale, for example St. Mike's has land and First Lutheran has a large vacant lot.

Ms. O'Neill said, "I only make the recommendations."

No one showed up for the hearing set for St. Clara Female Academy a/k/a Dominican Sisters. Ms. Hartnett said that this was sold to Vincent Kavanaugh Jr.

Ms. Meinen said that she would like to go back to American Family and she wanted clarification what Ms. O'Neill told Mr. Vaughn when she spoke to him on the phone. Ms. O'Neill told her that she did not indicate that it would be exempt even with the amended filing.

Ms Hartnett closed the hearing at 2:40 p.m.

Commissioner Huggenberger moved, seconded by Commissioner Engel to deny the Exemption Application by American family Association "AFA"
ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Meinen to approve the Exemption Application by the South Sioux City Chamber.
ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Huggenberger to deny the Exemption Application in part by Assembly of God Church. Be it further resolved that the parcel where the church property is now be exempt.
ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Bobier to approve the Exemption Application by the Gospel Lighthouse.
ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Meinen moved, seconded by Commissioner Bobier to deny the Exemption Application by St. Clara Female Academy a/k/a Dominican Sisters.
ROLL CALL VOTE: Engel- Abstained, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, MOTION CARRIED.

Ms. O'Neill, County Assessor, asked for a Closed Executive Session for personnel.

Commissioner Huggenberger moved, seconded by Commissioner Bobier to convene in Closed Executive Session to discuss personnel.
ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED 2:50 p.m.

Commissioner Meinen moved, seconded by Commissioner Engel to reconvene in open session.
ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED 2:51 p.m.

Dave Lane, from South Sioux City, approached the board and discussed the city acquiring the zoning jurisdiction out to Highway 110 from 164th Street north to the river. He said that if the board did not have any objection, then they would go ahead and start the surveying.

Greg Koinzin was asked about the agreement with the Siouxland HazMat Team. Mr. Koinzin said that he was in favor of the agreement.

Commissioner Engel moved, seconded by Commissioner Huggenberger to convene in Closed Executive Session to discuss personnel.
ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED 3:10 p.m.

Commissioner Huggenberger moved, seconded by Commissioner Engel to reconvene in open session.
ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 3:48 p.m.

Ms. O'Neill, County Assessor, asked about the County Assessor's Inventory and the letter to Great Plains.

The Board explained that the Property Tax Commissioner suggested that the board write Great Plains a letter terminating the contract. It was not known whether the state would utilize their services or not.

As for the inventory, they were trying to coordinate with the state what equipment out the assessors office the state would be interested in purchasing from the county.

Commissioner Bobier moved, seconded by Commissioner Meinen to accept the resignation of County Attorney, Robert Finney.

Robert Giese, County Treasurer, appeared before the board and asked that the Employees Agreement which reads as follows be changed:

1. It is understood that there will be no expenditures from this fund for funeral flowers or memorial expenses in excess of \$30.00 without the prior approval of both the County Commissioners and the Dakota County Employee's association.

2. Said expenditures shall be made only for the death of an immediate relative as defined in the employee manual or the sickness of an individual employee permanently employed on a full time basis with the County.

be changed to the words underlined to "EMPLOYED ON A FULL TIME OR REGULAR PART-TIME BASIS IN THE DAKOTA COUNTY COURTHOUSE OR COURTHOUSE ANNEX. IMMEDIATE FAMILY SHALL MEAN ONLY THE FOLLOWING: SPOUSE, CHILD, STEP-CHILD, MOTHER, FATHER, SISTER OR BROTHER.

Commissioner Meinen moved, seconded by Commissioner Engel to approve changing the Employees Agreement from employed on a full time basis with the County to "EMPLOYED ON A FULL TIME OR REGULAR PART-TIME BASIS IN THE DAKOTA COUNTY COURTHOUSE OR COURTHOUSE ANNEX. IMMEDIATE FAMILY SHALL MEAN ONLY THE FOLLOWING: SPOUSE, CHILD, STEP-CHILD, MOTHER, FATHER, SISTER OR BROTHER.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

The board discussed establishing a Community Steering Committee.

A Recommendation for changing the way the Weed Department is operated was tabled.

The board discussed the Animal Services Contract. There was not a clear understanding what costs were included in the \$60.00 per animal that Mr. Hedquist cited as the fee.

The board discussed audit proposals for fiscal years ending June 30, 1998, 99 and 2000. The board set the deadline at 4:00 p.m., Friday May 29, 1998 to receive the bids and to open the bids on June 1, 1998.

Commissioner Meinen moved, seconded by Commissioner Engel to convene into closed Executive Session to discuss Personnel.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 4:36 p.m.

Commissioner Bobier moved, seconded by Commissioner Meinen to reconvene into open session.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 4:40 p.m.

Commissioner Meinen moved, seconded by Commissioner Bobier to set the deadline to receive the bids at 4:00 p.m., Friday May 29, 1998 and to open the bids on June 1, 1998 for fiscal years ending June 30, 1998, 99 and 2000.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Huggenberger to accept the resignation of Robert Finney as County Attorney.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Meinen moved, seconded by Commissioner Engel to appoint Robert Finney as a full time Deputy County Attorney immediately.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to advertise for a Part time County Attorney and to take applications until April 14, 1998.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Bobier to advertise for bids to be Dakota County's Health Insurance provider and to close the bids at 4:00 p.m. May 1, 1998.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

The board discussed if one of the board members should go on the Washington DC trip.

The board discussed whether we should send a letter to the National Bank of Commerce and ask for an early call of bonds on the LEC. It was thought that we should wait until December.

The board made note that bids should be taken for taking out the old heat registers and to finish the walls.

Chair Hartnett recessed the meeting at 5:50 p.m. until 7:00 p.m.

Chair Hartnett reconvened the meeting at 7:00 p.m.

Present were: Commissioners Bobier, Hartnett, Meinen, Engel, and Ted Piepho, secretary.

Absent: Commissioner Huggenberger arrived at 7:10 p.m.

The board met with the misc. subdivisions that are included in the 15 cent county levy under LB1114(1996) and discussion was had how the levy setting process was going to change this year.

Mr. Paul Culbertson brought up the point that in 1964 the people of Dakota County voted to authorize the Historical Society to set their own levy up to a maximum .3 mil.

Commissioner Bobier moved, seconded by Commissioner Huggenberger to approve claims as follows:

COUNTY ROAD PAYROLL: Gross salaries- 9,786.78, Employers Retirement- 544.25, Employers Share Care Choices- 821.04, Employers Ameritas Dental- 121.92,

Employers Paul Revere Life- 27.96, Employers Soc Sec tax- 574.99, Medicare- 134.47, Principal Mutual Life Insurance Co.- 91.96
Arnold Mellick- 935.58, Walter Heinemann- 818.40, Robert Jacobsen- 818.40, Richard McNear- 818.40, Marlan G. Millard- 818.40, Willis Roeber- 818.40, Randall A. Crombie- 814.40, Joel Broekemeier- 810.40, Richard Hoelsing- 806.40, Kimon A. Litras- 806.40, Donald Kunzie- 806.40, Ronald Harder- 715.20.
ROAD FUND: Employee withholding paid to: Federal- 782.19, State- 200.13, Soc Sec- 574.99, Medicare- 134.47, Retirement- 362.90, Care Choices- 338.70, Ameritas Dental- 66.80, Lonestar- 9.76, Colonial- 140.26, Union Dues- 165.00, Credit Union- 32.00, Deferred Comp.- 223.00.
COUNTY GENERAL FUND: Gross salaries- \$56,914.12, Employers Share Retirement- 2,972.04, Employers Share Care Choices- 3,995.73, Employers Ameritas Dental- 623.83, Paul Revere Life- 142.56, Employers Soc Sec tax- 3,400.69, Medicare- 795.32.
Jackie Hartnett- 481.15, James Huggenberger- 458.08, Jack D. Bobier- 458.08, Marjorie A Meinen - 458.08, William F Engel - 458.08, Nanci Walsh- 836.36, Theodore A. Piepho- 1200.00, Joan Spencer- 836.36, Raemonda Perry- 718.68, Cindy Purucker- 334.00, Bobbi Jo Harsma- 677.40, Robert H. Giese- 1200.00, Charlotte J. Doenhoefer- 688.00, Ruth M. Jensen- 344.00, Ruth P Gillaspie- 836.36, Mardell A. Sorensen- 344.00, Phyllis A Ridge- 688.00, Ann Matthews- 660.00, Mark J. Dorcey- 458.08, Margaret Rahn- 836.36, Shirley Sides-, Betty O'Neill- 1200.00, Madelyn S. Thorsland- 836.36, Rita Deichert- 688.00, June M Racely- 688.00, Patrick McNear- 1,113.75, Cynthia Purucker- 334.00, Arnold Mellick- 206.00, Margaret Kunzie- 5.00, Colene H. Boyle- 1200.00, Veronica Grijalba- 836.36, Judy Lee Lockwood- 600.00, Lula Frick- 370.72, Martin G. Cahill- 1500.00, Gwen Scott- 580.00, Scott M Dugan-1,038.50, Shirley Sides- 446.25, Karilyn Watkins- 397.50, Roxanne Anderson- 152.25, Virginia Davenport-, Jim Lane- 874.00, Patricia A. Stingley- 708.00, James L. Wagner- 1500.00, Linda Carson- 933.60, Randall Walsh- 1,048.00, Rodney Herron- 1,126.40, Gary Powell- 1,046.40, Adrienne Harral- 536.00, Dale Davis- 987.28, Bradley Sherman- 1,081.29, Michael H Stark- 991.27, Donald D. Mueller, Jr.- 813.15, Cherie Hogan- 768.00, Robert Finney- 1200.00, Laurie Barclay- 765.54, Edward Matney- 1,153.85, Rita Chase- 604.00, Mark L Andrews- 1,344.15, Linda J. Schovanec- 732.00, Margaret Stingley- 521.50, Kathleen Keeler- 637.00, Paula Harrigfeld- 719.48, Bruce Hokel- 1,581.70, Rebecca M Broer- 668.00, William Thompson- 534.40, Matthew Hatterman - 664.20, Anthony D. Bos- 703.00, Alma Gunderson- 563.50, Donna Lane- 173.60, Donald Bryant- 574.00, Jeremy Bermel- 560.00, Duane H. Upton- 50.00, Margaret Kunzie- 736.00, Janice Brown- 791.34, Gloria Ann Dwyer- 688.00, Patricia Glover- 839.23, Judy Klemme- 840.00, Michelle Hein- 741.00, Dr Curtis Farrell- 115.38, Dr. David Grote-, Warren Johnston- 836.36.
Marico Cleaning- 1,279.08, Principal Mutual Life Insurance Co.- 450.90, Ameritas-, Paul Revere Life-.
GENERAL FUND: Employee withholding paid to: Federal- 5,558.65, State- 1,445.39, Soc Sec tax- 3,400.69, Medicare- 795.32, Retirement- 1,981.36, Care Choices- 1,525.83, Ameritas Dental- 206.49, Paul Revere Life- 2.76, Colonial Health- 330.02, Union Dues- 144.68, Credit Union- 1,881.54, Colonial Life- 34.52, Deferred Comp- 1,307.22, Garnishment- 426.00.
D/A ENFORCEMENT FEDERAL GRANT: Gross salaries- 874.50, Employers Retirement-, Employers Share Care Choices- 68.42, Employers Ameritas Dental- 10.16, Paul Revere Life- 2.40, Soc Sec tax- 54.22, Medicare- 12.68.
Employee withholding paid to: Federal- 110.31, State- 28.68, Soc Sec tax- 54.22, Medicare- 12.68, Retirement-, Ameritas Dental-, Credit Union-, Union Dues- 10.60, Patrick Barger- 874.50.
COPS FAST GRANT:Gross salaries- 1,184.31, Employers Retirement- 47.37, Care Choices- 68.42, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employers Soc Sec- 73.43, Employers Medicare- 17.17. Employees withholding paid to: Federal-

148.33, State- 36.41, Soc Sec- 73.43, Medicare- 17.17, Retirement- 47.37, Union Dues- 13.05, Allen D. Burns, Jr.- 1,184.31.

COPS FAST GRANT 97: Gross salaries- 875.42, Employers Retirement- 52.53, Care Choices- 68.42, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employers Soc Sec- 52.53, Employers Medicare- 12.69, Employees withholding paid to: Federal- 105.19, State- 26.87, Soc Sec- 54.28, Medicare- 12.69, Retirement- 35.02, Union Dues- 10.36, Jared Junge- 875.42.

COUNTY WEED CONTROL FUND: Gross salaries- \$628.46, Employers Retirement- 37.71, Employers Share Care Choices- 68.42, Ameritas Dental- 10.16, Employers Paul Revere Life- 2.40, Employers Share of Soc Sec- 38.96, Employers Share of Medicare - 9.11, Paul High- 628.46.

WEED FUND: Employee withholding paid to: Federal- 73.71, State- 16.82, Soc Sec tax- 38.96, Medicare- 9.11, Retirement- 25.14, Deferred Comp.- 10.00.

JURY PAY:

LODGING TAX:

Employees General Net Pay: \$37,873.65

Road Net Pay: \$6,756.58

D/A Net Pay: \$658.01

Cops Fast Net: \$1,184.31

Cops Fast 97 Net: \$631.01

Weed Control Net: \$454.72

Chair Hartnett adjourned the meeting at 8:00 p.m.

ATTEST:

County Clerk
* * * * *

Board Chairperson
* * * * *

DAKOTA COUNTY BOARD OF COMMISSIONERS
April 20, 1998 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Hartnett opened the meeting at 10:00 p.m. with the Pledge of Allegiance. Present were: Commissioners Hartnett, Huggenberger, Meinen, Engel, and Ted Piepho, secretary.

Absent: Commissioner Bobier.

The board reviewed the claims, submitted by the County Clerk for payment.

The board opened the bids for wall repairs to the courthouse.

Company	Bid type	Amount
Daryl Daum	Bid one	\$1954.
	Bid two	\$1784.
	Probation Office	\$170.00 Add On
Curry Floor	Drop Ceiling	\$760.00
	Fix Tile - Carpet	300.00
Earl Miller	Bid one	\$6900
	Bid two	\$3940
	Lower ceiling	800

Ron Hirsch	Bid one	\$4400
	Bid two	\$4180

Commissioner Engel moved, seconded by Commissioner Huggenberger to accept the bid of Daryl Daum and Curry Floor.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Absent, UNANIMOUS MOTION CARRIED.

The board briefly discussed the cleaning. Ms. Walsh reported that the new sinks upstairs are already getting coffee stained.

It was reported that the fee for South Sioux City keeping the county's stray cats and dogs was a flat \$60 per animal.

Chair Hartnett recessed their meeting to tour the jail.

The board reconvened at 1:30 pm.

Present were: Commissioners Hartnett, Huggenberger, Meinen, Engel, and Ted Piepho, secretary.

Absent: Commissioner Bobier.

Commissioner Meinen moved, seconded by Commissioner Huggenberger to convene into Board of Equalization to decide on the Exemption Application filed by Prairie Haven, Inc.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Absent, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

No one appeared on behalf of Prairie Haven, Inc.

County Assessor, Betty O'Neill, said that she recommended disapproval because they do not own the parcel. She called the board's attention to the purchase option from Scot E. Ford and Catherine M. Ford, which was attached to the application.

Bob Giese, County Treasurer, presented Motor Vehicle Exemption Applications filed by the Northeast Nebraska Senior Citizens Center and the Boys and Girls Home.

Commissioner Huggenberger moved, seconded by Commissioner Engel to approve the Exemption Application filed by Northeast Nebraska Senior Center for exemption for a 1989 Plymouth Van bearing the serial number 2P4FH45K1KR186964 and a 1989 Ford Econoline Van bearing the serial number 1FTFE24H6KHC27396.

ROLL CALL VOTE: Bobier- Absent, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Meinen moved, seconded by Commissioner Engel to approve the Exemption Application filed by Boys and Girls Home of Nebraska, Inc. for exemption for a 1991 Ford Van bearing the serial number 1FBJS31K9NHA96022.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Absent, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Engel to deny the Exemption Application of Prairie Haven, Inc. because they do not own the property and is privately held.

ROLL CALL VOTE: Meinen- Yea, Bobier- Absent, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to reconvene in Board of Commissioners.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Absent, UNANIMOUS MOTION CARRIED 1:45 p.m.

Commissioner Engel moved, seconded by Commissioner Huggenberger to adopt Resolution 98-06 as follows:

RESOLUTION 98 - 06

RESOLUTION OF RECOGNITION

WHEREAS, The South Sioux City Lady Cardinals, faculty, fellow students and fans of South Sioux City School celebrate a perfect season;

WHEREAS, The Lady Cardinals have earned a State Championship the fourth consecutive year.

WHEREAS, The Lady Cardinals are a model of athletic talent on the court and are exemplary students off the court;

WHEREAS, The South Sioux City coaches, faculty, fellow students, and avid fans provided support for this outstanding team;

WHEREAS, The achievements and efforts of the South Sioux City Lady Cardinals are shared by all.

BE IT THEREFORE RESOLVED by the Dakota County Board of Commissioners that the achievements of the South Sioux City Lady Cardinals Basketball Team be officially recognized and that this Resolution be placed as part of the permanent record of this board.

Passed and adopted this 20th day of April, 1998.

\S\James Huggenberger \S\Jackie Hartnett \S\Bill Engel

\S\Marge Meinen

ATTEST:

\S\Theodore A. Piepho

County Clerk

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Absent, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Engel to adopt Resolution 98-07 as follows:

RESOLUTION 98-07

RESOLUTION OF RECOGNITION

WHEREAS, The South Sioux City Cardinals Football Team, faculty, fellow students and fans celebrate a winning season; and,

WHEREAS, The achievements and efforts of the South Sioux City Cardinals Football Team are shared by all.

BE IT, THEREFORE, RESOLVED by the Dakota County Board of Commissioners that the achievements of the South Sioux City Cardinals Football Team be officially

Commissioner Meinen moved, seconded by Commissioner Engel to declare the appointment of the County Attorney an Emergency.

ROLL CALL VOTE: Bobier- Absent, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Meinen moved, seconded by Commissioner Engel to appoint Edward H. Matney as County Attorney.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Absent, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Engel to convene as Board of Equalization.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Absent, UNANIMOUS MOTION CARRIED 3:31 p.m.

Robert Finney, Deputy County Attorney, appeared before the board concerning a show cause hearing before the Tax Equalization and Review Commission. He said that Dakota County was one of the first scheduled.

Commissioner Huggenberger moved, seconded by Commissioner Engel to reconvene as Board of Commissioners.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 4:05 p.m.

Jeff Hollaway, with the Boys and Girls Home, appeared before the board concerning being reimbursed from a grant.

Commissioner Huggenberger moved, seconded by Commissioner Engel to approve the claims submitted by the county clerk as follows:

COUNTY ROAD PAYROLL: Gross salaries- 10,106.78, Employers Retirement- 544.25, Employers Share Care Choices- 821.04, Employers Ameritas Dental- 121.92, Employers Paul Revere Life- 27.24, Employers Soc Sec tax- 594.83, Medicare- 139.11, Principal Mutual Life Insurance Co.- Arnold Mellick- 935.58, Walter Heinemann- 818.40, Robert Jacobsen- 818.40, Richard McNear- 818.40, Marlan G. Millard- 818.40, Willis Roeber- 818.40, Randall A. Crombie- 814.40, Joel Broekemeier- 810.40, Richard Hoelsing- 806.40, Kimon A. Litras- 806.40, Donald Kunzie- 806.40, Ronald Harder- 715.20, Stewart Anderson- 320.00

ROAD FUND: Employee withholding paid to: Federal- 824.90, State- 217.47, Soc Sec- 594.83, Medicare- 139.11, Retirement- 362.90, Care Choices- 338.70, Ameritas Dental- 66.80, Lonestar- 9.76, Colonial- 140.26, Union Dues- 165.00, Credit Union- 32.00, Deferred Comp.- 223.00.

COUNTY GENERAL FUND: Gross salaries- \$57,066.16, Employers Share Retirement- 2,990.47, Employers Share Care Choices- 3,858.89, Employers Ameritas Dental- 603.51, Paul Revere Life- 137.76, Employers Soc Sec tax- 3,410.09, Medicare- 797.51.

Jackie Hartnett- 481.15, James Huggenberger- 458.08, Jack D. Bobier- 458.08, Marjorie A Meinen - 458.08, William F Engel - 458.08, Nanci Walsh- 836.36, Theodore A. Piepho- 1200.00, Joan Spencer- 836.36, Raemonda Perry- 718.68, Cindy Purucker- 346.53, Bobbi Jo Harsma- 671.13, Robert H. Giese- 1200.00, Charlotte J. Doenhoefer- 688.00, Ruth M. Jensen- 344.00, Ruth P Gillaspie- 836.36, Mardell A. Sorensen- 344.00, Phyllis A Ridge- 653.60, Ann Matthews- 660.00, Mark J. Dorcey- 458.08, Margaret Rahn- 836.36, Shirley Sides- 136.00, Betty O'Neill- 1200.00, Madelyn S. Thorsland- 836.36, Rita Deichert- 688.00, June M Racely- 688.00, Patrick McNear- 1,633.50, Cynthia Purucker- 338.18, Arnold Mellick- 206.00, Margaret Kunzie- 5.00, Colene H. Boyle- 1200.00, Veronica Grijalba-

836.36, Judy Lee Lockwood- 600.00, Lula Frick- 718.25, Martin G. Cahill- 1500.00, Scott M Dugan-1,038.50, Mary Gamble- 123.25, Shirley Sides- 361.25, Karilyn Watkins- 427.50, Roxanne Anderson- 99.75, Virginia Davenport-, Jim Lane- 874.00, Patricia A. Stingley- 708.00, Lois Larsen- 66.95, James L. Wagner- 1500.00, Linda Carson- 933.60, Randall Walsh- 1,368.95, Rodney Herron- 1,126.40, Gary Powell- 1,059.45, Adrienne Harral- 536.00, Dale Davis- 1,029.42, Bradley Sherman- 899.72, Michael H Stark- 924.80, Donald D. Mueller, Jr.- 720.80, Cherie Hogan- 768.00, Robert Finney- 1,996.70, Laurie Barclay- 728.00, Edward Matney- 1,153.85, Rita Chase- 604.00, Mark L Andrews- 1,345.15, Linda J. Schovanec- 732.01, Margaret Stingley- 521.50, Kathleen Keeler- 732.55, Paula Harrigfeld- 898.23, Rebecca M Broer- 647.13, William Thompson- 722.28, Matthew Hatterman - 743.18, Anthony D. Bos- 547.20, Alma Gunderson- 553.00, Donna Lane- 173.60, Donald Bryant- 560.00, Jeremy Bermel- 567.00, Duane H. Upton- 50.00, Margaret Kunzie- 736.00, Janice Brown- 805.86, Gloria Ann Dwyer- 688.00, Patricia Glover- 820.30, Judy Klemme- 840.00, Michelle Hein- 702.00, Dr Curtis Farrell- 115.38, Dr. David Grote-, Warren Johnston- 836.36. Marico Cleaning- 1,279.08, Principal Mutual Life Insurance Co.-, Ameritas- 20.32, Paul Revere Life- 4.80.

GENERAL FUND: Employee withholding paid to: Federal- 5,680.40, State- 1,470.79, Soc Sec tax- 3,410.09, Medicare- 797.51, Retirement- 1,993.63, Care Choices- 1,525.83, Ameritas Dental- 206.49, Paul Revere Life- 2.76, Colonial Health- 330.02, Union Dues- 136.08, Credit Union- 1,811.54, Colonial Life- 34.52, Deferred Comp- 1,307.22, Garnishment- 426.00.

D/A ENFORCEMENT FEDERAL GRANT: Gross salaries- 853.30, Employers Retirement-, Employers Share Care Choices- 68.42, Employers Ameritas Dental- 10.16, Paul Revere Life- 2.40, Soc Sec tax- 52.90, Medicare- 12.37.

Employee withholding paid to: Federal- 107.13, State- 27.55, Soc Sec tax- 52.90, Medicare- 12.37, Retirement-, Ameritas Dental-, Credit Union-, Union Dues- 10.60, Patrick Barger- 853.30.

COPS FAST GRANT:Gross salaries- 1,229.99, Employers Retirement- 73.80, Care Choices- 68.42, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employers Soc Sec- 76.26, Employers Medicare- 17.83. Employees withholding paid to: Federal- 154.91, State- 38.74, Soc Sec- 76.26, Medicare- 17.83, Retirement- 49.20, Union Dues- 13.05, Allen D. Burns, Jr.- 1,229.99.

COPS FAST GRANT 97: Gross salaries- 874.50, Employers Retirement- 52.47, Care Choices- 68.42, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employers Soc Sec- 54.22, Employers Medicare- 12.68, Employees withholding paid to: Federal- 105.19, State- 26.82, Soc Sec- 54.22, Medicare- 12.68, Retirement- 34.98, Union Dues- 10.36, Jared Junge- 874.50.

COUNTY WEED CONTROL FUND: Gross salaries- \$628.46, Employers Retirement- 37.71, Employers Share Care Choices- 68.42, Ameritas Dental- 10.16, Employers Paul Revere Life- 2.40, Employers Share of Soc Sec- 38.96, Employers Share of Medicare - 9.11, Paul High- 628.46.

WEED FUND: Employee withholding paid to: Federal- 73.71, State- 16.82, Soc Sec tax- 38.96, Medicare- 9.11, Retirement- 25.14, Deferred Comp.- 10.00.

JURY PAY:

LODGING TAX:5,950.82

Employees General Net Pay: \$37,933.28

Road Net Pay: \$6,992.05

D/A Net Pay: \$642.75

Cops Fast Net: \$880.00

Cops Fast 97 Net: \$630.38

Weed Control Net: \$454.72

GENERAL FUND: Perkins Stationary, supplies- 45.79; Sioux Business Products, supplies- 51.26; So Sioux Chamber of Commerce, governors day reg- 30.00; Star Printing & Publishing, meeting notice- 31.24; Nanci Walsh, mileage/phone calls- 20.03; Commercial Computer Systems, monitor set up- 120.00; Hollar Stamp Co,

stamp- 18.75; Perkins Stationary, supplies- 490.56; Theodore Piepho, mileage/upgrade- 95.14; Pioneer Internet, service- 24.50; Central Data Processing, data processing- 71.47; Des Moines Stamp Mfg, stamp- 8.00; Robert Giese, mileage- 66.00; Nadine Lewon, prior years- 17.00; Nebraska Dept of Revenue, tax statements- 463.60; Irene Van Lent, prior years- 16.00; MIPS, monthly support- 383.29; Sioux Business Products, supplies- 73.39; Destiny Marketing, monitor repair- 200.00; Executive Copy Systems, copy machine repair- 65.00; Great Plains Appraisals, maint contract- 3550.00; MIPS, monthly support- 17.80; Nebr Dept of Revenue, caps- 2933.83; Perkins Stationary, supplies- 81.80; R L Polk Co, directory- 262.00; Sioux City Journal, want ad- 65.12; Walmart, photo processing- 57.32; Homer Community School, supt contract- 350.00; Sioux Business Products, supplies- 18.73; Cole Publications, directory- 125.95; Election Systems & Software, ballot proofs- 11.09; Morris Press, sign in registers- 122.10; Star Printing & Publishing, copier/cert primary election- 434.17; MIPS, monthly support- 43.68; Nebraska Planing & Zoning, registration- 71.50; Star Printing & Publishing, booklets- 63.25; Bear Graphics, envelopes- 192.17; Norfolk Printing, casebinders- 100.50; Office Systems Co, copy machine service- 261.00; Sioux Business Products, supplies- 28.07; DAS Central Stores, forms- 71.60; Des Moines Stamp Mfg, supplies- 23.20; Nebraska County Court Assn, dues- 25.00; Norfolk Printing, supplies- 36.70; Standard Office Equip, fax service- 275.00; Commnet Cellular, phone- 45.98; Gateway 2000, computer upgrade- 287.00; Hollar Stamp, stamp- 39.25; University of NE, law review- 32.00; Office Systems Co, typewriter contract- 63.25; Sams Club, supplies- 107.74; West Publishing, law books- 55.00; Brunton Printing, envelopes- 36.00; FJ Lanier & Co, toner- 66.78; Frank Gonzalez, interpreting- 370.00; Nebr Notary Public Assn, notary package- 117.50; Office Systems, supplies- 41.97; Perkins Stationary, supplies- 238.75; Record Printing & Copy Center, env/letterhead- 129.41; Oscar Sanchez, interpreting- 50.00; Sioux City Journal, ads- 120.54; Star Printing & Publishing, subscription- 27.50; Clerk of Dist Court, court costs- 285.75; Clerk of Supreme Court, filing fee- 300.00; Coffee King, jury coffee- 39.92; Fitch & Tott Law Firm, atty fees- 501.75; Frank Gonzalez, interpreting- 330.00; Lexis Law Publishing, law books- 140.10; Mills County Sheriff, service papers- 11.00; Crary, Huff, Raby, Inkster, atty fees- 778.45; Woodbury County Sheriff, service fee- 20.25; West Group, law books- 214.35; Dakota County Sheriff, warrants/papers- 462.59; Crary, Huff, Raby, Inkster, atty fees- 1600.00; Tom Lovan, interpreting- 50.00; Douglas Luebe Law Office, atty fees- 917.70; Stuart Mills, atty fees- 125.00; Hong Cuc Thi Nguyen, interpreting- 25.00; Frank Peck, witness fees- 25.10; Oscar Sanchez, interpreting- 125.00; Crary, Huff, Raby, Inkster, atty fees- 37.50; Darrell Boche, witness fees- 23.00; Dakota County Court, court costs- 9.00; Fitch & Tott Law Office, atty fees- 585.00; Frank Gonzalez, interpreting- 465.00; Duane Hoffmeyer, atty fees- 255.96; Hurley Law Office, atty fees- 194.00; Colene Boyle, mileage- 33.60; Deluxe Business Forms/Supplies- checks- 433.34; Veronica Grijalba, mileage- 24.00; Safeguard Business Systems, binders- 53.28; David Griffith & Associates, indirect cost allocation assistance- 2401.37; Buck Head Products, janitorial supplies- 139.01; Cellular One, phone- 73.03; Chemco Inc, trash bags- 56.65; City of Dakota City, utilities- 218.90; Coast to Coast, supplies- 295.47; Electronic Engineering, beeper- 26.85; Ferguson Enterprises, supplies- 25.67; Gill Hauling, garbage- 150.00; James Lane, gas/mileage- 77.63; Lessman Electric, repairs- 95.00; Maintenance Engineering, supplies- 385.38; Midamerican Energy Co, utilities- 1067.98; Nebraska Public Power, utilities- 1334.29; Dan O'Dell, snow removal- 100.00; Plumbing & Heating Wholesale, supplies- 18.22; Quality Mobile Home Repair, vent hood- 70.25; Sams Club, supplies- 86.18; Share Corporation, supplies- 140.37; Russell Smith Lawn Service, power raking- 400.00; Soo Rent All, drill/bit rental- 37.86; Universal Lighting Co, supplies- 106.98; US West, phone- 51.73; XPEDX, supplies- 550.82; Dakota County Extension, salary/mileage/supplies- 13670.08; Atchley Ford, patrol car- 19888.00; Cellular

One, phone- 68.07; Cenex Fleetcard, fuel- 1352.27; Coast to Coast, materials- 17.08; Crown Lincoln Mercury, repairs- 571.00; Crystal Oil Co, fuel/repairs- 489.76; Drug/Alcohol Grant Fund, grant match- 27116.51; Amy Huser, interpreting- 54.00; Jacks Uniforms & Equip, uniform upkeep- 191.60; Jims Service, service- 268.70; Menards, k-9 materials- 95.97; Midwest Radar & Equip, certify radar- 90.00; Perkins Stationary, supplies- 132.16; RACOM Corp, install radios- 3624.44; Sign Masters, lettering- 580.00; Sioux Sales Co, gun lock- 39.90; So Sioux City Police Dept, animal control- 30.00; Tri State Communications, install antenna- 443.00; Walmart, camera/keys- 86.05; Cellular One, phone- 74.97; Colfax County Court, certified copy- 2.00; Des Moines Stamp Mfg, stamps- 42.40; Iowa Office Supply, copier rental- 98.42; James Publishing Inc, law book- 63.94; Medical Correspondence Mgmt, medical reports- 33.75; Nebraska State Bar Assoc, desk book- 25.00; Now It Works, printer repair- 150.00; Record Printing & Copy Center, letterhead- 103.21; Nebr DMV, transcripts- 48.00; Richardson County Court, certified copies- 4.25; Sams Club, printers- 2252.91; Staples, supplies- 182.38; United Leasing, copier payment- 147.90; West Group, law books- 155.15; The Crittenton Center, clinic- 70.50; Braunger Foods, food- 650.27; Cellular One, phone- 45.51; Coffee King, jail coffee- 117.20; Crown Lincoln Merc, service- 872.88; Dakota Food & Fuel, fuel- 47.96; Dakota Family Dentistry, inmate care- 348.00; Family Practice Center, inmate care- 300.00; Hy Vee, food- 964.13; Jacks Uniforms & Equip, uniform upkeep- 550.51; Metz Baking, bread products- 351.02; NE Nebr Juvenile Services, juvenile fees- 455.00; Nebr Dept of Labor, unemployment- 892.00; Redlers Pharmacy, inmate meds- 352.40; XPEDX, supplies- 171.63; Roberts Dairy, milk products- 234.12; Siouxland Federal Credit Union, food/fuel- 87.29; Family Practice Center, inmate care- 60.00; Sound Powered Comm, phones- 746.49; Dakota Super Value, food- 561.96; Strategic Monitoring, monitors- 1096.50; Walmart, meds/supplies- 174.88; Williams TV & Appliance, washer repair- 45.00; Arch Paging, pager- 53.95; Briggs Corp, hand cleans- 41.73; Jan Brown, mileage- 32.10; Pat Glover, mileage- 115.20; HCFA Laboratory Program, license- 150.00; Michelle Hein, mileage- 175.80; Judy Klemme, mileage- 161.40; Quill Corporation, supplies- 105.30; Staples, supplies- 16.26; Cellular One, phone- 27.18; NE Nebr RPPD, crystal lake utilities- 30.00; AT & T, phone- 669.82; Dakota City Postmaster, meter postage- 2500.00; Lazette Gifford, website upkeep- 40.00; Net Tech Inc, computer repair- 90.00; Pitney Bowes, postage meter rental- 265.50; Region IV Mental Health Svc, qtrly billing- 4781.25; Region IV, qtrly billing- 4911.75; So Sioux City Chamber of Commerce, 4th qtr econ development- 1583.33; US West, phone- 1669.14; MIPS, monthly support- 229.00

ROAD FUND: A-Team Heating & Cooling, parts/labor- 57.50; A_1 Auto Salvage, parts- 35.00; Aramark Uniform Svc, supplies- 117.23; AT & T, phone- 7.98; Duane Barclay, hauling- 1688.00; Barkley Asphalt, asphalt- 88.00; Barry/Hewitt Inc, light- 54.04; Big A Auto, parts/supplies/oil/filters- 622.33; Bridgestone/Firestone, tires- 126.50; California Contractors Supplies, safety gear- 322.64; Cellular One, phone- 29.48; Cenex Fleetcard, fuel- 1784.58; Central States Tire Recycling, scrap tires- 35.20; Charlie Zook Motors, parts- 35.62; Circle R Inc, parts- 4.65; Coast to Coast, supplies- 37.91; Dakota Avenue Muffler, parts-61.95; Farmers Coop, diesel fuel- 1827.67; Freemont Tire, alignment- 39.95; Fort Calhoun Stone Co, rock- 3961.61; General Traffic Controls Inc, signal repair- 454.80; Gilmore & Assoc, set corner marker- 880.50; Graham Tire, tires- 171.78; Great Plains International, parts- 16.07; Higman Sand & Gravel, road rock- 5125.08; HME Inc, haul rock- 1920.00; Joes Dept Store, parts/supplies- 65.32; Johnson-Erickson-O'Brien & Assoc, prepare 1-6 yr- 953.50; Knoepfler Chev, parts- 33.33; Linweld Supply, oxy/acetylene- 60.52; Kimon Litras, cdl- 40.00; Marx Truck Trailer Sales, parts- 173.17; Medical Enterprises, drug screen- 29.90; Marlan Millard, reim electric- 108.29; Motor Parts Central, parts- 59.95; NE Nebr RPPD, security light- 91.32; Nebraska Public Power, ibp signal/service- 218.81; Nebraska State Bank, grader payment-

39963.00; Newman Signs, signs- 607.65; Pilger Sand & Gravel, road gravel- 459.23; Piorier Equip, parts- 113.37; Presco Sales & Service, chain hooks/blades- 3671.92; Willis Roeber, reim elec- 30.25; William B Rohde, haul rock- 782.75; Sioux City Tarp, parts- 12.75; Siouxland Hydraulic, parts/labor- 88.00; Star Printing & Publishing, gravel bids- 18.15; Steffen, parts- 36.00; Stephan's Welding, parts/labor- 254.87; Swaney Equip, parts- 221.28; Threaded Products, bolts- 157.53; Torco-Remfg, parts- 398.50; Trio Auto Parts, parts- 35.00; US West, phone- 53.62; Walding Chiropractic, drug screening- 35.00; Warren Oil, diesel fuel- 902.20; Ziegler, parts- 114.06
ROAD IMPROVEMENT FUND: Johnson-Erickson-O'Brien, engineering- 6867.00; Nebr Dept of Roads, final settlement- 53.24
POOR RELIEF: Berkemier Funeral Home, burial- 1350.00; Omaha Cemetery, plots for indigent burials- 1250.00; Becker-Hunt funeral Home, burial- 1500.00; Redlers Professional Pharmacy, prescription- 18.60
VETERANS AID: Veterans Service Officer, county burials- 1000.00
S T O P FUND: City of So Sioux City, reim for bill to consolidated plastics- 840.75
L E EQUIPMENT GRANT FUND: Jacks Uniforms, cuffs/leg irons- 393.25; M P H Industries Inc, radar unit- 1193.00
CRYSTAL LAKE PROJECT GRANT FUND: Dakota County Inheritance Tax, repay prev transaction- 6560.00
INHERITANCE TAX: General Fund, budgeted transfer- 100000.00
WEED: Paul High, reim lodging/reg/meals/mileage- 262.64
E911: City of So Sioux City, lec expense- 23553.33
ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Absent, UNANIMOUS MOTION CARRIED.

Commissioner Meinen moved, seconded by Commissioner Huggenberger to convene in Closed Executive Session to discuss personnel.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Absent, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 4:42 pm.

Commissioner Huggenberger moved, seconded by Commissioner Engel to reconvene in open session.

ROLL CALL VOTE: Meinen- Yea, Bobier- Absent, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED 4:53 p.m.

Chair Hartnett adjourned the meeting at 4:58 p.m.

ATTEST:

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

DAKOTA COUNTY BOARD OF COMMISSIONERS
May 4, 1998 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Hartnett opened the meeting at 1:30 p.m. with the Pledge of Allegiance. Present were: Commissioners Bobier, Hartnett, Huggenberger, Meinen, Engel, and Ted Piepho, secretary.

Commissioner Meinen moved, seconded by Commissioner Engel to approve the minutes of April 20, 1998 as typed.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Abstained, MOTION CARRIED.

Nanci Walsh, Board assistant, opened the health insurance bids. Bids were received from Mutual of Omaha, Anthem Health Company, Interstate Insurance Services, NACO Blue Cross, and Care Choices. Interstate Insurance Services and Care Choices had two plans.

Arnie Mellick informed the board that the members of Planning & Zoning had not been reappointed since originally getting appointed on the P&Z Board. He said that he had gone to a workshop and it was advised that they reappoint the members at the end of their term.

Commissioner Bobier moved, seconded by Commissioner Huggenberger to reappoint Gene Cantrell, Dick McCabe, and Jim Jepsen to the Planning & Zoning Board.
ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Dave Boschult from the state, appeared before the board to inform them of the Noxious Weed Superintendent's valuation. Mr. Boschult said that Paul High scored 3141 out of a possible 3400 points and the average score was 3215.

Greg Koinzen briefly appeared before the board. Several questions were asked touching the subject whether the sirens have been installed at Atokad and Lake Village.

Commissioner Huggenberger moved, seconded by Commissioner Engel to transfer abandoned titles #98118700044, 98118700046 and 98118700045 to the towing agency for the towing and storage fees due against said vehicles
ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED

Commissioner Huggenberger moved, seconded by Commissioner Engel to adopt Resolution 98-12 modifying the Cash Advance Fund as follows:

RESOLUTION 98-12

MODIFYING TILE CASH ADVANCE FUND

WHEREAS, Dakota County has a Cash Advance Fund in the County Treasurer's office for the use of the County Sheriff and County Attorney for Law Enforcement costs which must be paid in manner not convenient with the county claims procedure; and,

WHEREAS, the Dakota County Clerk of District Court Office must sometimes pay, for paper service in other jurisdictions and that such payment cannot wait for the county claims process; and,

WHEREAS, the establishment of another petty cash fund is redundant;

BE IT THEREFORE RESOLVED, by the Dakota County Board of Commissioners that the Cash Advance Fund be modified to allow the Dakota County Clerk of District Court request money for paper service from the Cash Advance through the County Treasurer.

BE IT FURTHER RESOLVED, that the Clerk of District Court shall, after making a request and receiving said requested money from the County Treasurer, make a claim payable to the Cash Advance Fund in care of the County Treasurer from her budget or the Legal Services budget (Which ever is appropriate) and submit said claim to the County Clerk for payment on the next claims day.

Passed and adopted this 4th day of May, 1998.

ATTEST;

County Clerk

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Huggenberger to approve the claims as follows:

COUNTY ROAD PAYROLL: Gross salaries- 10,288.78, Employers Retirement- 587.28, Employers Share Care Choices- 821.04, Employers Ameritas Dental- 121.92, Employers Paul Revere Life- 27.24, Employers Soc Sec tax- 606.12, Medicare- 141.75, Principal Mutual Life Insurance Co.- 91.96

Arnold Mellick- 935.58, Walter Heinemann- 818.40, Robert Jacobsen- 818.40, Richard McNear- 818.40, Marlan G. Millard- 818.40, Willis Roeber- 818.40, Randall A. Crombie- 814.40, Joel Broekemeier- 810.40, Richard Hoelsing- 808.40, Kimon A. Litras- 806.40, Donald Kunzie- 806.40, Ronald Harder- 715.20, Stewart Anderson- 500.00

ROAD FUND: Employee withholding paid to: Federal- 847.90, State- 222.83, Soc Sec- 606.12, Medicare- 141.75, Retirement- 391.59, Care Choices- 338.70, Ameritas Dental- 66.80, Lonestar- 9.76, Colonial- 140.26, Union Dues- 165.00, Credit Union- 32.00, Deferred Comp.- 223.00.

COUNTY GENERAL FUND: Gross salaries- \$57,042.94, Employers Share Retirement- 3,052.07, Employers Share Care Choices- 4,064.15, Employers Ameritas Dental- 623.83, Paul Revere Life- 143.40, Employers Soc Sec tax- 3,401.47, Medicare- 795.52.

Jackie Hartnett- 481.15, James Huggenberger- 458.08, Jack D. Bobier- 458.08, Marjorie A Meinen - 458.08, William F Engel - 458.08, Nanci Walsh- 836.36, Theodore A. Piepho- 1200.00, Joan Spencer- 836.36, Raemonda Perry- 725.35, Cindy Purucker- 352.80, Bobbi Jo Harsma- 601.20, Robert H. Giese- 1200.00, Charlotte J. Doenhoefer- 688.00, Ruth M. Jensen- 344.00, Ruth P Gillaspie- 836.36, Mardell A. Sorensen- 344.00, Phyllis A Ridge- 688.00, Ann Matthews- 660.00, Mark J. Dorcey- 458.08, Margaret Rahn- 836.36, Shirley Sides-, Betty O'Neill- 1200.00, Madelyn S. Thorsland- 836.36, Rita Deichert- 2,618.70, June M Racely- 688.00, Cynthia Purucker- 334.00, Arnold Mellick- 206.00, Margaret Kunzie- 5.00, Colene H. Boyle- 1200.00, Veronica Grijalba- 836.36, Judy Lee Lockwood- 600.00, Lula Frick- 305.50, Martin G. Cahill- 1500.00, Scott M Dugan-1,038.46, Mary Gamble- 580.00, Shirley Sides- 382.50, Karilyn Watkins- 375.00, Roxanne Anderson-, Virginia Davenport-, Jim Lane- 874.00, Patricia A. Stingley- 708.00, Lois Larsen-, James L. Wagner- 1500.00, Linda Carson- 933.60, Randall Walsh- 1,048.00, Rodney Herron- 1,126.40, Gary Powell- 1,098.60, Adrienne Herral- 536.00, Dale Davis- 963.20, Bradley Sherman- 910.56, Michael H Stark- 1,080.86, Donald D. Mueller, Jr.- 734.32, Cherie Hogan- 760.80, Robert Finney- 1,996.70, Laurie Barclay- 728.00, Edward Matney- 1,200.00, Rita Chase- 608.00, Mark L Andrews- 1,345.15, Linda J. Schovanec- 733.04, Margaret Stingley- 521.50, Kathleen Keeler- 728.00, Paula Harrigfeld- 724.00, Rebecca M Broer- 684.70, William Thompson- 713.94, Matthew Hatterman - 648.00, Anthony D. Bos- 608.00, Alma Gunderson- 560.00, Donna Lane- 173.60, Donald Bryant- 560.00, Jeremy Bermel- 570.50, Phouang T. Nonginthirath- 112.00, Duane H. Upton- 50.00, Margaret Kunzie- 736.00, Janice Brown- 929.28, Gloria Ann Dwyer- 688.00, Patricia Glover- 839.23, Judy Klemme- 840.00, Michelle Hein- 693.00, Dr Curtis Farrell- 115.38, Dr. David Grote- 200.00, Warren Johnston- 836.36.

Marico Cleaning- 1,279.08, Principal Mutual Life Insurance Co.- 523.56, Ameritas-, Paul Revere Life-.

GENERAL FUND: Employee withholding paid to: Federal- 5,651.11, State- 1,458.25, Soc Sec tax- 3,401.47, Medicare- 795.52, Retirement- 2,034.69, Care Choices- 1,625.04, Ameritas Dental- 223.19, Paul Revere Life- 2.76, Colonial Health- 330.02, Union Dues- 136.08, Credit Union- 1,811.54, Colonial Life- 34.52, Deferred Comp- 1,307.22, Garnishment- 426.00.

D/A ENFORCEMENT FEDERAL GRANT: Gross salaries- 848.00, Employers Retirement- 50.88, Employers Share Care Choices- 68.42, Employers Ameritas Dental- 10.16, Paul Revere Life- 2.40, Soc Sec tax- 52.58, Medicare- 12.30.

Employee withholding paid to: Federal- 101.25, State- 25.47, Soc Sec tax- 52.58, Medicare- 12.30, Retirement- 33.92, Ameritas Dental-, Credit Union-, Union Dues- 10.60, Patrick Barger- 848.00.

COPS FAST GRANT:Gross salaries- 1,262.63, Employers Retirement- 75.76, Care Choices- 68.42, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employers Soc Sec- 78.28, Employers Medicare- 18.31. Employees withholding paid to: Federal- 159.61, State- 40.41, Soc Sec- 78.28, Medicare- 18.31, Retirement- 50.51, Union Dues- 13.05, Allen D. Burns, Jr.- 1,262.63.

COPS FAST GRANT 97: Gross salaries- 848.00, Employers Retirement- 50.88, Care Choices- 68.42, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employers Soc Sec- 52.58, Employers Medicare- 12.30, Employees withholding paid to: Federal- 101.25, State- 25.47, Soc Sec- 52.58, Medicare- 12.30, Retirement- 33.92, Union Dues- 10.36, Jared Junge- 848.00.

COUNTY WEED CONTROL FUND: Gross salaries- \$628.46, Employers Retirement- 37.71, Employers Share Care Choices- 68.42, Ameritas Dental- 10.16, Employers Paul Revere Life- 2.40, Employers Share of Soc Sec- 38.96, Employers Share of Medicare - 9.11, Paul High- 628.46.

WEED FUND: Employee withholding paid to: Federal- 73.71, State- 16.82, Soc Sec tax- 38.96, Medicare- 9.11, Retirement- 25.14, Deferred Comp.- 10.00.

JURY PAY:

LODGING TAX:

Employees General Net Pay: \$37,805.53

Road Net Pay: \$7,103.07

D/A Net Pay: \$611.88

Cops Fast Net: \$902.46

Cops Fast 97 Net: \$612.12

Weed Control Net: \$454.72

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Chair Hartnett declared a recess at 2:31 p.m. and the board reconvened at 2:35 p.m.

Commissioner Meinen moved, seconded by Commissioner Bobier to convene in Closed Executive Session to discuss personnel.

Commissioner Bobier departed the meeting from 2:42 p.m. to 2:44 p.m.

The board briefly discussed the Bylaw for the Visitor's Board.

Vote on the Executive Session was taken at 2:50 p.m.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED 2:44 pm.

Commissioner Meinen moved, seconded by Commissioner Engel to reconvene in open session.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 3:05 p.m.

Ms. Hartnett asked about Tax Sale Certificates.

County Clerk, Ted Piepho, relinquished his duties to Nanci Walsh, Assistant to the board, who assumed the duties of Secretary at 3:09 p.m.

The board discussed the TERC review, Worldwide and opening the ditch to Road No. 37.

The board directed Nanci Walsh to look into abandoned Railroad Right-of-Way.

Committee reports were given.

Chair Hartnett adjourned the meeting at 4:12 p.m.

ATTEST:

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

DAKOTA COUNTY BOARD OF COMMISSIONERS
 May 18, 1998 PROCEEDINGS
 COUNTY BOARD MEETING ROOM
 DAKOTA COUNTY COURTHOUSE

Chair Hartnett opened the meeting at 10:00 p.m. with the Pledge of Allegiance. Present were: Commissioners Bobier, Hartnett, Huggenberger, Meinen, Engel, and Ted Piepho, secretary.

Commissioner Meinen brought the board up to date on what was happening with the Health Insurance Bids.

The board reviewed the claims submitted by the county clerk for payment.

The board recessed at 10:50 to tour the LEC. The tour was given by Greg Koinzen, Communications Director.

The board reconvened at 1:30 p.m with all members present.

Dale Warren, Chris Voss and Warren Johnston appeared before the board and explained their request for approval of expenditures for the Crystal Lake Project.

Dale Warren requested the county's assistance for constructing a handicap fishing dock on Crystal Lake. The board did not take action, but the consensus of the board was to authorize the use of some equipment.

Commissioner Meinen moved, seconded by Commissioner Bobier to approve the minutes as typed.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

The board mentioned putting an ad in the paper to solicit bids for mowing the court house lawn.

The board opened the bids submitted to the county clerk for the purchase of a motor grader. The bids were as follows:

NAME OF BIDDER: Swaney Equipment Company
ADDRESS: 4900 Harbor Drive, Sioux City, IA 51111
BY: Jerry McGill - Sales Representative

Make and Model of Motor Grader: Deere 770CH
Make of Engine: John Deere
Horsepower of Engine: Variable 155/185

1. Initial Price	\$	217,945
2. Less Discount	\$	61,495
3. Net Bid (delivered without trade-in)	\$	156,450
4. Less trade-in County Unit 1990 caterpillar 140G	\$	82,000
5. Net Bid (delivered with trade-in)	\$	74,450
6. Date of Delivery:		Approx. 30 days

DEALER FINANCING PLAN OPTIONS **

Net Bid with trade-in	\$	74,450.00	at	6.50%
A.P.R. for 36 months	\$	2,281.82	per	month.
Net Bid with trade-in	\$	74,450.00	at	6.50%
A.P.R for 48 months	\$	1,765.58	per	month
Net Bid with trade-in	\$	74,450.00	at	6.50%
A.P.R for 60 months	\$	1,456.70	per	month

Warranty:

PROPOSAL

NAME OF BIDDER: Zeigler Inc.
ADDRESS: 5300 Harbor Drive, Sioux City, IA 51111
BY: Pat Flinn - Sales Representative

Make and Model of Motor Grader: Caterpillar 140H VHP
Make of Engine: CATERPILLAR
Horsepower of Engine: Variable 150/185

1. Initial Price	\$	237,926
2. Less Discount	\$	79,326
3. Net Bid (delivered without trade-in)	\$	158,600
4. Less trade-in County Unit 1990 Caterpillar 140G	\$	70,000
5. Net Bid (delivered with trade-in)	\$	88,600
6. Date of Delivery:		Last half of August 1998

DEALER FINANCING PLAN OPTIONS **

Net Bid with trade-in	\$	88,600.00	at	6.75%
A.P.R. for 36 months	\$	2,726.31	per	month.
Net Bid with trade-in	\$	88,600.00	at	6.75%
A.P.R for 48 months	\$	2,111.85	per	month
Net Bid with trade-in	\$	88,600.00	at	6.75%
A.P.R for 60 months	\$	1,744.35	per	month

Warranty:

PROPOSAL

NAME OF BIDDER: Contractors Machinery, Inc.
ADDRESS: 10415 J Street Omaha, NE 68127
BY: James Vokal - Sales Representative

Make and Model of Motor Grader: Champion - 720A-VHP
Make of Engine: CUMMINS
Horsepower of Engine: 170 / 195

1. Initial Price	\$	250,377
2. Less Discount	\$	118,562
3. Net Bid (delivered without trade-in)	\$	131,815
4. Less trade-in County Unit 1985 Caterpillar 140G	\$	70,000
5. Net Bid (delivered with trade-in)	\$	61,815
6. Date of Delivery:		Approx. 75 to 90 days

DEALER FINANCING PLAN OPTIONS **

Net Bid with trade-in	\$	61,815.00	at 5.90%
A.P.R. for 36 months	\$	1,885.33	per month.
Net Bid with trade-in	\$	61,815.00	at 5.90%
A.P.R for 48 months	\$	1,454.75	per month
Net Bid with trade-in	\$	61,815.00	at 5.90%
A.P.R for 60 months	\$	1,197.01	per month

Warranty:

PROPOSAL

NAME OF BIDDER: Fehrs Nebraska Tractor & Equip.
ADDRESS: 4115 South 90th St.
BY: Dick Tompkins - Sales Representative

Make and Model of Motor Grader: GALION - 850-C
Make of Engine: KOMATSU 56D114E-1
Horsepower of Engine: 166 / 190 Variable

1. Initial Price	\$	236,000
2. Less Discount	\$	99,500
3. Net Bid (delivered without trade-in)	\$	136,500
4. Less trade-in County Unit 1985 Caterpillar 140G	\$	89,000
5. Net Bid (delivered with trade-in)	\$	47,500
6. Date of Delivery:		Approx. 95 days

DEALER FINANCING PLAN OPTIONS

Net Bid with trade-in	\$	47,500.00	at 5%
A.P.R. for 36 months	\$	1,417.88	per month.
Net Bid with trade-in	\$	47,500.00	at 5%
A.P.R for 48 months	\$	1,089.18	per month
Net Bid with trade-in	\$	47,500.00	at 5%
A.P.R for 60 months	\$	892.53	per month

Chair Hartnett referred the bids to the Road Committee for verification of facts.

Robert Giese, County Treasurer, presented a Motor Vehicle Exemption Application for Region IV on a 1994 Pickup with the VIN 1GCFC24H8RE221732. Commissioner Huggenberger moved, seconded by Commissioner Bobier to approve the Motor Vehicle Exemption for Region IV on a 1994 Pickup with the VIN 1GCFC24H8RE221732.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Mr. Giese informed the board that the Tax Sale Certificates for Dakota City have been paid. He said that the response was good from the letter that the County Attorney sent out.

The board discussed the road to the Gun Club. Some members thought that the county could gravel the road, but others felt that in the beginning the Albertsons asked for gravel and said that it would be only one time shot. Discussion was had that it has turned into every year. Mr. Mellick reported that he thought that the county spent \$4000.00 last year on the road.

Chair Hartnett recessed their meeting at 2:38 p.m. and the meeting was reconvened at 3:48 p.m.

Commissioner Huggenberger moved, seconded by Commissioner Engel to approve Resolution 98-13 as follows:

RESOLUTION

WHEREAS, there has been signed by Dakota County on the 13th day of October 1992, and the State on the 7th day of December 1992 an agreement providing for the construction of a Federal Aid Project beginning 0.6 mile east and 0.5 mile south of the Northwest Corner of Section 8, Township 28 North, Range 9 East and extends 0.18 Mile, terminating at the Burlington Northern Railroad tracks, located 0.8 mile east and 0.5 mile south of the Northwest Corner of Section 8, Township 28 North, Range 9 East. ,and

WHEREAS, In the above agreement, the County has pledged sufficient funds to finance its share of the cost of the construction of this project identified as STPE-3967 (2), and

WHEREAS, the above mentioned agreement provided that the County would pay all costs not paid for with Federal or State funds, and

WHEREAS, the State received bids for the construction of this project on April 30, 1998 at which time 1 bids were received for the construction of this proposed work, and

WHEREAS, the following contractor(s) for the items of work listed has been selected as the low bidder(s) to whom the contract(s) should be awarded:

Brower Construction Co,;

Bituminous: \$101,169.16

NOW THEREFORE, in consideration of the above facts, the Board of Commissioners of Dakota County, by this resolution, takes the following official action.

1. If for any reason the Federal Highway Administration rescinds, limits its obligations, or defers payment of the Federal share of the cost of this project, the County hereby agrees to provide the necessary funds to pay for all costs incurred until and in the event such Federal funds are allowed and paid.

2. The Board hereby concurs in the selection of the above mentioned contractor(s) for the items of work listed, to whom the contract(s) should be awarded.

3. The Board hereby authorizes the Chairman to sign the contract(s) with the above mentioned contractor(s) for the above mentioned work.

4. The Board does not desire to perform any of the work with its own forces in lieu of performing the work by the contract method.

DATED THIS 18th DAY of May, A.D. 1998.

BOARD OF COUNTY COMMISSIONERS

OF DAKOTA COUNTY.

\s\Jacqueline Hartnett

(Chairman)

Board Member Huggenberger moved the adoption of said resolution.

Roll Call: 5 yea, 0 nay.

Resolution adopted. signed and billed as adopted.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Chair Hartnett read a letter from Charlene Weber concerning the unpleasant working conditions because the air conditioning was not working and she says that smokers stand outside and the smoke comes down the vent into the Social Services offices.

Pat Somski appeared before the board concerning a Title II grant application with the Nebraska Crime Commission.

She submitted a letter to Mr. Ed Birkel along with a summary.

Background

The Dakota County Interagency Team (DCIT) has been coordinating and orchestrating local collaboration efforts for over nine years. This past year under the auspices of the DCIT Public Safety Committee issues and planning strategies as it relates to public safety have been examined. A result of this committee has been the development of a comprehensive Juvenile Services Plan. This plan has identified the improved coordination and integration of juvenile services programming within the county as a priority. For the past year, county/city government officials, court, probation, state representatives and service providers have been discussing and identifying how juvenile services within the county can be improved.

Since December 1996, Dakota County has served as a lab community under the HHS Partnership Project. Recently, Dakota County has been awarded a grant from the NE Crime Commission under the Title II Juvenile Justice and Delinquency Prevention Act Formula Grant program targeting improved juvenile service coordination. Likewise, Boys and Girls Home of Nebraska, Inc. have been awarded a grant from the Crime Commission under this same program to implement Electronic Monitoring in select sites.

Given this brief background, the specific proposal for Juvenile Services Coordination in Dakota County is further defined.

Goal: Dakota County will have a comprehensive, coordinated, integrated, efficient, effective and accountable juvenile justice system in the county.
Problems/Challenges

*The Dakota County population (including juveniles) is increasing at an alarming rate. Population projection estimates that within the next 10-15 years, the population of Dakota County will double. In addition, the population has become more diverse. By the year 2000, the school population in the South Sioux City School district will be at least 50% minority.

*Juvenile arrests in Dakota County have increased on an average 10.36% per year with a cumulative increase of 84.21% over the past 10 years (1985-1996). This is far above the state average increases of 4.06% per year, 52.77% 10-year cumulative increase.

*Juvenile court petitions in the state rose on an average 7.63% over a 10-year period. During the same period (1985-1994), juvenile court petitions rose 24.21% in Dakota County. Cumulative percents for this period showed an increase of 85.78% for the state and 314.29% for Dakota County.

*Juvenile court boarding costs have increased an average of 95.16% per year from 1989 to 1997 with a cumulative increase of 3894.31% for the county during this same period of time.

*Dakota County opened the first staff secure shelter in the state in June 1992. Since this time, the county's reliance on YRTC placements (state funded) or Wayne Juvenile Detention facility (most restrictive) has drastically decreased. Juveniles jailed in violation of the JJDP Act for the county has been nearly non-existent for the past ten years.

*The Siouxland community (including Dakota County) has been targeted recently by the Office of National Control Policy for media marketing due to the tri-state metropolitan drug problem. In the last three years, there has been a phenomenal increase in the importation, distribution, and manufacturing of methamphetamine. Juvenile drug use has increased as well.

*Systematic issues are present in establishing an adequate system of care and treatment. The juvenile justice, human service, health and education systems offers a variety of challenges: poor or no collaborative needs assessment processes, lack of case management and follow-up, service gaps, redundancies, lack of adequate funding, and fragmentation.

*Current system has difficulty intervening successfully and early enough to prevent chronic delinquency. For many families, by the time a child is at court it is too late for effective intervention strategies.

*The current organization of the probation, parole, human service, education, and private systems present barriers to the development of a coordinated and effective continuum of service delivery. These systems are characterized by rigidly drawn agency turf and budget categories, which contributes to fragmented and wasteful deployment of scarce resources. Most often, intervention after the fact.

*The categorical nature of government funding and the lack of interagency collaboration lead to difficult turf battles for local communities while excluding certain populations and/or families.

*Local juvenile justice-related services, including family preservation, mental health, and substance abuse prevention and treatment, are delivered on a slot-driven basis rather than providing a system of coordinated care. This creates lack of awareness of multiple services for a single family.

*While active involvement of parents in the rehabilitation of their children is often discussed, no clear expectations and engagement strategies are employed.

*Specific systematic issues are present for Dakota County:

*There is a serious understaffing of the state probation office with only sporadic use of probation officers to perform intake and assessment functions as required by statute.

*Current understaffing of the county attorney's office lessens the ability to review and refer cases for diversion.

*Current frustration expressed by the judiciary with the lack of alternatives available in lieu of placement and a systematic and consistent approach for the courts to access.

*Flexibility in the system is needed when one of the critical partners and/or links are weakened (reduction in staff in county attorney and probation office), overload in the system, change in elected leadership, etc.

*Immediacy of sanctions when the current system is overwhelmed.

*Insufficient tax and/or funding base to address local problems - small county/population addressing large metropolitan issues (tri-state area with drugs, crime, etc.)

*Currently, the population and needs of the county do not warrant full-time intake functions.

Results/Outcomes

Dakota County believes that by addressing systemic barriers to effective intervention while developing front-end services, the needs of juveniles, families and the community can be better met. The ultimate goal of this strategy

is to intervene earlier which will reduce at-risk youth becoming serious, violent, and chronic juvenile delinquents. Research shows that juveniles with first and second offenses, with early intervention, can succeed in changing criminal behavior. Effective front-end system programming (prevention) and early intervention works for most juveniles. For juveniles placed in detention, the system tends to treat them as delinquents needing more care. This strategy begins to shift resources to the front end. An integrated service system (service coordination) with a single point of entry (ability for intake) and the necessary infrastructure will go a long way toward reducing or eliminating gaps, redundancies, fragmentation, and other barriers to juvenile services.

Given the size of Dakota County, few resources can be developed on a scale that addresses multiple individual needs without a flexible system. Service coordination encourages immediate and comprehensive need assessment of youth that come in contact with or demonstrate the likelihood to come into contact with the juvenile justice system. Once the youth's needs are adequately and appropriately assessed, whether by the service coordinator and/or an assessment team (probation, social services, human services, health, education, etc. dependent upon the individual child/case), the development of an integrated rehabilitative plan and provision of necessary services can begin. Referrals can then be made or direct service begun immediately. The service coordinator can then track the youth's progress and outcomes across various systems.

Specifically, this service coordination proposal will:

*Provide earlier, more meaningful and effective prevention and early intervention services to high-risk juveniles through four coordinated efforts:

1. Intake capabilities in conjunction with probation
2. Assessment
3. Court/County attorney standing orders for diversion, mediation, etc.
4. Engagement of youth with immediate sanctions.

*Provide "Brief" comprehensive assessments of juvenile needs or interview as a screening tool designed to identify problems/issues including health, perception, alcohol/drugs, depression/suicide, educational weaknesses/needs, and other mental health issues. Information gained become indicators as to what particular needs a juvenile/family may have and becomes the framework for the development of appropriate rehabilitative plans. (concept behind OJJDP Challenge Grant Activity A)

*Improve service coordination among agencies involved in working with juveniles.

*Make efficient use of law enforcement, juvenile justice, and treatment resources.

*Avoid unnecessary detention, offers alternatives to detention.

*Uses electronic monitoring. (Refer to attached description.)

*Uses diversion

*Uses mediation

*Uses existing service programming such as Outreach Worker, Community Specialist, Family Support Worker, etc.

*Decreases placement costs by speeding up the decision-making process in some types of cases.

*Enhance information sharing across systems.

*Improve monitoring of system performance.

*Improve the amount and quality of information upon which juvenile justice decisions are based

*Effect statistics on arrests, detention, diversion and filings.

*Provide 24-hour intake process for juveniles with a central point of service delivery response capable of crisis intervention or "triage" services, which may preclude placement (more restrictive options).

*Eventually incorporate and coordinate other program alternatives (Crime Commission and Parole) such as tracking, report center, day reporting, electronic monitoring, in-home supervision and support, mediation, residential and non-residential evaluations, etc.

Service Coordination:

Some of the key elements and functions of this position include the following:

*Serve to assist in the intake process

*Provide diversion programming

*Provide electronic monitoring capabilities

*Develop individual rehabilitative plans based on the results of the assessment (aided by professionals as necessary). These rehabilitative plans will

*Identify intervention priorities

*Include both short and long-term goals

*Incorporate needs with existing community resources

*Offer the potential for probation officers and other system components to be notified of additional offenses, plan updates, pre-system interventions and strategies.

Program Specifics

What: Service coordination that incorporates the functions of probation intake that offers 24-hour triage assessment and juvenile processing service. This will result in a speedier process, increase in family engagement, and improved system coordination.

Target Begin with an initial target population and expand to a second and larger population while beginning to overlap the two populations:

Population:

1. Pre-adjudicated and adjudicated youth (early intervention)
2. Large pool of at-risk youth (prevention)

How: Refer to system requirements below

Who: (a) Hire Service Coordinator who would facilitate team with the authority of probation and support by the court

(b) Assessment team (Can be LB1184 Team) and composed of LE, HHS, provider organizations, probation

When: Grants begin July 1, 1998.

System requirements:

Must have key stakeholders support for policy development, referrals, and program implementation. Specifically, the proposal requests the following:

Probation: * Support Dakota County's request for probation intake functions to the county

* Dual supervision of Service Coordinator

* Work with Service Coordinator on Electronic Monitoring

* Assist with policy development

* Provide training and support for the Service Coordinator

Court: * Assist with policy development
 * Work with Service Coordinator on court expectations
 * Assist with referrals as appropriate to diversion,
mediation, electronic monitoring, assessment, etc.

County (Commissioners): * Serve as coordinating governmental entity allowing
pass-through dollars as provided by specified grants
 * Assist in supporting the program financially with
saved deep-end dollars reinvested in front-end services
 * Provide diversion dollars as match
 * Continue to be an intricate part of Public Safety
Committee

County Attorney * Assist with policy development
 * Provide support and direction regarding the
Diversion program component. (file or divert)
 * Assist with referrals as appropriate to diversion,
mediation, electronic monitoring, assessment, etc.

Law enforcement * Provide assessment team assistance
 * Provide statutory and support functions

HHS: * Work with Service Coordinator for system
integration and collaboration
 * Provide assessment team assistance

Private provider: * Implementation of program
 * Provide assessment of youth, work with team
 * Dual supervise the Service Coordinator position
along with probation
 * Support and training as identified
 * Work with courts, county attorney and probation in
program implementation, documentation and program outcomes
 * Report regularly to County Commissioners on
program's status
 * Identify, design and implement alternative
programming such as mediation, diversion, electronic monitoring, etc.

Yet to be resolved issues:

1. Policy definition: roles and functions especially for Service Coordinator and Assessment Team
2. Probation support in dual supervision, intake functions
3. Standing orders definition and clarification
4. Development of Workplan and supporting documentation

Electronic Monitoring

The Title II Electronic Monitoring grant supports the use of Electronic Monitoring as an alternative to placement. The proposal uses existing human resources and underutilized state-of-the-art electronic monitoring technology to:

1. Decrease the number of youth initially detained in juvenile detention facilities and other out-of-home placements;

2. Decrease the length of stay of youth placed in detention facilities and other out-of-home placements;

3. Decreases the extremely high costs to the state and counties of detention and alternatives to detention (staff secure) by offering a much more economical alternative; and

4. Increase the number of youth maintained in their own home and/or community to receive community-based services.

The project provides education, staff training, implementation and evaluation components. In the educational component, Judges, probation officers, prosecutors and defense attorneys will all be contacted to explain the electronic monitoring services available, how to access these services, how implementation and evaluation will occur. The educational component will also include presentations to County Boards to explain the significant cost savings this program provides to them. Staff of Boys and Girls Home of Nebraska located in South Sioux City will be trained on the theory, installation, use, reporting and removal of electronic monitoring equipment. Staff, ONLY UPON ORDER FROM THE JUDGE, will promptly contact the juvenile and his/her family to schedule an installation time, install the necessary equipment on the juvenile and in his/her home, and notify the monitoring company of the juvenile's schedule. Staff will also perform daily phone checks of the juvenile's whereabouts such as in school, at work or wherever the Judge allows the juvenile to go. Every failure of the juvenile to comply with the court's order will be reported to the court within 24 hours for review and possible further action. The entire program will be evaluated quantitatively (cost-benefit analysis) and qualitatively (satisfaction survey of Judges, other officials, youth and parents).

Betty O'Neill, County Assessor, presented the following letter to the board.
May 18, 1998

Ted Piepho
C/O Dakota County Courthouse
Dakota City, Nebraska 68731

RE: 49-1499.01

As per 49-1499.01 I am making a full disclosure on the record that I will be hiring my daughter, Valerie Danielson, if she accepts my offer.

I have run ads many times in the Sioux City Sunday Journal. I have posted the job for over a month on the bulletin board in the court house. I have posted "Help Wanted" signs at the Assessor's office. I received resumes from eight. When contacted to set up an interview I received three applicants who were interested. I interviewed those three plus one who was sent over by Mark Dorcey. I hired a gentleman Monday, May 11, 1998 and he resigned after two days,

Enclosed please find copies of the ads I ran. As you can see I advertised for real estate knowledge and real estate experience. The only one with that qualification was Valerie. She has had real estate classes and a real estate certificate.

Enclosed please find a copy of 49-1499.01 that does not state that I need approval, merely states that I must make a full disclosure on the record. This letter should satisfy that requirement.

Yours truly,

Betty O'Neill
Dakota County Assessor

Encs.

Commissioner Bobier moved, seconded by Commissioner Meinen to approve the payroll and accounts payable claims presented by the county clerk for payment as follow:

COUNTY ROAD PAYROLL: Gross salaries- 10,274.78, Employers Retirement- 587.64, Employers Share Care Choices- 821.04, Employers Ameritas Dental- 121.92, Employers Paul Revere Life- 27.24, Employers Soc Sec tax- 605.24, Medicare- 141.54, Principal Mutual Life Insurance Co.-

Arnold Mellick- 935.58, Walter Heinemann- 818.40, Robert Jacobsen- 818.40, Richard McNear- 818.40, Marlan G. Millard- 818.40, Willis Roeber- 818.40, Randall A. Crombie- 814.40, Joel Broekemeier- 810.40, Richard Hoelsing- 808.40, Kimon A. Litras- 810.40, Donald Kunzie- 806.40, Ronald Harder- 715.20, Stewart Anderson- 500.00

ROAD FUND: Employee withholding paid to: Federal- 845.76, State- 222.37, Soc Sec- 605.24, Medicare- 141.54, Retirement- 391.83, Care Choices- 338.70, Ameritas Dental- 66.80, Lonestar- 9.76, Colonial- 140.26, Union Dues- 165.00, Credit Union- 32.00, Deferred Comp.- 223.00.

COUNTY GENERAL FUND: Gross salaries- \$56,263.44, Employers Share Retirement- 2,957.05, Employers Share Care Choices- 4,132.57, Employers Ameritas Dental- 633.99, Paul Revere Life- 145.80, Employers Soc Sec tax- 3,353.14, Medicare- 784.21.

Jackie Hartnett- 481.15, James Huggenberger- 458.08, Jack D. Bobier- 458.08, Marjorie A Meinen - 458.08, William F Engel - 458.08, Nanci Walsh- 836.36, Theodore A. Piepho- 1200.00, Joan Spencer- 836.36, Raemonda Perry- 818.80, Cindy Purucker- 418.58, Bobbi Jo Harsma- 744.22, Robert H. Giese- 1200.00, Charlotte J. Doenhoefer- 688.00, Ruth M. Jensen- 344.00, Ruth P Gillaspie- 836.36, Mardell A. Sorensen- 344.00, Phyllis A Ridge- 688.00, Ann Matthews- 660.00, Mark J. Dorcey- 458.08, Margaret Rahn- 836.36, Shirley Sides- 136.00, Betty O'Neill- 1200.00, Madelyn S. Thorsland- 836.36, June M Racely- 688.00, Richard Larson- 144.00, Cynthia Purucker- 346.53, Arnold Mellick- 206.00, Margaret Kunzie- 5.00, Colene H. Boyle- 1200.00, Veronica Grijalba- 836.36, Judy Lee Lockwood- 600.00, Lula Frick- 240.50, Martin G. Cahill- 1500.00, Scott M Dugan-1,038.46, Mary Gamble- 580.00, Shirley Sides- 371.88, Karilyn Watkins- 313.13, Roxanne Anderson- 124.25, Virginia Davenport-, Jim Lane- 874.00, Patricia A. Stingley- 708.00, Lois Larsen-, James L. Wagner- 1500.00, Linda Carson- 933.60, Randall Walsh- 1,136.43, Eric Reed- 80.00, Rodney Herron- 1,126.40, Gary Powell- 1,059.45, Adrienne Harral- 536.00, Dale Davis- 963.20, Bradley Sherman- 1.062.32, Patrick Barger- 848.00, Michael H Stark- 976.82, Donald D. Mueller, Jr.- 729.81, Cherie Hogan- 763.20, Robert Finney- 1,996.70, Laurie Barclay- 728.00, Edward Matney- 1,200.00, Rita Chase- 640.00, Mark L Andrews- 1,341.15, Linda J. Schovanec- 733.08, Margaret Stingley- 521.50, Kathleen Keeler- 728.00, Paula Harrigfeld- 651.60, Rebecca M Broer- 734.80, William Thompson- 726.46, Matthew Hatterman - 433.51, Anthony D. Bos- 687.80, Alma Gunderson- 611.80, Donna Lane- 173.60, Donald Bryant- 591.50, Jeremy Bermel- 591.50, Phouang T. Nonginthirath- 560.00, Duane H. Upton- 50.00, Margaret Kunzie- 736.00, Janice Brown- 929.28, Gloria Ann Dwyer- 688.00, Patricia Glover- 776.13, Judy Klemme-

840.00, Michelle Hein- 750.00, Dr Curtis Farrell- 115.38, Dr. David Grote-, Warren Johnston- 836.36.
Marico Cleaning- 1,279.08, Principal Mutual Life Insurance Co.-, Ameritas-, Paul Revere Life-.

GENERAL FUND: Employee withholding paid to: Federal- 5,573.89, State- 1,435.99, Soc Sec tax- 3,353.14, Medicare- 784.21, Retirement- 1,971.35, Care Choices- 1,625.04, Ameritas Dental- 223.19, Paul Revere Life- 2.76, Colonial Health- 330.02, Union Dues- 146.68, Credit Union- 1,811.54, Colonial Life- 34.52, Deferred Comp- 1,232.22, Garnishment- 426.00.

D/A ENFORCEMENT FEDERAL GRANT: Gross salaries-, Employers Retirement-, Employers Share Care Choices-, Employers Ameritas Dental-, Paul Revere Life-, Soc Sec tax-, Medicare-.

Employee withholding paid to: Federal-, State-, Soc Sec tax-, Medicare-, Retirement-, Ameritas Dental-, Credit Union-, Union Dues-, Patrick Barger-.

COPS FAST GRANT:Gross salaries- 1,200.62, Employers Retirement- 72.04, Care Choices- 68.42, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employers Soc Sec- 74.44, Employers Medicare- 17.41. Employees withholding paid to: Federal- 150.68, State- 37.24, Soc Sec- 74.44, Medicare- 12.41, Retirement- 48.02, Union Dues- 13.05, Allen D. Burns, Jr.- 1,200.62.

COPS FAST GRANT 97: Gross salaries- 848.00, Employers Retirement- 50.88, Care Choices- 68.42, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employers Soc Sec- 52.58, Employers Medicare- 12.30, Employees withholding paid to: Federal- 101.25, State- 25.47, Soc Sec- 52.58, Medicare- 12.30, Retirement- 33.92, Union Dues- 10.36, Jared Junge- 848.00.

COUNTY WEED CONTROL FUND: Gross salaries- \$1,108.46, Employers Retirement- 37.71, Employers Share Care Choices- 68.42, Ameritas Dental- 10.16, Employers Paul Revere Life- 2.40, Employers Share of Soc Sec- 38.96, Employers Share of Medicare - 9.11, Paul High- 628.46, Martin Beacom- 399.97.

WEED FUND: Employee withholding paid to: Federal- 108.50, State- 25.34, Soc Sec tax- 68.72, Medicare- 16.07, Retirement- 25.14, Deferred Comp.- 10.00.

JURY PAY: Total: 1,169.00, A. Bates- 39.80, K. Card- 37.40, R. Curry- 38.60, K. DeLaughter- 36.80, K. Duffy- 45.80, C. Emmons- 41.00, M. Feller- 35.00, T. Gabel- 44.00, S. Gonshorowski- 35.00, D. Harris- 40.40, M. Holmes- 37.10, R. Jenkins- 37.40, K. Koch- 36.80, R. Macomber- 36.80, A. Matthews- 41.00, M. McCaffrey- 36.80, L. Munhofen- 36.80, S. Nelson- 37.10, J. Norton- 38.00, S. O'Brien- 37.40, J. Pallas- 50.60, Stephen Reicks- 36.80, J. Rogers- 37.40, J. Sheley- 37.40, N. Sivill- 37.10, D. Tompkins- 35.00, L. Waldner- 41.00, B. Winkelman- 37.70, S. Sides- 87.00

LODGING TAX:

Employees General Net Pay: \$37,312.89

Road Net Pay: \$7,092.52

D/A Net Pay:

Cops Fast Net: \$859.78

Cops Fast 97 Net: \$612.12

Weed Control Net: \$854.69

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Chair Hartnett adjourned the meeting at 4:02 p.m.

ATTEST:

County Clerk
* * * *

Board Chairperson
* * *

DAKOTA COUNTY BOARD OF COMMISSIONERS
JUNE 1, 1998 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Hartnett opened the meeting at 1:30 p.m. with the Pledge of Allegiance. Present were: Commissioners Bobier, Hartnett, Huggenberger, Meinen, Engel, and Ted Piepho, secretary.

Commissioner Bobier moved, seconded by Commissioner Huggenberger to approve the minutes of May 18, 1998 as typed in the official record.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Nanci Walsh, Board Assistant, opened the audit bids.

Countryman & Associates submitted a bid of \$16,000. for years 98, 99 and 2000 base 235 hours.

Romans, Wiemer & Associates submitted a bid of \$12,000. for 98, \$11,500 for 99 and 2000.

Chair Hartnett referred the bids to Ms. Walsh to review.

Jim Lane submitted a letter of resignation and it was agreed to advertise and close bids June 13, 1998.

Chair Hartnett opened the Public Hearing for the Liquor License Application of Stephanie J. Sweisberger dba "Lakeside Saloon" at 1:50 p.m.

Ms. Sweisberger said that she presently has a liquor license to sell beer and she was applying to expand into wine and liquor sales.

No one was in the audience to offer testimony in favor of or in opposition to the issuance of the Class M License.

Chair Hartnett closed the hearing at 1:52 pm.

Commissioner Bobier moved, seconded by Commissioner Engel to approve the liquor license application of Stephanie J. Sweisberger dba "Lakeside Saloon" as applied by Stephanie J. Sweisberger dba "Lakeside Saloon" and as advertised in the South Sioux City Star, the legal newspaper of the county and to recommend to the State Liquor Commissioner that said application be approved.

ROLL CALL VOTE: Meinen-Yea, Huggenberger-Yea, Bobier-Yea, Hartnett-Yea and Engel-Yea Unanimous Motion Carried

Discussion was had whether the Crystal Lake Committee had insurance to cover them for the Handicap Fishing Ramp that was being constructed on Crystal Lake.

The County Clerk solicited the boards opinion regarding Ms. O'Neill's Letter to hire her daughter. He said normally all that is published in the board minutes is action by the board. The county clerk said that by publishing the letter it may benefit both the board and the assessor so there is not a question of making full disclosure.

The board felt that it should be published in the minutes.

Warren Johnston appeared before the board on the question whether Crystal Lake had insurance and would be covered if something unfortunate happened as a result of constructing a handicap fishing ramp on Crystal Lake. Mr. Johnston said that he thought that it would be the same as a state park and they would be exempt from liability in the park.

The board directed the question to the county attorney.

Chair Hartnett opened the rezoning Hearing for the rezoning from Agriculture to Recreation for Parcels 220058024, 220058199, 220058466, 220060371, 220060649, 220060916, 2200171955, 7 parcels containing 507.64 acres or less.

Mr. John Kahler representing John Novelli and Lowell Light said that they wanted this rezoned because they wanted to sell lots along the river for housing development.

Mr. Kahler explained that these were north on County Road 37 and the first phase will be two acre lots with development one mile of road to the East. They will be 100 and 150' river front lots to sell for approximately \$40,000. a lot. He said that they would survey before proceeding with development if granted. He said that the minimum maintenance road would have to be upgraded and would like that done before starting.

Mr. Huggenberger informed him that the board has a policy that the land owner is responsible for upgrading the road and the county would keep it up after that. Mr. Kahler said that the river road servicing this development would be up to standard because they may want to ask the county to take over the road at a later time.

The County board did not agree to accept the road and commented that they have not been accepting subdivision roads.

Chair Hartnett closed the hearing at 3:00 pm.

Commissioner Bobier moved, seconded by Commissioner Meinen to approve the zoning change.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Ms. Walsh opened the bids for lawn service. Three bids were received and they were; 1. Kratke's Lawn Service, 2. Executive Law Service and 3. M & A Lawn Service.

Ms. Hartnett referred the bids to the Property Committee.

Ray Meyer from Regional Insurance Manager, Inc., presented a concept of the county partially self insuring their Health Insurance.

Commissioner Meinen departed the meeting at 3:55 p.m. and returned at 3:58 p.m.

Commissioner Huggenberger departed the meeting at 4:08 pm. and returned approximately 10 minutes later.

Commissioner Meinen moved, seconded by Commissioner Bobier to stay with Care Choices (Plan 53) as the provider for Dakota County's Health Insurance for 12 months. She commented that the county should track the claims for the next 12 months and thought it would be worth taking a look at it next year.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Chair Hartnett opened the Public Hearing for comments on the Comprehensive Plan at 4:16 pm.

Chair Hartnett closed the Public Hearing for comments on the Comprehensive Plan at 4:17 pm.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to adopt the Comprehensive Plan.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Bob Finney and Betty O'Neill appeared before the board and discussed the importance for building a case for protest filed with the county clerk on 1998 valuations.

The tape recorder malfunctioned. It would not select the next tape.

Commissioner Meinen moved, seconded by Commissioner Bobier to convene in Closed Session to discuss personnel.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED 4:44 p.m.

Commissioner Meinen moved, seconded by Commissioner Bobier to reconvene in open session.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 4:47 p.m.

Commissioner Engel moved, seconded by Commissioner Bobier to approve the claims as follows:

COUNTY ROAD PAYROLL: Gross salaries- 10,234.78, Employers Retirement- 587.64, Employers Share Care Choices- 821.04, Employers Ameritas Dental- 121.92, Employers Paul Revere Life- 27.24, Employers Soc Sec tax- 602.76, Medicare- 140.96, Principal Mutual Life Insurance Co.-

Arnold Mellick- 935.58, Walter Heinemann- 818.40, Robert Jacobsen- 818.40, Richard McNear- 818.40, Marlan G. Millard- 818.40, Willis Roeber- 818.40, Randall A. Crombie- 814.40, Joel Broekemeier- 810.40, Richard Hoelsing- 808.40, Kimon A. Litras- 810.40, Donald Kunzie- 806.40, Ronald Harder- 715.20, Stewart Anderson- 440.00

ROAD FUND: Employee withholding paid to: Federal- 839.76, State- 220.98, Soc Sec- 602.76, Medicare- 140.96, Retirement- 391.83, Care Choices- 338.70, Ameritas Dental- 66.80, Lonestar- 9.76, Colonial- 140.26, Union Dues- 165.00, Credit Union- 32.00, Deferred Comp.- 223.00.

COUNTY GENERAL FUND: Gross salaries- \$58,324.93, Employers Share Retirement- 3,080.42, Employers Share Care Choices- 4,200.99, Employers Ameritas Dental- 644.15, Paul Revere Life- 148.20, Employers Soc Sec tax- 3,487.96, Medicare- 815.76.

Jackie Hartnett- 481.15, James Huggenberger- 458.08, Jack D. Bobier- 458.08, Marjorie A Meinen - 458.08, William F Engel - 458.08, Nanci Walsh- 836.36, Theodore A. Piepho- 1200.00, Joan Spencer- 836.36, Raemonda Perry- 715.34, Cindy Purucker- 343.40, Bobbi Jo Harsma- 601.20, Robert H. Giese- 1200.00, Charlotte J. Doenhoefer- 688.00, Ruth M. Jensen- 309.60, Ruth P Gillaspie- 836.36, Mardell A. Sorensen- 378.40, Phyllis A Ridge- 688.00, Ann Matthews- 660.00, Mark J. Dorcey- 458.08, Margaret Rahn- 836.36, Shirley Sides- 136.00, Betty O'Neill- 1200.00, Madelyn S. Thorsland- 836.36, June M Racely- 688.00, Cynthia Purucker- 334.00, Arnold Mellick- 206.00, Margaret Kunzie- 5.00, Colene H. Boyle- 1200.00, Veronica Grijalba- 836.36, Judy Lee Lockwood- 600.00, Lula Frick- 260.00, Martin G. Cahill- 1500.00, Scott M Dugan- 1,038.46, Mary Gamble- 522.00, Shirley Sides- 316.63, Karilyn Watkins- 478.13, Roxanne Anderson- 122.50, Virginia Davenport-, Jim Lane- 874.00, Patricia A. Stingley- 708.00, Lois Larsen- 82.40, James L. Wagner- 1500.00, Linda Carson- 933.60, Randall Walsh- 1,725.93, Eric Reed-, Rodney Herron- 1,126.40, Gary Powell- 1,406.21, Allen Burns, Jr.- 1,298.53, Adrienne Herral- 536.00, Dale Davis- 1166.38, Bradley Sherman- 1.084.00, Michael H Stark- 1,288.94, Donald D. Mueller, Jr.- 846.98, Cherie Hogan- 758.40, Robert Finney- 1,996.70, Laurie Barclay- 728.00, Edward Matney- 1,200.00, Rita Chase- 640.00, Mark L Andrews- 1,346.15, Linda J. Schovanec- 800.64, Margaret Stingley- 659.37, Kathleen Keeler- 837.20, Paula Harrigfeld- 832.65, Rebecca M Broer- 755.70, William Thompson- 768.24, Anthony D. Bos- 699.20, Alma Gunderson- 699.20, Donna Lane- 130.20, Donald Bryant- 591.50, Jeremy Bermel- 630.00, Phouang T. Nonginthirath- 583.00, Duane H. Upton- 50.00, Margaret Kunzie- 736.00, Janice Brown- 939.28, Gloria Ann Dwyer- 688.00, Patricia Glover- 896.02, Judy Klemme- 840.00, Michelle Hein- 615.00, Dr Curtis Farrell- 115.38, Dr. David Grote- 200.00, Warren Johnston- 836.36.

Marico Cleaning- 1,279.08, Principal Mutual Life Insurance Co.-
GENERAL FUND: Employee withholding paid to: Federal- 5,967.09, State- 1,561.84,
Soc Sec tax- 3,487.96, Medicare- 815.76, Retirement- 2,053.64, Care Choices-
1,512.14, Ameritas Dental- 223.19, Paul Revere Life- 2.76, Colonial Health-
330.02, Union Dues- 141.03, Credit Union- 1,836.54, Colonial Life- 34.52,
Deferred Comp- 1,270.22, Garnishment- 426.00.
D/A ENFORCEMENT FEDERAL GRANT: Gross salaries- 980.50, Employers Retirement-
58.83, Employers Share Care Choices- 68.42, Employers Ameritas Dental- 10.16,
Paul Revere Life- 2.40, Soc Sec tax- 60.79, Medicare- 14.22.
Employee withholding paid to: Federal- 120.33, State- 32.35, Soc Sec tax- 60.79,
Medicare- 14.22, Retirement- 39.22, Ameritas Dental-, Credit Union-, Union Dues-
10.60, Patrick Barger- 980.50.
COPS FAST GRANT:Gross salaries-, Employers Retirement-, Care Choices-, Ameritas
Dental-, Paul Revere Life-, Employers Soc Sec-, Employers Medicare-. Employees
withholding paid to: Federal- , State-, Soc Sec-, Medicare-, Retirement-, Union
Dues-, Allen D. Burns, Jr..
COPS FAST GRANT 97: Gross salaries- 1,253.45, Employers Retirement- 75.21, Care
Choices- 68.42, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employers Soc
Sec- 77.71, Employers Medicare- 18.18, Employees withholding paid to: Federal-
168.06, State- 49.83, Soc Sec- 77.71, Medicare- 18.18, Retirement- 50.14, Union
Dues- 10.36, Jared Junge- 1,253.45.
COUNTY WEED CONTROL FUND: Gross salaries- \$1,060.46, Employers Retirement-
37.71, Employers Share Care Choices- 68.42, Ameritas Dental- 10.16, Employers
Paul Revere Life- 2.40, Employers Share of Soc Sec- 65.74, Employers Share of
Medicare - 15.37, Paul High- 628.46, Martin Beacom- 432.00.
WEED FUND: Employee withholding paid to: Federal- 101.30, State- 23.67, Soc Sec
tax- 65.74, Medicare- 15.37, Retirement- 25.14, Deferred Comp.- 10.00.
JURY PAY: Total: 1,078.27, O Blair- 41.30, Cynthia Dahl- 36.80, Pamela Davies-
36.80, Cheryl Dorman- 44.00, Susan Froid- 38.00, Myrna Gotch- 37.40, Mary
Graves- 36.80, Betty Hagel- 38.60, Micaela Hansen- 36.80, Scott Hoffman- 38.00,
Keith Jensen- 42.20, Joan Johnson- 36.80, LaDonna Kuhl- 39.20, Jason Lindgren-
39.20, Theodore Mayberry- 37.40, Ralph Norris- 39.80, Burneill Ott- 37.40, Dawn
Pedersen- 35.00, Thomas Persinger- 37.40, Robert Porter- 36.80, Jerry Rager-
41.00, Peter Ronnfeldt- 38.00, Carlos Salas- 35.00, Richard Stephan- 36.20,
Gerald Stolze- 39.20, Paula Tranmer- 39.20, Mary Wolff- 75.00, Shirley Sides-
8.97.

LODGING TAX: \$6,098.49

Employees General Net Pay: \$38,662.22

Road Net Pay: \$7,062.97

D/A Net Pay: \$702.99

Cops Fast Net:

Cops Fast 97 Net: \$879.17

Weed Control Net: \$819.24

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea,
Bobier- Yea, UNANIMOUS MOTION CARRIED.

Ms. Meinen briefly discussed LB 1120 which provides mutual finance assistance to
Volunteer Fire Departments who have a meeting and enter interlocal agreements.

Mr. Engel reported that Golden Rod Hill will be the sole owner of, what is not
the South Sioux Community Center.

The board members reported on the various meetings, in which they sit on the
board or advisory board as result of being appointed as a commissioner.

Chair Hartnett adjourned their meeting at 5:40 p.m

ATTEST:

County Clerk
* * * *

Board Chairperson
* * *

DAKOTA COUNTY BOARD OF COMMISSIONERS
JUNE 15, 1998 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Hartnett opened the meeting at 10:10 a.m. with the Pledge of Allegiance. Present were: Commissioners Bobier, Hartnett, Meinen, Engel, and Ted Piepho, secretary. Commissioner Huggenberger arrived at 10:20 am.

The board reviewed the claims submitted by the county clerk for payment.

Warren Johnston was asked to come before the board to explain his transfer. The board questioned a claim from Coast to Coast, PH plumbing and Tom Lane's claims because there was no invoice attached to the claims.

Chair Hartnett opened the supplemental Budget Hearing for the Cops Fast Grant Fund at 10:55 a.m.

Ms. Walsh explained that it was necessary to lessen the Cash Reserve by \$1000 and increase the Budget of Expenditures by \$1000 so that the program can be closed out.

Chair Hartnett closed the hearing at 10:57 a.m.

Commissioner Huggenberger moved, seconded by Commissioner Engel to approve and adopt an amended budget of the Cops Fast Grant by decreasing Cash reserve by \$1000.00 and increasing the Budget of Expenditures by \$1000.00.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Bob Sheehan and Rich Pope, with the Boys and Girls Home, appeared before the board just to touch base with the county to see if the county is satisfied with their services and to see if there are any problems arising. Mr. Sheehan said that Dakota County's use of their facility is down and they have been servicing other counties because they have to try and fill their beds. He said that this may cause them not to have room for a Dakota County need, but he thought that had only happened once or twice.

The Board briefly discussed the motor grader bids. Mr. Bobier thought that he was leaning with the John Deere because it was \$14000 less. However, he said, Arnie showed him a sale bill and Caterpillar Motor Graders are selling for \$30000 plus more than John Deere on auctions. After learning that information, he thought that the Cat would be the better bid.

Mr. Huggenberger said that right now we have three cats, 3 John Deeres and 1 Champion. Mr. Huggenberger echoed Mr. Bobier's thought that Cat would be the best bid, but also he would like to keep that balance of 3 cats and 3 deeres because they do not know what the resale value of the deeres are going to be. If we have a fleet of deeres and the resale is not good, we could be in an unfortunate situation later.

Commissioner Engel moved, seconded by Commissioner Meinen to approve the minutes of June 1, 1998 as typed.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Chair Hartnett recessed their morning session at 11:47 a.m.

Chair Hartnett reconvened their afternoon session at 1:30 p.m and present were: Commissioners Bobier, Hartnett, Huggenberger, Meinen, Engel, and Ted Piepho, secretary.

Tina Blackburn, with the South Sioux City's Convention and Visitor's Bureau, appeared before the board and presented the Bureau's 1998-99 Budget. The budget's total expenditures were \$111,600.

Commissioner Engel moved, seconded by Commissioner Bobier to approve the South Sioux City's Convention and Visitor's Budget as presented.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Meinen briefly inquired about two members of the board being from the Hotel Motel business. Ms. Blackburn said that was correct. Mr. Dick Pruehs served on the board and that he sold his motel, but that he was just going to finish out his term which ended July 1, 1998.

Commissioner Huggenberger moved, seconded by Commissioner Engel to convene into Board of Equalization to review a Motor Vehicle Exemption Application applied for by the Boys and Girls Home.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED 1:37 pm.

Robert Giese, County Treasurer, appeared before the board with an application for a 1992 Ford Van used by the Boys and Girls Home.

Commissioner Bobier moved, seconded by Commissioner Meinen to approve the Motor Vehicle Exemption Application by the Boys and Girls Home for a 1992 Ford Van.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Bobier to reconvene as Board of Commissioners.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 1:38 pm.

The board reviewed the Official's Reports filed with the County Clerk.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to acknowledge receipt of and approve the Officials Reports of the County Clerk, Register of Deeds and Clerk of the District Court for the months of April and May.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

The board reviewed the bids that the county solicited for Lawn Care.

Jim Lane submitted a bid provided he could use the county's equipment.

Commissioner Bobier explained the bids. In his opinion Executive Lawn Service was the low bid and Mr. Bobier was knowledgeable of the work performed by this company. He felt the other bids were higher.

He thought that Mr. Lanes bid was higher considering using the county's equipment and that the bid was received after the deadline.

Commissioner Bobier moved, seconded by Commissioner Engel to award the bid to Executive Law Service.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

The Interlocal Agreement with Thurston County was tabled until the County Attorney could render an opinion.

Commissioner Bobier moved, seconded by Commissioner Engel to approve the Accounts Payable Claims as follows with exception to Coast to Coast, PH Plumbing and Tom Lane's claim until an invoice or explanation of services can be attached.

GENERAL FUND: Perkins Stationary, chairs, supplies - 278.40; Sioux Business Products, supplies - 213.36; Star Printing & Publishing, notices, minutes - 375.47; Sam's Direct, supplies - 179.36; Commercial Computer Systems, system & prog services - 120.00; Des Moines Stamp, stamps - 75.70; Mobile Binders, rebind book - 225.00; NACRC Membership, dues - 50.00; Perkins, ribbons - 59.70; Star Printing, ad - 23.20; Redfield & Co, paper, forms - 116.98; AJ Phillips, forms - 307.00; Robert Giese, mileage - 70.50; Intergovernmental Data Svcs, data processing - 43.67; Nadine Lewon, prior yrs benefit - 17.00; MIPS, monthly support, tax statements - 610.82; Office Systems, contracts - 602.15; Redfield & Co, supplies, binders - 644.68; Roger Van Klompenburg, typewriter - 200.00; Irene Van Lent, prior yrs benefit - 16.00; Bear Graphics, paper, envelopes - 363.50; Sioux City Blue Print, prints - 30.00; Coast to Coast, tapes - 62.07; Federal Express - 17.50; Great Plains Appraisals, contract, terc prep - 6,650.00; MIPS, support - 17.80; Nebraska Dept of Revenue, caps - 2744.43; Betty O'Neill, mileage - 61.18; Perkins Stationary, supplies - 21.87; Sioux City Journal, ad - 113.62; Walmart, film - 57.32; Donell Watkins, mileage - 18.30; Homer Community Schools, 2 mo contract - 700.00; Hammond & Stephens, supplies - 133.00; Election Systems & Software, seals, ballots, supplies - 5273.36; MIPS, support - 43.68; Nebraska Journal Leader, ad - 37.90; Joan Spencer, reimburse UPS postage - 5.33; Gene Cantrell, mileage - 1.20; Jim Jepsen, mileage - 18.00; Dan Krause, mileage - 24.00; Dick McCabe, mileage - 37.80; Richard McNear, mileage - 25.20; Marlan Millard, mileage - 25.20; Donald Miller, mileage - 25.20; Joe O'Neill, mileage - 13.20; Martin Rohde, mileage - 25.20; Sioux Business, supplies - 23.63; Star Printing, notice - 33.77; Bear Graphics, envelopes - 292.33; Des Moines Stamp, stamp pad - 8.00; Norfolk Printing, dockets - 53.00; Perkins Stationary, supplies - 21.98; Redfield & Co, journals - 268.98; Creighton Law, books - 50.00; DAS Central Stores, supplies - 99.11; Des Moines Stamp, stamps - 103.70; Gateway, computer - 1854.00; Microfilm Bureau, microfilming - 301.65; Nebraska State Bar, directory - 26.00; Virginia Piper, supplies - 37.82; Sioux Business, ribbons - 163.13; Standard Office, toner - 132.00; XPEDX, paper - 94.14; American Judges Assoc, dues - 90.00; Gateway, computer - 2824.00; Nebraska Law Review, book - 32.00; Viking Office Products, supplies, stamp - 142.42; Martin Cahill, reimbursement, mileage - 46.00; Frank Gonzalez, interpreting - 240.00; NACDL, dues - 180.00; Nebraska Notary, notary, stamp - 112.64; Perkins Stationary, supplies, furniture - 785.13; Oscar Sanchez, interpreting - 50.00; Sioux City Journal, subscription - 144.00; University of Nebr, seminar - 125.00; CDC, Dakota County, court costs - 433.00; Coffee King, coffee - 39.92; Beth Ellington, witness fee - 21.80; Fitch & Tott, atty fees - 83.25; Samantha Gamble, witness fee - 21.80; Georgetown Law Center, book - 35.00; Frank Gonzalez, interpreting - 440.00; Randy Hisey, atty fees - 2848.50; Hungry's North, jury lunches - 205.35; Dan Lauer, witness fee - 21.80; Lexis Law Publishing, books - 845.34; Luebe Law Office, atty fees - 277.40; Bryce Magnussen, witness fee - 22.40; Robert Rehan, atty fees - 995.05; Crary, Huff, Raby, Inkster, atty fees - 660.00; Thomas Law Book Co, law book - 43.75; Gary Ward, witness fee - 23.00; West Group, law books - 543.50; Dakota County Sheriff, papers, warrants - 603.51; Wm Binkard, atty fees - 174.00; Kevin Bullis, witness fees - 22.40; Mitch Davis, witness fees - 23.00; Dixon County Court, supplies - 6.30; Dakota County Court, claim fees - 636.25; Fitch & Tott Law, atty fees - 236.50; Frank Gonzalez, interpreting - 375.00; Janeth Gonzalez,

witness fee - 22.40; Maria Del Carmen Gonzalez, witness fee - 22.40; Hungry's North, jury meals - 31.97; Crary Huff, Raby, Inkster, atty fees - 540.00; Tom Lovan, interpreting - 50.00; Luebe Law Office, atty fees - 346.80; Hong Cuc This Nguyen, interpreting - 25.00; Oscar Sanchez, interpreting - 75.00; Crary Huff Raby Inkster, atty fees - 150.00; Thurston County Court, supplies - 16.06; Colene Boyle, mileage - 28.80; General Business, cabinets - 330.00; Veronica Grijalba, mileage - 19.20; NE District Court Clerk, dues - 25.00; Sioux Business, supplies - 402.97; Accu-Temp, air cond repair - 422.50; Bean Electric, electric work/jail - 599.55; Cellular One, phone - 96.30; Chemco Inc, trash bags - 110.59; Dakotaland Auto Glass, paint parking lot - 160.80; City of Dakota City, utilities - 411.63; Wes Demke, unload license plates - 75.00; Ferguson Enterprises, repairs - 541.41; Gill Hauling Inc, garbage recycle - 250.00; James Lane, gas/mileage - 86.10; Maintenance Engr, supplies - 743.48; MidAmerican Energy Co, utilities - 737.18; Nebraska Public Power, utilities - 1781.47; Sioux City Iron, repairs - 45.42; US West Communications, phone - 51.73; XPEDX, supplies - 523.74; Dakota County Extension, filing cabinet, dues, signs, supplies, copier rental, misc - 9861.34; All World Translation Services, interpreting - 15.00; Cellular One, phone - 72.02; Dakota County Clerk, title - 10.00; Cenex Fleetcard, fuel - 1202.54; City of South Sioux City, copies - 50.27; Crystal Oil, fuel - 222.05; Fremont Tire, repair - 24.95; Grandview So Sioux, physical - 276.50; Harold's Photo Center, film - 118.21; Jack's Uniforms, uniform upkeep - 83.25; Jackson Glass, chip repair - 36.00; Jim's Service, service - 71.10; Menards, supplies - 177.93; National Sheriffs Assoc, dues - 50.00; Midwest Office, toner - 255.90; Racom Corp, installation - 1953.65; Robertson Implement, dog food - 215.40; Sign Masters, lettering - 290.00; Tri B Trim Shop, seat covering - 180.00; Walmart, supplies - 65.31; Cellular One, phone - 83.77; Des Moines Stamp, stamp - 25.20; Entenmann-Rovin, badges - 275.10; Gateway 2000, computers/software - 11401.00; General Business, file dividers - 6677.40; Grandview, blood tests - 140.00; Iowa Office Supply, copier maintenance - 78.45; Lancaster County Court, cert transcript - 6.75; Lincoln County Judge, cert copies - 5.75; M M Court Reporting, transcripts - 60.50; Edward Matney, mileage, parking, meals - 62.00; Mosby Matthew Bender, hot docs program - 141.55; Nebraska County Attys Assoc, dues - 1205.00; Nebraska Dept of Motor Vehicle, transcripts - 24.00; P C Software & Supply, software - 39.95; Perkins Stationary, supplies - 190.23; Record Printing & Copy Center, letterhead, sheets - 539.00; Pathology Medical Services, autopsies - 3171.00; Sams Club, supplies - 868.48; Secretary of State, court costs - 20.00; Sioux Business Products, supplies - 67.27; Sioux City Journal, legal notice - 38.95; Staples, supplies - 618.99; United Leasing, copier buy out - 2957.13; Bob Barker Co, freight charges - 20.21; Boys & Girls Home, juvenile fees - 11,600.00; Braunger-Institutional Foods, food - 560.91; Briggs Corporation, med supplies - 225.50; Cellular One, phone - 59.97; Coffee King, jail coffee - 11.50; Curry Floor & Acoustics, showers - 1510.00; Dakota Family Dentistry, inmate care - 37.00; Dakota Food & Fuel, gas - 76.70; Dept of Correctional Services, boarding - 1574.28; Executive Copy Systems, toner - 207.00; Family Practice, inmate care - 330.00; Hy-Vee, food - 1106.72; Metz Baking, bread products - 299.09; Office Systems, maintenance - 367.05; Quest Diagnostics Inc, tests - 166.10; Redlers Pharmacy, inmate meds - 205.50; Roberts Dairy, milk products - 149.00; Sam's Club, misc supplies - 60.56; Siouxland Federal Cr Un, credit card - 171.25; Strategic Monitoring, monitors - 306.00; Dakota Super Value, food - 264.85; Walmart, photos, meds - 27.32; XPEDX, supplies - 163.00; Perkins, supplies, papers - 131.24; Arch Paging, pager service - 8.13; Jan Brown, mileage - 22.20; Executive Copy, contract - 297.00; Pat Glover, mileage - 95.10; Michelle Hein, mileage - 169.20; J M Murray Center, toothbrushes/immunization clinic - 152.00; Judy Klemme, mileage - 159.90; Perkins, key board - 496.00; Staples, supplies - 183.74; Warren Johnston, mileage - 64.20; Office Systems, copier contract - 73.75; Sioux Business, supplies - 37.47; Ace Signs, signs - 418.00; Board of

Education, lease - 348.20; Harry Batchellers, rental - 200.00; J D Seed, grass seed - 62.50; M & W Farm Sales, labor, rental - 128.00; Rite-Way Construction, repair - 3760.00; All Cleaners, cleaning service - 565.00; Amsterdam Printing, applications - 75.44; AT&T, phone - 635.84; Carousel of Flowers, flowers - 28.38; Curry Floor, ceiling - 640.00; Dakota City Postmaster, box rental, meter - 2772.00; Executive Copy, maintenance - 672.64; IBM Corp, maintenance - 80.81; Lessman Electric, lights - 174.90; MIPS, support - 229.00; Roost Lawn Ornaments, pots, benches - 390.00; ServiceMaster, cleaning - 395.00; Sioux Air, spraying - 920.00; US West, phone - 1552.00; US West, phone - 51.73; Walmart, potting soil - 15.76.

ROAD FUND: Aramark, towels - 83.06; AT&T, phone - 12.21; Barclay Trucking, haul rock - 1428.50; Barkley Asphalt, hot mix - 77.00; Big A Auto, parts, filters - 454.04; Bridgestone/Firestone, tire - 73.99; Burlington Northern, land rental - 1200.00; Cellular One, phone - 43.65; Cenex Fleetcard, fuel - 1924.84; Central States Tire Recycling, tire pick up - 49.60; Charlie Zook, parts - 54.37; Circle R, parts - 190.74; City of So Sioux City, utility share - 165.00; Coast to Coast, parts - 9.88; Farmers Coop, diesel - 975.84; First National, lease/bond payment - 23002.67; Fort Calhoun Stone, rock - 3257.33; Graham Tire, tires - 721.04; W W Grainger, fan - 176.25; Higman Sand & Gravel, rock - 9000.06; HME Inc, haul rock - 4140.00; Richard Hoelsing, reimbursement - 11.32; Inland Truck Parts, parts - 83.80; Joe's Department Store, supplies, tools - 124.52; Johnson-Erickson-O'Brien, engineering - 8662.50; Myers Trucking, hauling - 502.25; Linweld Supply, oxy/acy - 26.10; Logan Valley, rent - 3600.00; Midwest Equipment, oil filters - 173.92; Midwest Services, culverts/bands - 3239.83; Midwest Striping, pavement marking - 5716.25; Nebraska Public Power, IBP signal - 67.66; Parsons Equipment, parts - 27.20; Pilger Sand & Gravel, gravel - 6408.50; Region IV Services, flag stakes - 227.50; Xpedx, towels - 59.50; Wm Rohde, haul rock - 514.35; Sioux City Filter, clean filters - 36.65; Sioux City Tarp, tarp - 800.00; Siouxland Hydraulic, parts - 282.69; Siouxland Regional Recycling, plastic recycle - 8.80; Swaney Equipment, parts filter/oil - 59.45; US West, phone - 52.14; Utility Equipment, pipe - 749.00; Warren Oil, diesel - 657.87; Western States, parts - 127.67; Wayne Wheeler, surveying - 500.00; Ziegler, parts - 4.39.

ROAD IMPROVEMENT FUND: Johnson-Erickson-O'Brien, engineering - 2927.50.

RELIEF-MEDICAL FUND: Omaha Cemetery, balance due, plots - 1150.00; Redler's Pharmacy, prescription - 37.20.

INSTITUTIONS FUND: Beatrice State Development, boarding - 2208.00; Hastings Regional Center, boarding - 615.00.

VETERAN'S AID FUND: Veterans Service Officer, emergency relief - 2000.00.

S.T.O.P. FUND: Sams Club, VCR - 399.99.

INHERITANCE TAX FUND: Nebraska Public Power, siren/pole installation - 2812.54; Xpedx, mats - 821.09.

NOXIOUS WEED CONTROL FUND: Farmers Coop, oil, spray supplies - 4552.40; Warren Oil, parts, oil - 76.98.

E-911 EMERGENCY SERVICE FUND: City of So Sioux City, expense share/LEC - 23,553.33.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Mitch Keebler presented the board with the following letter:

County Commissioners
Dakota County
P.O. Box 338
Dakota City, NE 68731
Dear Commissioners,

The USDA - Natural Resources Conservation Service (NRCS) has been working closely with Dakota County staff and the Pappio-Missouri River NRD to survey,

design, provide the design package, and provide construction inspection for the Simmons road structure located in Dakota county-

The estimated value of the services provided by the NRCS would be equivalent to about 25% of the cost of the structure, or well over \$25,000.00.

The NRCS policy on construction inspection is that if NRCS designs a structure, then NRCS will inspect the construction of that structure. Part of the cost of that inspection service is paying any overtime that the federal employees work during the construction of the project. Since the NRCS cannot pay overtime on a non-federal project, the local sponsor must agree to either pay the overtime cost, if it occurs, or limit the contractors working hours to avoid overtime from occurring.

The overtime expense that might be incurred on this project is estimated to be \$7,000 at the upper end. The NRCS will go to whatever means necessary to avoid overtime charges to this project, but must also be present during construction to ensure the integrity of the structure. The agency will use flexible work tours, multiple employees, and any other means to avoid the use of overtime.

The NRCS will put together a Memo of Agreement to cover the use of overtime, and submit this to you for approval if the Commissioners approve the reimbursement of NRCS for any overtime that may be worked during the construction of this structure.

Again, the use of overtime will be minimized in every way. We will report to the County the use of overtime as it occurs.

Please write me a memo on what action your Board takes on this subject so that we can plan our staff time and request the Memo of Understanding from the State level.

Sincerely,

Paul J Sweeney

District Conservationist

NRCS

Omaha Service Center

cc: Gus Hughbanks, ASTC(F0), NRCS, Lincoln

Mitch Keebler, CET, NRCS, Omaha

Steve Oltmans, GM, P-MR NRD, Omaha

Vern Dean, SCT, NRCS, S. S. City

Commissioner Huggenberger moved, seconded by Commissioner Engel to approve up to \$7000 maximum for overtime spent on the Simmons project as described in the preceding letter from Paul Sweeney.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger, acting as spokesperson for the Road Committee, recommended that the county purchase a Caterpillar Motor Grader from Ziegler's based on the resale difference between Cat and the other graders and to keep a balance of units between Caterpillar and John Deere.

Commissioner Huggenberger moved, seconded by Commissioner Bobier to accept Ziegler's bid on a new Caterpillar Motor Grader and to lease the Caterpillar through NACO's Leasing Program.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Paul High, County Weed Superintendent, appeared before the board and discussed his management of the Weed Department.

Michele Borg, with the Nebraska Juvenile Crime Commission, appeared before the board to explain LB1073 which allows rural counties to house juveniles

differently than in the past. However Dakota County is exempt from that law and we have to continue to handle juveniles as in the past. That is according to the 6 hour rule. She also inspected the jail to see if there was any way that we could house juveniles in our jail and her basic answer was no.

County Clerk, Ted Piepho, was called out of the meeting by SOS, who was trying to root out the courthouse sewer line. Board Assistant, Nancy Walsh, assumed the duties of Secretary.

Frank Morse, Extension Agent, appeared before the board and presented a Interlocal Agreement for Extension Service between Dakota County and the State Extension Department and Thurston County.

Robert Finney, Deputy County Attorney, appeared before the board and discussed protests hearing for Board of Equalization.

The board briefly reviewed the applications for Building and Grounds position.

Chair Hartnett recessed their meeting at 4:40 p.m until 7:30 p.m. at which time they were to meet with representatives from the Rural Fire District boards and Village boards to discuss LB1120.

Chair Hartnett reconvened their meeting at the new North End South Sioux Fire Hall at 7:30 p.m.

Present were: Commissioners Bobier, Hartnett, Meinen, Engel, and Ted Piepho, secretary.

ABSENT: Commissioner Huggenberger.

Chair Hartnett, Nanci Walsh and Brenda Westphalen explained that LB1120 allows the Fire Districts to get as much as \$10 per capita within their Fire District back from the State if all the entities (including cities and villages within the county) entered into an agreement to have a common levy for the Fire Districts.

Chair Hartnett adjourned the meeting at 8:25 p.m.

ATTEST:

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

Dakota County Board of Equalization
June 22, 1998 Proceedings
Dakota County Courthouse
Dakota City, NE

The County Board of Equalization met at 1:30 pm. Chair Hartnett opened the meeting with the Pledge of Allegiance.
PRESENT WERE: Commissioners Hartnett, Meinen, Bobier, Huggenberger, Engel, Ted Piepho, County Clerk and Betty O'Neill, Assessor.

Ken Baker appeared before the board and was sworn in by County Clerk, Ted Piepho at 1:31 pm.

Mr. Baker: I want to protest the increase in evaluation on some of the property out in our part of the county. I live between Homer and Hubbard on the Bluff Road. I have one piece of ground with the legal description is 27-28-8 36.7 acres of ground. I am protesting them all but this is the one that sticks out because it increased by 40% in one year and it is valued at more than what I paid for it two years ago and I realize that you are following guidelines from state.

Hartnett: Betty do you have an explanation for Ken?

Betty: The required conversion raised 31 acres from 2D1 up to 1D.

Bobier: Who did that Betty? The State you say.

Betty: We had to do it to be at 80% of market. Right now we are only at 74% of market.

Mr. Baker: How is market determined?

Betty: We have 37 sales and that is what the state uses.

Mr. Baker: Do you take the type of soil into consideration? You do right?

Betty: Right.

Mr. Baker: (passed pictures around) This is what the ground looked like in '95, the year after that it looked the same because this year we had hail and 5 inches of rain, the year after that we had the levy break but 2 out of the last 4 years it has looked like this and it is tough to make ends meat. I don't know how you can change classification on land from one year to the next, the soil itself has not changed.

Bobier: What do we have this valued at per acre?

Betty: We have it valued at 48,545.

Mr. Baker: 13.22 an acre, I paid 12 for it and you are saying that it only at 75% of the value.

Betty: We are at 74.

Hartnett: Betty what do you have for the classification, how is the breakdown on that 38 acres as to soil type.

Betty: I have 3.7 acres of 1D1, for 5,920, 31 acres of 1D for 42,625, 1 acre of roads, which has no value so we are at 48,545.

Hartnett: Ken are you aware of what the classifications mean the 1D1?

Mr. Baker: Yes. And Betty is saying that it changed, Right?

Betty: Right, it was the conversion that we were required to do and that brings the 31 acres from 2D1 up to 1D and that is were the increase came from.

Hartnett: How much was reclassified?

Betty: Last year is was 34,758, the 1D1 was at 4,533 and the 2D1 was at 30,225 and we had to put the 2D1 up to 1D1.

Hartnett: How many acres were changed in the classification? Almost all but two.

Betty: Yes.

Meinen: Mr. Baker did you have a chance to go over each one of these properties with the Assessor to make sure that the soil classification is accurate?

Mr. Baker: Yes. I just don't understand how they can soil types to one to another.

Bobier: Did everybody in the county take a hit?

Betty: All counties had a conversion change.

Mr. Baker: I have other properties that only took a 17% increase, it was not 40% across the board.

Huggenberger: Is this irrigated or dry land?

Mr. Baker: Dry land.

Huggenberger: That 100% value of that is 1,653, does that seem close to market value to you?

Mr. Baker: Like I said 2 years ago it went for 1,200. I just wanted to know if you could take this into consideration. I could live with the 15% but it is the 40% that stands out.

Hartnett: Thanks Kenny for coming in today. We will take this into consideration.

Chris Voss appeared before the board and was sworn in by County Clerk, Ted Piepho, at 1:42 p.m.

Mr. Voss: The value prior to homestead would be 81,312 and the exempt value is 40,000 which the taxable value is 41,312. It raised from 61,000 to 81,000.

Betty: I have been out and looked at the house and I do have a recommendation for the board.

Mr. Baker: My basement is not finished and it was built in 1966.

Huggenberger: How many sq. ft. is it?

Mr. Baker: 1200 and some. I think it should go back to were it was.

Hartnett: Betty does have a recommendation for it Chris and thank you for coming in.

Esther Wilson appeared before the board and was sworn in by County Clerk, Ted Piepho at 1:46 p.m.

Ms. Wilson: I have a property at 711 5th Ave that the taxes have doubled in 3 or 4 years or less. There is no basement and I have another house that you have valued at \$4,000 and the land at 14,500 and it is impossible to get to the house on this property without the portion that is valued at 7,500. The Evans addition is necessary in order to get into the house. That house was built in 1921 but it is in better condition and has more to offer and I get \$385 a month for rent for that property and house and I get \$350 a month for the one at 711. I think you have appraised the one at 711 by at least 10,000 too much and I know you have undervalued the property at 1921 5th Ave and you need to take a look at it.

Betty: The change was do to the land value.

Hartnett: Are there any more questions for Esther?

Ms. Wilson: I just want to summarize what I said, I would like to have the taxes reduced at 711 and you may increase it at 1921.

Hartnett: Thank you for your testimony.

Charles and Laura Kruse appeared before the board and was sworn in by County Clerk, Ted Piepho at 1:52 p.m.

Mr. Kruse: We live at 501 E. 31st Street and can you tell me when that was last assessed?

Huggenberger: 1992 value was 50,210, 1995 was 61,000, 1998 is 80,000.

Mr. Kruse: It went up \$20,000. This had a lean to on the full length of the house and part of that lean to was the garage so we made that garage that was there into a storage shed and moved the garage forward and all I did is put in one wall and moved the garage door forward now is that \$20,000 or what.

Ms. Kruse: I originally was all carport, there was no garage. It costs us only \$300 to put up the walls and we asked the guy that gave us our building permit if our taxes would go up because of this and he said no not unless you put in over \$500 worth. And it raised the value of our house \$20,000.

Hartnett: Betty do you have anything on this.

Betty: It was not just the improvements that caused the increase, it was looking at other comparables houses.

Bobier: It was sales in that same neighborhood Betty?

Betty: Yes.

Bobier: Is there a basement?

Ms. Kruse: Yes. The house is 36, 37 years old.

Hartnett: Are there any other questions for Mr. and Mrs. Kruse? If not we thank you for your testimony.

Dolores Black appeared before the board and was sworn in by County Clerk, Ted Piepho at 1:58 p.m.

Ms. Black: I live at 620 W. 17th Street. The land value went from 5,000 to 15,000 and the house is 150 years old does not meet code.

Hartnett: Betty what do we have on that?

Betty: It is compared to other like properties.

Engel: I went and looked at it and the only value I could see is the property. The house is shot.

Bobier: How big of piece of property is it?

Ms. Black: 1/2 acre.

Betty: The building was not increased Jack it was the land.

Hartnett: So the land went up \$10,800.

Ms. Black: Not a very desirable place.

Hartnett: Ok Dolores we can go to your next protest #30. This is the place were you are living, do you want to tell us about that one please.

Ms. Black: I have not done anything to it and it increased 2,000.

Hartnett: I see that is on the land too, is that right Betty?

Betty: Improvements stayed the same and the increase was just on the land.

Bobier: Does that sit on a couple of lots?

Ms. Black: It sits on the end, there is a vacant lot that sits beside it on a 1/2 acre.

Betty: It is 200 x 128.

Hartnett: Does anyone have any questions for Dolores on this piece? Thank you for coming down and we will take this into consideration and will let you know what we decide.

Nancy Giese appeared before the board and was sworn in by County Clerk, Ted Piepho at 2:02 p.m.

Ms. Giese: I am here on my property Lot 83 South Ridge Estates 3rd Filing. It has gone up three times in 2 years, 1996 up to 143,000, 1997 to 154,000, 1998 to 168,708 and I am at 109% valuation explain it to me. The Nebraska constitution and the Nebraska law says that we can tax from 92 to 100% market value I am at 109% and it based on sales the last sale was 155,000 I am not going to ask to bring to lower than the 154 but I want it taken back to the 154,959. What we are doing is taxing our people right out of South Sioux. Douglas County's average level of assessment is around 85%.

Bobier: That is not legal.

Ms. Giese: That's the average level of assessment and the highest is around 92, 93.

Meinen: Is that what you paid for the home is 154,900?

Ms. Giese: No I paid 155 and I am being taxed at 100%.

Hartnett: Betty do you have a explanation on the rise?

Betty: There is a property that just sold for 159 that I am passing around now and I am sure Darrell had some other comparables.

Ms. Giese: A month ago a neighbor down the street that house has been sitting for 2 years for 169 and it sold for low 40's, explain that? Hartnett: Any more questions for Nancy?

Ms. Giese: This is my opinion and I pay taxes so I can express my opinion. That is all I have to say. Thank you.

GWD, LTD did not appear before the board.

Board discussed at 2:10 p.m.

Hartnett: What do you have on this for us Betty? We do not have a legal on this Betty, where is this located?

Betty: 9th & E Street

Meinen: What is the lot size on that?

Betty: 256 x 128 and that is where the value came from the increase is on the land. Improvements stayed the same.

Piepho: Dennis Block asked to be rescheduled.

Hartnett: You want to skip him?

Piepho: That is up to the board.

Huggenberger: We need to review it because we could get a lot of protest in.

Hartnett: Jim made the point that we probably should hear Dennis Blocks, he asked for another time and has known that today was his date so we will hear it.

Dennis Block did not appear before the board.

Board discussed at 2:15 p.m.

Hartnett: #19 Lot 7 Island Homes Addition Second Filing. It looks like the land on this went up 3,000 and building about 3,000 so is there anything we should know pertinent to that Betty?

Betty: It is 100% complete now. It was at a partial value.

Hartnett: Let's go to Dennis's next property #20.

Betty: This is just vacant land and it was the land that got raised.

Eugene Sherman appeared before the board and was sworn in by County Clerk, Ted Piepho at 2:21 p.m.

Mr. Sherman: All the properties are butting.

Hartnett: We could take them all together.

Mr. Sherman: There are 4 pieces and when you add them up they are 2 1/2 blocks. All the streets and alleys are vacated and there is only one paved street abutting any of these 2 1/2 blocks. It is being farmed. The 2 1/2 blocks has been appraised in the past for \$58,944 for 2 1/2 blocks total. I have been trying to sell these for the last 2 1/2 years at 60,000 and they are now appraised at 58,944. The new appraisal takes them up to 147,360 which is almost 3 times as much. For comparables I have some that you need to look in the same general area.

Huggenberger: When you are offering these for sale are they offered for sale as all one unit or as 4 separate units.

Mr. Sherman: All as one package, 60,000 and have not been able to sell it.

Betty: Are they listed with a realtor?

Mr. Sherman: No they are not. I am advertising in the newspaper.

Meinen: Where on G are they?

Mr. Sherman: Between 7th and 8th. Adjacent to the trailer court.

Betty: What did you say you were offering all of those for?

Mr. Sherman: 60,000. I would like to give you some comparables 220173257, 220178836, 220200335, the latter is a good size piece of land \$3,000 appraised the same as a 1/2 block. The first one I gave you is about \$1,000 for two lots, the full two lots are appraised about \$2,000 but are going to \$4,000.

Bobier: Same location?

Mr. Sherman: Same general location, a little bit to the north. They work as comparable even with the new evaluation on them let alone with the old evaluation. That is all I have, any questions?

Hartnett: Thank you Mr. Sherman.

Rose Nelson did not appear before the board.

Board discussed at 2:30 p.m.

Betty: In '96 the Nelson's came in and we added more waste we have 12 acres of 1D1, 1 acre of 3D1, 24 acres of waste, 3 acres of roads.

Hartnett: Out of 40 acres you are saying Betty 24 is waste and the rest is farmable?

Betty: 13 farmable, 24 for waste and 3 for roads.
Hartnett: On this 12 acres of farmable if \$1,669 acre is that correct. That's sounds pretty high. What are we at on percentage down there Betty?
Betty: 80% of residential and we are at 74.
Huggenberger: Does that 22,000 reestablish the value of 3 years ago because we just took some off of that last year.
Betty: In '96 we recounted it and this is what it came down to.
Meinen: Total value.
Betty: 22,435
Bobier: Was that last years value or the new value.
Betty: The new value.
Bobier: What was the old value the 14?
Betty: '97 was 16,125
Bobier: What raised it, the waste land?
Betty: The 1D1.
Bobier: Which is the 13 farmable acres.
Betty: Yes. 12 acres of 1D1, 1 acre of 3D1, 12 acres were valued at 1,600 and 1 acre of 3D1 were at 835.
Hartnett: That is were Kenny Baker's is at.

C & R Rush Trust did not appear before the board.
Board discussed at 2:35 p.m.
Betty: Charles and Madelyn went over the maps and she recommended to bring the land value to 24,252 from 24,432.
Bobier: Is he still protesting?
Betty: No, we told him to file so we could act on it.

Thomas and Ellen Brewer did not appear before the board.
Board discussed at 2:40 p.m.
Betty: The land went up \$5,000 and the garage is now 100% complete. That would be the reason for the increase.

Karen Hanna appeared before the board and was sworn in by County Clerk, Ted Piepho at 2:49 p.m.
Ms. Hanna: My land is adjacent to were Albenesius is running the sand and gravel operation and the whole back end is swamp ground, it has been for 3 or 4 years.
Huggenberger: How much ground is back there?
Ms. Hanna: It is about 600 feet and 100 feet wide, about 600 feet deep that is under water.
Hartnett: Betty how is that ground classified?
Betty: That is not ag land.
Hartnett: So on protest 039 the land went up \$1,000.
Ms. Hanna: Yes, and then I have the next protest 040. That is the same it is 100 feet wide, each lot is 50 feet.
Betty: It went from \$40 to \$90 a unit.
Hartnett: Does anyone have any questions? Thank you Karen.

John Mari appeared before the board and was sworn in by County Clerk, Ted Piepho at 2:54 p.m.
Mr. Mari: I live at 222 Mechanic Street and they increased it from 71 to 85,000 and next door to me at 218 Mechanic Street they are the same exact houses and the one next door is a year newer and is only 43,000. I have a two car garage and a rear entry is the only difference in the houses. Mine is 1,088 and there's is 1,028 in footage.
Meinen: Does the other one have a garage?

Mr. Mari: No it does not but has 2 sheds on it. Why is there so much difference between me and my neighbor?

Meinen: Does the other home have as much finished.

Mr. Mari: The basement is finished. I don't know. The last time they looked at this was in '95 and the last time on the neighbor was in '89.

Hartnett: Thank you for coming in.

John Sanders Sr. did not appear before the board.

Board discussed at 3:00 p.m.

Engel: I talked to him personally and I have the same thing in my place a shed and he has been told that if the shed is not on cement it should not be taxed because it is not permanent.

Hartnett: Betty you will check on this one?

Betty: Yes.

Marvin Camerer Sr. appeared before the board and was sworn in by County Clerk, Ted Piepho at 3:02 p.m.

Mr. Camerer: I don't feel that I am being properly evaluated.

Huggenberger: You are going to list it in the 70's.

Mr. Camerer: Yes. My neighbor has his listed for a year for 79.500 and has not had a offer on it and mine at 90 and his is bigger, newer and nicer.

Hartnett: What is it per sq. ft.?

Huggenberger: 67.17

Betty: I will have Darrell look at these market analysis.

Hartnett: Does anyone have any questions for Mr. Camerer, if not we will take this into consideration.

(analysis book attached to protest)

LaVerne and Barbara Holmberg appeared before the board and was sworn in by County Clerk, Ted Piepho at 3:08 p.m.

Mr. Holmberg: The land has gone up \$1,200 from 1996 when we purchased it. My wife did some checking on a home at 201 S. 19th and there taxes are about the same and they have a two car garage.

Hartnett: What do we have that at per sq. ft. Betty?

Betty: 51.58.

Bobier: Betty it looks like all the lots throughout Dakota County went up.

Ms. Holmberg: The people that just bought the lot right next to us, it is just a hair bit smaller and they only paid 6,000 for it.

Bobier: What size are the lots?

Mr. Holmberg: Ours is 80 x 150 and there's is 70 x 150.

Hartnett: Thank you for your testimony.

Jay L. Bowman appeared before the board and was sworn in by County Clerk, Ted Piepho at 3:14 p.m.

Mr. Bowman: My house went up again this year, three years ago they tried the same thing to 71,000 and got it down to 59,000 because of the area I lived in. I live on a dead end street. I checked on some properties a block either way. There is two story houses with 3 bedrooms in them are less than mine for taxes.

Betty: We cannot value two story houses the same as others.

Mr. Bowman: 200 block 220036284 one story, detached garage, 2 bedroom at 37,000, 220063650 one story, detached garage at 36,000, and 220036284 and valued at 33,794.

Meinen: You think those are comparable to you property?

Mr. Bowman: Considering were they are at.

Hartnett: Thank you for coming in Mr. Bowman and we will take this into consideration.

(letter attached to protest)

Charles Varvais did not appear before the board.

Board discussed at 3:22 p.m.

Betty: The increase was do to the land. In '95 the improvements was 18,256, land 4,928 for a total of 23,184 and in '98 improvements stayed the same and the land was increased to 7,480 for a total of 25,736 which is a 2,552 increase on the land.

Huggenberger: What is the size of the lot?

Betty: It went from \$56 a front foot to 85.

Hartnett: What is the sq. ft.?

Meinen: 1,008 and basement 352.

Donald Beach to be rescheduled.

Jose and Maria Guzman did not appear before the board.

Board discussed at 3:26 p.m.

Hartnett: 848 sq. ft., what would that be per sq. ft.?

Huggenberger: 4257.

Engel: That house is sure worth that.

Ernest and Lylas Albertsen did not appear before the board.

Board discussed at 3:29 p.m.

Betty: I have a recommendation, we recommend putting back to the old value of 19,471, poor access and location.

John H. Mallett did not appear before the board.

Board discussed at 3:31 p.m.

Betty: I have a recommendation. Shed has been listed on wrong property for years and was removed several years ago. Lot is land locked, no access by owner and map has been checked.

Richard Peltz did not appear before the board.

Board discussed at 3:33 p.m.

Hartnett: It looks like the buildings stayed the same and it was a raise in the land, right Betty?

Betty: We had an error in the lot size, corrected value should be land 6,600, improvements 60,421 for total of 67,021.

Geraldine Masters did not appear before the board.

Board discussed at 3:34 p.m.

Hartnett: Anything different on this Betty?

Betty: No.

Hartnett: Any questions on this? It looks like it will be no change.

Huggenberger: How many sq. ft. is it?

Bobier: 1,040, unfinished.

Leslie Pressey did not appear before the board.

Board discussed at 3:35 p.m.

Betty: 38 acres 1D1 at 1600 an acre makes it 6,800, 1 acre of 2D1 at 10,050, 9 acres 4D1 at 435, 2 off for roads for total of 65,765. This is in Greenbelt and if he was not it would be higher at 120,000.

Hartnett: That is too pricey for that land.

(letter attached to protest)

David Barclay for Sharon Barclay did not appear before the board.

Board discussed at 3:39 p.m.

Hartnett: Anything different on this that we should know Betty?

Betty: No.

Break 3:41 p.m.

Reconvened at 3:49 p.m. all present.

Benjamin Sheley did not appear before the board.

Board discussed at 3:49 p.m.

Hartnett: 864 sq. ft.

Betty: I just seen one today close alot smaller than that at 700 and some sq. ft. for 61,000.

Hartnett: That is 58.80 per sq. ft.

Naomi Colson did not appear before the board.

Board discussed at 3:51 p.m.

Hartnett: We will go ahead and take all of Naomi's protests at one time 48,49,47,46. It looks like they are all land values.

Huggenberger: All farm land or in town?

Betty; Farm. 16 acres of heavy trees, 24 acres of waste, 4 acres 4G1T2 for 135 total 540, 12 acres of 4GT2 at 120 acres, 24 acres of waste at \$100 total 43,080.

Bobier: Are these 40 acre tracks?

Huggenberger: Yes.

Bobier: Valued at \$4,000 at \$100 an acre.

Huggenberger: It's all waste.

Betty: 47 is 20 acres of heavy trees and 20 waste, 46 is 18 acres of heavy trees and 22 waste, cannot go any lower than that.

Huggenberger: Is that do to the fact that waste value went up? What did it go up to?

Betty: \$100 an acre from 25.

(letter attached to protest)

Mrs. John (Burst V.) Matz did not appear before the board.

Board discussed at 4:01 p.m.

Betty: Land value went up.

Huggenberger: What is the value at now?

Betty: 8,401. Land went from 2,464 to 3,740, improvements stayed the same at 4,661 for a total of 8,401.

Hartnett: We have that the fire totaled the house, is that true?

Betty: I can have Darrell take a look.

Barbara O'Dell, Trustee did not appear before the board.

Board discussed at 4:03 p.m. (protests 53,54,55,56,57,58 all together)

Hartnett: Lets take protest 53.

Huggenberger: 1647 sq. ft. and built in 1975.

Betty; The values are wrong on the protest.

Meinen: Can we have the right numbers?

Piepho: Land 2,400, buildings 105,255, total 107,765.

Hartnett: 6390 per sq. ft. and it is 23 years old. Lets go to #54. What numbers do you have on that Betty?

Betty: The land went up from 13,500 to 33,750, improvements stayed the same at 204,000 for total 237,750. It went from 30 cents a front foot to 75 cents.

Hartnett: Lets move on to protest #55.

Betty: The land is what went up from 25,500 to 63,750.

Bobier: That is the old sanitary landfill area that was covered up. There is raidar and gas and everything else in those old landfills isn't there? Would you ask Darrell about that?

Hartnett: On #56 the land went from 2,600 to 3,500 is that correct?

Betty: No, from 7,800 to 8,700.

Meinen: On #55 if you divide it out it is 3750 per lot.

Hartnett: #57 there is a building on this. The land stayed the same at \$565, buildings went up to 21,604 for total of 22,169, is that correct?

Betty: I have land at 2,400, improvements 40,864, total 43,264.

Hartnett: Protest #58, land only.

Betty: Land 7,500 from 4,200.

Phoxay Khamphongphane did not appear before the board.

Board discussed at 4:19 p.m.

Hartnett: What do you have for figures on this Betty?

Betty: 12,394.

Bobier: That is not worth 12,000.

Marvin and Mae Reuter did not appear before the board.

Board discussed at 4:23 p.m.

Hartnett: Anything you want to tell us on Reuter?

Betty: No.

Ty Van Chau did not appear before the board.

4:24 p.m.

Meinen: In a area like South Ridge that sells probably as good as any area in town. When there are number of sales are those percentages applied to the whole subdivision or is each house looked at individually?

Betty: I think he probably in his printout brought them all down and seen if the square footage is comparable and looks at a number of things. He does that with every subdivision. Nancy talked about Douglas County and I think all the Assessors in the state have asked why Douglas County has not been treated the same. I wrote a letter to the Governor and asked why and I never got a response.

Meinen: Did we not get a comment on the last one?

Hartnett: No, it is no change it looks like.

Elinore Bobier did not appear before the board.

Board discussed at 4:30 p.m.

Hartnett: #64

Betty: This is 720 sq. ft. for 31,240. The land went up 1,000. Building 27,840 for total 31,240.

Hartnett: #65, land went up \$1,000.

Betty: Went from 2,400 to 3,400.

Violet and Orville Knapp did not appear before the board.

Board discussed at 4:35 p.m.

Betty: Total value 9,514.

Bobier: I think that price is too high on the mobile home. I don't know where he is getting the figures on a 1974 mobile home.

Betty: He gets them right out of the book.

Chair Hartnett recessed their meeting of June 22, 1998 at 4:44 p.m.

Chair Hartnett opened the meeting at 1:30 p.m. with the Pledge of Allegiance. Present were: Commissioners Bobier, Hartnett, Huggenberger, Meinen, Engel, and Ted Piepho, secretary.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to adopt Resolution 98-14 as follows:

IN THE COUNTY OF DAKOTA
IN THE STATE OF NEBRASKA
RESOLUTION No, 98-14

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 of (1) 1998 Caterpillar 140H Motor Grader, by the County of Dakota through a Lease-Purchase Agreement with NACO Leasing Corporation. The Lease-purchase Agreement shall include the following terms, with such changes as are deemed reasonable or necessary by the Chairman of the Board of Commissioners.

1. Principal Amount: \$89,285.00
2. Interest Rate: 4.35%
3. Payment Amount: \$12,280.38
4. Term: June 30, 1998, through June 30, 2002
5. Payment Frequency; Semiannually

Settlement and closing of the Lease-Purchase Agreement shall be on or about June 30, 1998. NACO Leasing Corporation shall send payment to the equipment vendor or owner for acquisition of the property 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 29th day of 1998.

COUNTY OF DAKOTA, NEBRASKA

\s\James Huggenberger
Commissioner
\s\Bill Engel
Commissioner

\s\Jacqueline Hartnett
Chairman, Board of Commissioners
\s\Jack Bobier
Commissioner
\s\Marjorie Meinen
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 (all members present) who was absent from the meeting.

\s\Theodore A. Piepho
County Clerk

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

The board reviewed the agreement with the Thurston County Ag. Society.

Commissioner Meinen moved, seconded by Commissioner Engel to enter into the following agreement with Thurston County Ag. Society and to authorize the chair to sign same.

JOINT MEMORANDUM AGREEMENT

THIS AGREEMENT, made and entered into this 29th day of June, 1998, by and between the Dakota county Agricultural society (DCAS) and the Thurston County Agricultural Society (TCAS).

WITNESSETH:

WHEREAS, pursuant to Nebraska Revised statutes 13-804 et. seq. (Interlocal Cooperation Act), the DCAS and the TCAS desire to enter into an agreement to put on a joint Dakota/Thurston county Fair to be held at the Atokad premises in Dakota County, Nebraska.

WHEREAS, it is the intent of both the DCAS and the TCAS to combine their affairs for the mutual best interests of both entities;

AND, WHEREAS, it is the purpose of each Fair board to keep its own county identity;

NOW THEREFORE, it is agreed by and between both parties hereto:

(1) That the Board of Directors of each county shall join together to form the Board or Directors of the Greater Siouland Fair. The executive board shall consist of the President, Vice President, Secretary and Treasurer of each county organization, with a total of eight (8) members, four (4) from Dakota County and four (4) from Thurston County. The fourth member from Dakota and Thurston counties shall be selected by each county's Board of Directors.

(2) The officers of the joint board and the executive committee shall be:

President - elected from the executive committee

Vice President - elected from the executive committee.

The Vice president shall not be from the same county as the President.

Secretary-Treasurer - Sec-Treas. from DCAS Board

(3) In order that the joint executive board be allowed to operate within a corporate structure, whenever any contracts or formal agreements need to be signed, it shall function within the structure of DCAS, which is incorporated under the laws of the State of Nebraska and duly registered with the Secretary of State. The executive board shall keep separate minutes from the separate county organizations, and their finances shall continue to be channeled through their respective county treasurers.

(4) It shall be the policy of the joint Fair Board to hire or appoint such labor as necessary to properly operate a fair.

(5) It shall be the policy of the joint fair board to have as many different individual judges each year as possible; the purpose being to get away from the same judges each year.

(6) It is the intent that a common premium book shall be used, and the Board of Directors of the Greater Siouland Fair work out the format of such book.

(7) The premium for the junior exhibitors (4-H and FFA) shall be paid by the county society in which the exhibitor club resides.

(8) The open class premiums and expenses shall be paid from the DCAS Treasury. Thurston county shall contribute to the DCAS Treasury such monies that are fair, trying to maintain percentages of equal taxation Levy based on valuations of each county. These monies shall be for expenses in addition to the junior premiums from their respective county.

(9) The meeting will be conducted using Roberts Rules of Order

(10) Full and adequate insurance shall be carried from the protection of both societies and the cost shall be borne by DCAS and TCAS (from mutual funds).

(11) The duration of this agreement shall be for a period of five (5) years from the date of the execution of said agreement. However, this agreement can be

terminated by written notice, by either party, by delivering said notice of termination, to the other entity, prior to December 31st of any specific year.

(12) Upon termination, any personal property acquired, by this joint venture, shall be disposed of by selling said item or items and splitting the proceeds between both the DCAS and the TCAS after paying the costs of said sale.

APPROVED BY: DCAS

APPROVED BY: TCAS

Dated: _____ 1998. Dated _____, 1998.

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

Pursuant to the Interlocal cooperation Act as set forth in Nebraska Revised statutes 13-804 et. seq., the Thurston county Board of Supervisors and the Dakota County Board of Supervisors hereby approve the preceding "Joint Memorandum Agreement", between the Dakota County Agricultural Society and the Thurston County Agricultural Society in its entirety and hereby approve and adopt said agreement and all of the terms and conditions.

Dated this _____ day of 1998.

THURSTON COUNTY BOARD OF SUPERVISORS

By: \s\Mark E. Casey
Chairman

ATTEST:

County Clerk

Dated this 29 day of June, 1998.

DAKOTA COUNTY BOARD OF SUPERVISORS
By: \s\Jacqueline Hartnett

ATTEST:

\s\Theodore A. Piepho
County Clerk

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

The board reviewed the Grant Award Application for Dakota County Juvenile Services.

Commissioner Bobier moved, seconded by Commissioner Meinen to authorize the chair to sign the Grant Award (97-JJ-10).

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Meinen moved, seconded by Commissioner Bobier to convene as Board of Equalization to consider two Motor Vehicle Exemption Applications.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED 1:44 pm.

Robert Giese, County Treasurer, presented two Motor Vehicle Exemption Applications. One for Assembly of God Church and the other for Jerry Whelchel, an Exemption Application for Honorable Discharged Disabled Veteran.

Commissioner Bobier moved, seconded by Commissioner Huggenberger to approve the Exemption Application for Jerry Whelchel on a 1994 Dodge Van Model B250 and the Application by Assembly of God Church on a 1991 and 1995 Dodge Vans.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

The board interviewed Jim Vavrais, an applicant for the Building & Grounds Position.

Commissioner Meinen moved, seconded by Commissioner Engel to approve the minutes as typed.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Engel to reconvene as Board of Commissioners.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 2:15 p.m.

The board interviewed Loren Reed and Dan Kramer, applicants for the Building & Grounds Position.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to approve the claims as follows:

COUNTY ROAD PAYROLL: Gross salaries- 10,218.78, Employers Retirement- 587.64, Employers Share Care Choices- 865.20, Employers Ameritas Dental- 121.92, Employers Paul Revere Life- 27.24, Employers Soc Sec tax- 602.65, Medicare- 140.94, Principal Mutual Life Insurance Co.- 91.96

Arnold Mellick- 935.58, Walter Heinemann- 818.40, Robert Jacobsen- 818.40, Richard McNear- 818.40, Marlan G. Millard- 818.40, Willis Roeber- 818.40, Randall A. Crombie- 814.40, Joel Broekemeier- 810.40, Richard Hoelsing- 810.40, Kimon A. Litras- 810.40, Donald Kunzie- 806.40, Ronald Harder- 715.20, Stewart Anderson- 424.00

ROAD FUND: Employee withholding paid to: Federal- 839.49, State- 220.92, Soc Sec- 602.65, Medicare- 140.94, Retirement- 391.83, Care Choices- 324.42, Ameritas Dental- 66.80, Lonestar- 9.76, Colonial- 140.26, Union Dues- 165.00, Credit Union- 32.00, Deferred Comp.- 223.00.

COUNTY GENERAL FUND: Gross salaries- \$57,869.11, Employers Share Retirement- 3,021.75, Employers Share Care Choices- 4,200.99, Employers Ameritas Dental- 644.15, Paul Revere Life- 148.20, Employers Soc Sec tax- 3,459.72, Medicare- 809.15.

Jackie Hartnett- 481.15, James Huggenberger- 458.08, Jack D. Bobier- 458.08, Marjorie A Meinen - 458.08, William F Engel - 458.08, Nanci Walsh- 836.36, Theodore A. Piepho- 1200.00, Joan Spencer- 836.36, Raemonda Perry- 722.01, Cindy Purucker- 334.00, Bobbi Jo Harsma- 674.27, Robert H. Giese- 1200.00, Charlotte J. Doenhoefer- 688.00, Ruth M. Jensen- 344.00, Ruth P Gillaspie- 836.36, Mardell A. Sorensen- 344.00, Phyllis A Ridge- 688.00, Ann Matthews- 660.01, Mark J. Dorcey- 458.08, Margaret Rahn- 836.36, Shirley Sides-, Betty O'Neill- 1200.00, Madelyn S. Thorsland- 836.36, Christy VanFossen- 596.25, David Hauf- 418.50, Penny Morgan- 292.50, Mary E Green-Dorcey- 346.50, Cynthia Purucker- 334.00, Arnold Mellick- 206.00, Margaret Kunzie- 5.00, Colene H. Boyle- 1200.00, Veronica Grijalba- 836.36, Judy Lee Lockwood- 600.00, Lula Frick- 442.00, Martin G. Cahill- 1500.00, Scott M Dugan-1,038.46, Mary Gamble- 580.00, Shirley Sides- 505.75, Roxanne Anderson- 106.75, Jim Lane- 197.61, Patricia A. Stingley- 708.00, Lois Larsen-, James L. Wagner- 1500.00, Linda Carson- 933.60, Randall Walsh- 1,245.91, Rodney Herron- 1,126.40, Gary Powell- 1,203.00, Allen Burns, Jr.- 1,298.53, Adrienne Harral- 536.00, Dale Davis- 1,065.54, Bradley Sherman-

936.30, Michael H Stark- 924.80, Donald D. Mueller, Jr.- 720.80, Cherie Hogan- 753.60, Robert Finney- 1,958.31, Laurie Barclay- 728.00, Edward Matney- 1,200.00, Rita Chase- 640.00, Mark L Andrews- 1,346.15, Linda J. Schovanec- 737.66, Margaret Stingley- 521.50, Kathleen Keeler- 730.28, Paula Harrigfeld- 724.00, Rebecca M Broer- 733.56, William Thompson- 668.00, Anthony D. Bos- 781.85, Alma Gunderson- 611.80, Donna Lane- 176.20, Donald Bryant- 591.50, Jeremy Bermel- 592.90, Phouang T. Nonginthirath- 560.00, Duane H. Upton- 50.00, Margaret Kunzie- 736.00, Janice Brown- 871.20, Gloria Ann Dwyer- 688.00, Patricia Glover- 719.34, Judy Klemme- 840.00, Michelle Hein- 654.00, Dr Curtis Farrell- 115.38, Dr. David Grote-, Bonnie Storm- 120.00, Lois Larson- 66.95, Warren Johnston- 836.36.

Marico Cleaning- 1,279.08, Principal Mutual Life Insurance Co.- 535.92
GENERAL FUND: Employee withholding paid to: Federal- 5,790.02, State- 1,483.59, Soc Sec tax- 3,459.72, Medicare- 809.15, Retirement- 2,014.47, Care Choices- 1,512.14, Ameritas Dental- 223.19, Paul Revere Life- 2.76, Colonial Health- 330.02, Union Dues- 141.03, Credit Union- 1,836.54, Colonial Life- 34.52, Deferred Comp- 1,282.22, Garnishment- 426.00.

D/A ENFORCEMENT FEDERAL GRANT: Gross salaries- 1024.23, Employers Retirement- 61.45, Employers Share Care Choices- 72.10, Employers Ameritas Dental- 10.16, Paul Revere Life- 2.40, Soc Sec tax- 63.50, Medicare- 14.85.

Employee withholding paid to: Federal- 126.62, State- 35.10, Soc Sec tax- 63.50, Medicare- 14.81, Retirement- 40.97, Union Dues- 10.60, Patrick Barger- 1024.23.

COPS FAST GRANT 97: Gross salaries- 887.75, Employers Retirement- 53.27, Care Choices- 72.10, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employers Soc Sec- 55.04, Employers Medicare- 12.87, Employees withholding paid to: Federal- 106.97, State- 27.50, Soc Sec- 55.04, Medicare- 12.87, Retirement- 35.51, Union Dues- 10.36, Jared Junge- 887.75.

COUNTY WEED CONTROL FUND: Gross salaries- \$1,108.46, Employers Retirement- 37.71, Employers Share Care Choices- 72.10, Ameritas Dental- 10.16, Employers Paul Revere Life- 2.40, Employers Share of Soc Sec- 68.72, Employers Share of Medicare - 16.07, Paul High- 628.46, Martin Beacom- 480.00.

WEED FUND: Employee withholding paid to: Federal- 108.50, State- 25.34, Soc Sec tax- 68.72, Medicare- 16.07, Retirement- 25.14, Deferred Comp.- 10.00.

Employees General Net Pay: \$36,766.58

Road Net Pay: \$7,061.71

D/A Net Pay: \$732.59

Cops Fast 97 Net: \$639.50

Weed Control Net: \$854.69

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

The board interviewed Richard Jensen and Fred Gillaspie, applicants for the Building & Grounds Position.

Commissioner Bobier moved, seconded by Commissioner Meinen to convene into closed executive session to discuss personnel.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED 3:17 pm.

Commissioner Huggenberger moved, seconded by Commissioner Engel to reconvene in open session.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 3:30 pm.

The board interviewed Joel Brockmeier, an applicant for the Building and Grounds position.

Commissioner Meinen moved, seconded by Commissioner Bobier to Convene in closed executive session to discuss personnel.
ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED

Commissioner Bobier moved, seconded by Commissioner Huggenberger to reconvene in open session.
ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 3:55 p.m.

Commissioner Meinen moved, seconded by Commissioner Huggenberger to offer the Building and Grounds position to Richard Jensen starting salary to be \$21,000. with a review after 6 months.
ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to convene in closed executive session to discuss personnel.
ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED 3:58 pm.

Commissioner Meinen moved, seconded by Commissioner Huggenberger to convene into regular session.
ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 4:55 pm.

Chair Hartnett adjourned the meeting at 4:55 p.m.

ATTEST:

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

DAKOTA COUNTY BOARD OF COMMISSIONERS
JULY 13, 1998 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Vice Chair Meinen opened the meeting at 1:30 p.m. with the Pledge of Allegiance. Present were: Commissioners Bobier, Huggenberger, Meinen, Engel, and Ted Piepho, secretary.
Absent: Commissioner Hartnett

Commissioner Bobier moved, seconded by Commissioner Engel to approve the minutes of June 29, 1998 as typed in the official record.
ROLL CALL VOTE: Hartnett- Absent, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

John Huse, a resident from the Jackson area, appeared before the board to inquire how he would go about getting a road to his forty acres which is land locked from a road. He indicated that his property valuation would be increased if he had road access and he wished to park their RV there during the time that he and his wife are here in Dakota County. The stretch of road that was discussed was an extension off of 160th street.

The board discussed putting up signs that prohibited the use of Jake Brakes at the 4 way stop light west of Dakota City.

Russ Gifford, Manager of Jones Intercable, appeared before the board and informed the board that Telepartners LLC has purchased Siouxland Cable TV. He added that basically three things needed to take place in the near future. They were:

1. Transfer franchise by the end of the month
2. New franchise Agreement
3. Consent Agreement

Ms. Nanci Walsh, board assistant, explained the audit bids. She recommended Countryman's bid over Romans bid. There was \$4000. difference in the two bids, which Mr. Huggenberger thought more consideration should be given to see if Romans would be suitable to provide the county's audit. The County Clerk asked that the board table action and he would check with Merrick County to see what the officials there think since they were with Countryman and switched to Romans.

Commissioner Bobier moved, seconded by Commissioner Engel to table awarding the Audit bid until next meeting.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Absent, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Engel to approve the claims as submitted by the county clerk with a vacation day paid in the place of a sick day for the claim of Pat Glover to be consistent with the Employee Handbook.

COUNTY ROAD PAYROLL: Gross salaries- 10,282.78, Employers Retirement- 587.64, Employers Share Care Choices- 865.20, Employers Ameritas Dental- 121.92, Employers Paul Revere Life- 27.24, Employers Soc Sec tax- 608.90, Medicare- 142.41, Principal Mutual Life Insurance Co.-

Arnold Mellick- 935.58, Walter Heinemann- 818.40, Robert Jacobsen- 818.40, Richard McNear- 818.40, Marlan G. Millard- 818.40, Willis Roeber- 818.40, Randall A. Crombie- 814.40, Joel Broekemeier- 810.40, Richard Hoelsing- 810.40, Kimon A. Litras- 810.40, Donald Kunzie- 806.40, Ronald Harder- 715.20, Stewart Anderson- 488.00

ROAD FUND: Employee withholding paid to: Federal- 854.62, State- 224.41, Soc Sec- 608.90, Medicare- 142.41, Retirement- 391.83, Care Choices- 324.42, Ameritas Dental- 66.80, Lonestar- 9.76, Colonial- 140.26, Union Dues- 165.00, Credit Union- 32.00, Deferred Comp.- 223.00.

COUNTY GENERAL FUND: Gross salaries- \$57,564.93, Employers Share Retirement- 2,902.34, Employers Share Care Choices- 4,167.38, Employers Ameritas Dental- 597.41, Paul Revere Life- 139.44, Employers Soc Sec tax- 3,4447.31, Medicare- 806.24.

Jackie Hartnett- 481.15, James Huggenberger- 458.08, Jack D. Bobier- 458.08, Marjorie A Meinen - 458.08, William F Engel - 458.08, Nanci Walsh- 836.36, Theodore A. Piepho- 1200.00, Joan Spencer- 836.36, Raemonda Perry- 732.00, Cindy Purucker- 346.53, Bobbi Jo Harsma- 693.30, Robert H. Giese- 1200.00, Charlotte J. Doenhoefer- 688.00, Ruth M. Jensen- 309.60, Ruth P Gillaspie- 836.36, Mardell A. Sorensen- 378.40, Phyllis A Ridge- 688.00, Ann Matthews- 660.00, Mark J. Dorcey- 458.08, Margaret Rahn- 836.36, Shirley Sides- 136.00, Madelyn S. Thorsland- 292.12, Christy VanFossen- 120.00, David Hauf- 144.00, Penny Morgan- 123.75, Mary E Green-Dorcey- 504.00, Cynthia Purucker- 359.06, Arnold Mellick- 206.00, Margaret Kunzie- 5.00, Colene H. Boyle- 1200.00, Veronica Grijalba- 836.36, Judy Lee Lockwood- 600.00, Lula Frick- 448.50, Martin G. Cahill- 1500.00, Scott M Dugan-1,038.46, Mary Gamble- 522.00, Shirley Sides- 403.75,

Karilyn Watkins- 466.88, Roxanne Anderson- 126.00, Jess Meinen- 78.00, Patricia A. Stingley- 732.00, Lois Larsen-, Denise Peterson- 82.40, James L. Wagner- 1500.00, Linda Carson- 953.60, Randall Walsh- 1,304.20, Eric Reed- 96.00, Rodney Herron- 1,154.00, Gary Powell- 1,110.97, Allen Burns, Jr.- 1,348.41, Adrienne Herral- 560.00, Dale Davis- 1,191.13, Bradley Sherman- 1062.18, Michael H Stark- 1100.32, Donald D. Mueller, Jr.- 940.98, Cherie Hogan- 768.00, Robert Finney- 1,958.31, Laurie Barclay- 728.00, Edward Matney- 1,200.00, Rita Chase- 640.00, Mark L Andrews- 1,346.15, Linda J. Schovanec- 879.76, Margaret Stingley- 596.75, Kathleen Keeler- 760.00, Paula Harrigfeld- 911.97, Rebecca M Broer- 844.42, William Thompson- 1015.10, Anthony D. Bos- 724.00, Alma Gunderson- 746.00, Donna Lane- 250.25, Donald Bryant- 680.80, Jeremy Bermel- 769.60, Phouang T. Nonginthirath- 562.75, Duane H. Upton- 50.00, Margaret Kunzie- 736.00, Janice Brown- 863.94, Gloria Ann Dwyer- 688.00, Patricia Glover- 920.00, Judy Klemme- 840.00, Michelle Hein- 699.00, Dr Curtis Farrell- 115.38, Dr. David Grote-, Bonnie Storm- 672.00, Lois Larson-, Warren Johnston- 836.36. Marico Cleaning- 1,279.08, Principal Mutual Life Insurance Co.- GENERAL FUND: Employee withholding paid to: Federal- 5,568.25, State- 1,489.55, Soc Sec tax- 3,447.31, Medicare- 806.24, Retirement- 1,934.86, Care Choices- 1,247.21, Ameritas Dental- 285.93, Paul Revere Life- 2.76, Colonial Health- 427.54, Union Dues- 148.10, Credit Union- 1,811.54, Colonial Life- 34.52, Deferred Comp- 1,350.22, Garnishment- 426.00. D/A ENFORCEMENT FEDERAL GRANT: Gross salaries- 1039.50, Employers Retirement- 62.37, Employers Share Care Choices- 72.10, Employers Ameritas Dental- 10.16, Paul Revere Life- 2.40, Soc Sec tax- 64.45, Medicare- 15.07. Employee withholding paid to: Federal- 128.82, State- 36.07, Soc Sec tax- 64.45, Medicare- 15.07, Retirement- 41.58, Union Dues- 11.00, Patrick Barger- 1039.50. COPS FAST GRANT 97: Gross salaries- 1160.50, Employers Retirement- 69.63, Care Choices- 72.10, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employers Soc Sec- 64.45, Employers Medicare- 15.07, Employees withholding paid to: Federal- 146.25, State- 43.70, Soc Sec- 71.95, Medicare- 16.83, Retirement- 46.42, Union Dues- 11.00, Jared Junge- 1160.50. COUNTY WEED CONTROL FUND: Gross salaries- \$1,108.46, Employers Retirement- 37.71, Employers Share Care Choices- 72.10, Ameritas Dental- 10.16, Employers Paul Revere Life- 2.40, Employers Share of Soc Sec- 68.72, Employers Share of Medicare - 16.07, Paul High- 628.46, Martin Beacom- 480.00. WEED FUND: Employee withholding paid to: Federal- 108.50, State- 25.34, Soc Sec tax- 68.72, Medicare- 16.07, Retirement- 25.14, Deferred Comp.- 10.00.

Employees General Net Pay: \$38,584.90
Road Net Pay: \$7,136.25
D/A Net Pay: \$742.51
Cops Fast 97 Net: \$824.35
Weed Control Net: \$854.69

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Absent, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Engel to convene in closed executive session to discuss personnel.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Absent, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED 3:21 p.m.

Commissioner Huggenberger moved, seconded by Commissioner Engel to reconvene in open session.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Absent, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 3:38 p.m.

Vice Chair Meinen adjourned the meeting at 3:38 p.m. upon reconvening in open session.

ATTEST:

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

DAKOTA COUNTY BOARD OF COMMISSIONERS
JULY 20, 1998 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Hartnett opened the meeting at 10:00 a.m. with the Pledge of Allegiance. Present were: Commissioners Bobier, Hartnett, Huggenberger, Meinen, Engel, and Ted Piepho, secretary.

Commissioner Bobier moved, seconded by Commissioner Engel to approve the minutes of July 13, 1998 as typed in the official record.
ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

The board reviewed the claims, which were submitted by the county clerk for payment.

The board discussed the reimbursement by Sheriff's Deputies for schooling if they leave county employment within a time frame after completing training, which is paid by the county.

The board toured the jail at 11:15 a.m.
The board recessed for lunch at 11:40 a.m.
The board reconvened from lunch at 1:30 p.m.
The board reported that they did not find any discrepancies with the jail.

Commissioner Huggenberger moved, seconded by Commissioner Engel to convene as Board of Equalization.
ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 1:35 pm.

No one showed up for the equalization hearings for Glen and Starla Nelson and Broyhill Investment Company.

Commissioner Huggenberger moved, seconded by Commissioner Bobier to adopt the changes in value as sent out by the Assessor on the properties of Glen and Starla Nelson and Broyhill Investment Company.
ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Engel to reconvene as Board of Commissioners.
ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 1:35 pm.

Robert Giese, County Treasurer, submitted his Semi-annual Report and the Board members signed same.

Robert Giese shared a complaint by Richard O'Dell that the Republican Party used the courthouse for meeting and that he was not able to use the courthouse for private insurance meetings.

Commissioner Engel moved, seconded by Commissioner Bobier to send a letter to the political parties advising them that the courthouse was not available for party meetings. This did not include the County conventions which are dictated by Nebraska Statute that they be held at the courthouse.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

Martin Cahill, Public Defender, appeared before the board and asked that the board approve a premium for a liability policy to cover him at his official capacity.

The board referred to a letter by Craig Nelson that said that he was covered.

Mr. Cahill described an instance recently where he was sued and the Insurance did not respond soon enough and he hired a private attorney to file an answer.

Commissioner Engel moved, seconded by Commissioner Bobier to approve the insurance claim submitted by Martin Cahill. Discussion was had and the board shared their feelings that they felt it was important for him to be covered, but wanted to wait a week to make sure whether or not Mr. Cahill was covered by the County's existing policy.

Commissioner Bobier withdrew his second for the motion to pay the insurance premium for Liability Insurance to specifically cover the Public Defender. Commissioner Engel withdrew his motion to pay the insurance premium for Liability Insurance to specifically cover the Public Defender.

The Chair signed the agreement for Project STPE 3967(2).

Commissioner Bobier moved, seconded by Commissioner Meinen to approve the funding for Cardinal Development.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

The board discussed the Audit Bids.

The County Clerk reported that he had contacted Merrick County and that the reason that they switched Audit firms is because of the cost. He also reported that they do not have any problems with Romans'; therefore he suggested that the county award the bid to Roman's for one year leaving the two remaining years open, should the county want to rebid if we are not happy with the audit. Mr. Piepho also recommended that a letter of satisfaction be sent to Countryman's to let them know that the county was happy with their audit, but that they were underbid considerably.

Commissioner Meinen moved, seconded by Commissioner Bobier to award the bid to Roman's for one year and reserve the option to take advantage for the two additional years at that time if the county so desires AND BE IT FURTHER RESOLVED to send Countryman's a letter expressing that the county was extremely satisfied with their services, but that the lower bid was accepted.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Rick Jensen, Building and Grounds Supt., appeared before the board as requested just to discuss how everything was going.

Bob Finney, Deputy County Attorney, appeared before the board and discussed the Boys and Girls Home Agreement.

Mr. Finney said that it was a one sided agreement in the favor of the Boys and Girls Home. He really expressed concern with Paragraphs 4 and 5. He said that this is a turn around from what they said a couple of years ago when they said that Dakota County would have priority.

Commissioner Huggenberger vacated his chair at 2:49 p.m.

Commissioner Meinen moved, seconded by Commissioner Bobier to convene in closed executive session to discuss personnel.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Absent, Bobier- Yea, UNANIMOUS MOTION CARRIED 2:50 p.m.

Commissioner Meinen moved, seconded by Commissioner Bobier to reconvene in open session.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Absent, Bobier- Yea, UNANIMOUS MOTION CARRIED 3:20 p.m.

Commissioner Bobier moved, seconded by Commissioner Engel to approve the claims submitted by the County Clerk, Ted Piepho, as follows:

GENERAL: Bear Graphics, envelopes- 96.40; Nebraska Crime Commission, directory- 6.00; Sioux Business Products, supplies- 5.46; Star Printing & Publishing, minutes- 539.87; Nanci Walsh, mileage- 20.52; Eastern Nebr Telephone, directories- 10.50; Five Star Awards, laminating- 2.82; Perkins Stationary, supplies- 471.63; Theodore A Piepho, mileage/meals- 206.13; Ramada Inn, lodging- 98.00; Redfield & Co, forms- 78.85; Joan Spencer, mileage/meals/lodging- 288.76; Star Printing & Publishing, real estate revaluation- 15.62; Robert Giese, mileage- 66.00; Nadine Lewon, prior years service- 17.00; Office Systems Co, supplies- 276.73; A J Phillips Co, supplies- 140.00; Ramada Inn, lodging- 98.00; Sioux City Journal, want ad- 68.46; Intergovernmental Data Svcs, data processing- 41.98; Irene Van Lent, prior years service- 16.00; Mark Dorcey, mileage- 139.20; Ramada Inn, lodging- 139.20; Great Plains Appraisals, maint- 7050.00; Mary Green Dorcey, mileage- 2.40; David Hauf, mileage- 63.00; Betty O'Neill, prior yrs service/phone reimbursement- 21.38; Perkins Stationary, binders/covers- 71.56; Walmart, film processing- 4.00; Homer Community School, supt contract- 350.00; Sioux Business Products, supplies- 23.77; Bear Graphics, voter info cards- 840.99; MIPS, monthly support- 44.36; Redfield & Co, election box supplies- 154.22; Des Moines Stamp Mfg, stamp- 24.20; Iowa Office Supply, maint contract- 124.00; Norfolk Printing Co, casebinders- 178.30; Office Systems Co, copier contract- 261.00; Perkins Stationary, supplies- 28.32; Sioux Business Products, supplies- 9.80; DAS Central Stores, supplies- 143.87; Nebraska County Court Assoc, dues- 25.00; Redfield & Co, forms- 47.88; Sioux Business Products, supplies- 6.99; Star Printing & Publishing, subscription- 147.00; Commnet Cellular, phone- 22.99; A J Phillips Co, stamps- 82.50; Sams Club, supplies- 269.99; Viking Office Products, supplies- 43.56; Martin Cahill, mileage- 14.75; Scott Dugan, mileage- 180.00; Gateway 2000, computer/printer- 1943.00; Frank Gonzalez, interpreting- 275.00; Lexis Law Publishing, law book- 70.00; Perkins Stationary, supplies/furniture- 1919.83; University of Nebraska, copies- 8.60; Connie Blatchford, transcribing- 162.25; Colene Boyle, supplies- 8.80; Clerk of Dist Court, court costs- 567.00; Clerk of Supreme Court, filing fee- 50.00; Coffee King, jury coffee- 39.92; Fitch & Tott Law Firm, 814.01; Dakota County Treasurer, sheriff fees- 26.00; Frank Gonzalez, interpreting- 240.00; Hurley Law Office, atty fees- 150.00; Douglas Luebe Law Office, atty fees- 99.80; Matthew

Bender & Co, law books- 393.48; Lexis Law Publishing, law books- 165.61; Brad Sherman, witness fee- 20.00; West Group, law books- 1411.13; Dakota County Sheriff, warrants/papers- 538.43; Mary Ahart, witness fee- 23.60; Claudia Baker, witness fee- 23.60; William Binkard, atty fees- 258.00; Dakota County Court, transcribing- 30.25; Frank Gonzalez, interpreting- 465.00; Hurley Law Office, atty fees- 394.00; Crary, Huff, Raby, Inkster, atty fees- 705.00; Tom Lovan, interpreting- 100.00; Douglas Luebe Law Office, atty fees- 649.20; Stuart Mills, atty fees- 150.00; Oscar Sanchez, interpreting- 150.00; Crary, Huff, Raby, Inkster, atty fees- 45.00; Thurston County Court, transcription supplies- 21.71; Colene Boyle, mileage- 28.80; Deluxe Business Forms/Supplies, checks- 391.90; Veronica Grijalba, mileage- 26.40; Accu-Temp, a/c work- 538.00; Action SOS Sewer & Drain, sewer/drain work- 630.00; John Barone Co, fire alarm insp- 345.00; Bomgaars, tools- 18.15; Burke Engineering Sales, repairs- 8.47; Cellular One, phone- 99.23; Coast to Coast, misc supplies- 489.77; Curry Floor & Acoustics, ceiling tiles/floor strip- 71.10; Continental Research Corp, freight return fees- 98.02; City of Dakota City, utilities- 361.82; N C Dean Contracting, maint labor- 1835.00; Executive Lawn Service, mow & trim- 400.00; Ferguson Enterprises, supplies- 49.75; Gill Hauling, garbage- 250.00; Rick Jensen, supplies/mileage- 40.86; Tom Lane, labor/mowing/cleaning- 750.00; Lessman Electric, light bulbs- 190.15; Midamerican Energy, utilities- 737.99; Nielsen Contracting, trailer rent- 150.00; Nebraska Public Power, utilities- 3312.85; Mary O'Dell, flag- 30.00; O'Keefe Elevator, service elevator- 734.69; Plumbing & Heating Whsl, repairs- 516.79; Robertson Impl, softener salt- 302.40; Roto-Rooter, sewer work- 425.00; Sams Club, soap- 35.94; Sioux Business Products, chair mat- 62.39; Sioux City Iron, repair drill- 94.82; Sioux City Journal, want ad- 100.63; Sioux City Wintronics, misc repairs- 21.73; Star Printing & Publishing, lawn care ad- 26.00; Stephans Welding, drain spacer- 30.00; Trembly Pest Control, pest control- 90.67; US West, fire alarm phone- 51.73; Walts Sanitary Service, sewer work- 400.00; XPEDX, air freshener/refill- 164.88; Zastrow Sharpening Svc, sharpen blades- 6.00; Dakota County Extension, paper/mileage/copier rental- 431.93; Ahlers Law Firm, atty fees- 24.46; Cellular One, phone- 56.92; Cenex Fleetcard, fuel- 1298.37; City of So Sioux City, animal control/phone- 149.20; Crown Lincoln Mercury, service- 26.95; Crystal Oil, fuel/supplies/repairs- 528.06; Dakota County Sheriff, computer repair/car wash- 56.00; Electronic Engineering, radio repair- 154.05; Fremont Tire, service- 18.95; Harold's Photo, film processing- 103.12; Amy Huser, interpreting- 54.00; Jacks Uniforms & Equip, uniform upkeep- 195.29; Jackson Glass, windshield- 376.94; Jims Service, service- 47.40; Joes Towing, tows- 120.00; MPH Industries, radar repair- 256.30; Nebraska Crime Commission, directories- 36.00; Neva Neal, prior yrs- 54.00; Gary Powell, uniform upkeep- 43.58; Sams Club, office supplies- 145.53; Sioux Business Products, paper- 15.33; Super Wash, wash tokens- 125.00; Walmart, supplies- 36.04; Willis Animal Clinic, canine checkups- 125.10; A-1 Vans, flowers- 53.00; Mark Andrews, computer supplies- 35.95; Cellular One, phone- 74.97; Colfax County Court, copies- 3.25; Dodge County Court, transcription- 2.00; Douglas County Clerk of Court, transcript- 1.75; Robert Finney, computer supplies- 33.56; Iowa Office Supply, copier rental- 78.31; M M Court Reporting, depos/trans- 54.00; Nebraska Blue Book, blue book- 10.00; Nebraska DMV, transcript- 4.00; PC Software & Supply, supplies- 599.74; St Lukes Home Health, blood draws- 250.00; Schuetts & Avery, deposition- 34.00; Sioux Business Products, supplies- 23.50; Star Printing & Publishing, legal ad- 72.46; West Group, law books- 226.15; Bob Barker Co, jail supplies- 90.83; Boys & Girls Home, juv fees- 3000.00; Tony Bos, mileage- 113.46; Braunger Foods, food- 1090.90; Cellular One, phone- 59.97; Dakota Food & Fuel, fuel- 145.06; Dept of Correctional Svcs, boarding- 1170.04; Douglas County Youth Center, boarding- 700.00; Hy Vee, food- 1165.31; Marian Health Center, inmate care- 614.86; Metz Baking, bread products- 352.33; Nebraska Law Enforcement, management training- 225.26; Perkins Stationary, supplies- 35.60; Redlers

Pharmacy, inmate meds- 131.54; Roberts Dairy, milk products- 209.10; Quest Diagnostics Inc, lab tests- 348.30; Sherwin-Williams, paint- 120.78; Siouxland Federal Credit Union, pay on acct/fuel- 40.38; Sioux Sales, id card- 8.00; Dakota Super Value, food- 391.11; Strategic Monitoring, monitors- 293.50; Unipower Corp, freight- 6.71; Walmart, film processing- 10.55; XPEDX, supplies- 265.08; Wayne County Clerk, probation exp- 17,190.03; Arch Paging, pager- 8.75; Jan Brown, mileage- 30.90; Executive Copy Systems, ink film- 50.00; Pat Glover, mileage- 83.40; Michelle Hein, mileage- 138.30; Judy Klemme, mileage- 128.70; Positive Promotions, imm books- 77.69; Staples, supplies/file cab- 155.86; Bonnie Storm, mileage- 40.50; Cellular One, phone- 55.26; NE Nebr RPPD, qtrly utilities- 45.00; VM Farms, crystal lake lease- 100.00; AT & T, phone- 671.82; Amsterdam Printing, forms- 68.68; Executive Copy Systems, copier service- 206.60; Hy Vee, cake- 38.96; IBM Corp, maint agreement- 1464.56; MIPS, monthly support- 235.40; Ne Assoc of County Officials, 1/2 annual assessment- 899.00; Nebraska Govt Risk, 1/2 work comp/1/2 liab ins- 32,561.00; Perkins Stationary, supplies- 20.40; Pitney Bowes, meter rental- 265.50; Region IV, qtrly svcs- 4911.75; Sioux Air, spraying- 920.00; So Sioux City Chamber of Commerce, 1 & 2 qtr econ development- 3166.66; Axles & Gears, storage contract- 750.00; US West, phone- 1612.49; XPEDX, copy paper- 978.00

ROAD FUND: Aramark, supplies- 115.90; ATCO Mfg, supplies- 278.40; Duane Barclay Trucking, haul rock- 1817.00; Barry/Hewitt, parts- 14.86; Big A Auto Parts, parts/filters- 204.19; Bomgaars, parts- 16.96; Bridgestone/Firestone, tire repair- 9.10; Cellular One, phone- 47.72; Cenex Fleetcard, fuel- 2044.42; Circle R Inc, parts- 9.48; City of So Sioux City, elec pay ahead- 1500.00; Coast to Coast, supplies/tools- 25.96; Electronic Engineering, radio repair- 83.00; Farmers Coop, fuel/oil- 558.15; Fort Calhoun Stone, rock- 5215.41; Great Plains Intl, parts- 4.49; Harry Batchellers, parts- 132.92; Higman Sand & Gravel, road rock- 6409.72; HME Inc, haul rock- 7260.00; Joes Dept Store, parts/supplies/tools- 66.55; Liebers Garage, parts/labor- 156.70; Linweld Supply, oxy/acetylene- 50.05; Logan Valley Impl, tractor lease- 1800.00; Marx Truck Trailer Sales, parts- 930.54; Motor Parts Central, parts- 91.32; NACO, 1/2 work comp/1/2 liab ins- 32,561.00; Nebraska Public Power, signal/service- 70.99; Parsons Equip, parts- 13.60; Petit Construction, metal pipe- 312.00; Pilger Sand & Gravel, gravel- 10975.36; Piorier Equipment, parts- 310.72; William Rohde, haul rock- 900.00; Sioux City Filter Service, clean filters- 10.15; Siouxland Hydraulic, parts- 230.70; Siouxland Mack, parts- 18.32; Stephans Welding, channel rod- 25.25; Swaney Equip, parts/filters- 123.08; Team Ford, parts- 102.61; Threaded Products, supplies- 171.15; Torco-Remfg, parts- 68.50; Utility Equipment Co, pipe- 154.00; US West, phone- 52.77; Walding Chiropractic, random testing- 25.00; Warren Oil, fuel- 651.91

HARD SURFACE ROAD: National Bank of Commerce, admin fee- 597.00

ROAD IMPROVEMENT FUND: Claussen Truck Farm, replace trees- 70.00; Johnson-Erickson-O'Brien, engineering- 6084.00

POOR RELIEF: Redlers Pharmacy, prescription- 18.60

LE EQUIPMENT GRANT FUND: Moore Medical, officer supplies- 390.37

INHERITANCE TAX: Daum Painting & Drywall, renovations- 1000.00; Greater Siouxland Fair & Rodeo, difference in rent for 98 fair- 8000.00

LEC DEBT: National Bank of Commerce, admid fee- 622.00

WEED FUND: Fimco Inc, nozzle/tee jet- 119.68; Warren Oil, repairs- 187.63

E 911: City of So Sioux City, lec exp- 23,553.33

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Absent, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Engel to acknowledge receipt and approve the Officials Report of the Clerk of the District Court, County Clerk and the Register of Deeds for the month of June, 1998.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Absent, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Meinen reported that she talked with Lance Hedquist concerning Mayor Davis's Letter to Governor Ben Nelson asking that the Riverview Road along the Missouri River be designated a Scenic Byway. This would provide an additional 80% funding.

Ms. Hartnett asked where the county would get the money and we would be committing another board twenty years from now.

Chair Hartnett adjourned the meeting at 3:50 p.m.

ATTEST:

County Clerk	Board Chairperson
* * *	* * *

DAKOTA COUNTY BOARD OF COMMISSIONERS
 JULY 27, 1998 PROCEEDINGS
 COUNTY BOARD MEETING ROOM
 DAKOTA COUNTY COURTHOUSE

Chair Hartnett opened the meeting at 10:00 a.m. with the Pledge of Allegiance. Present were: Commissioners Bobier, Hartnett, Huggenberger, Meinen, Engel, and Ted Piepho, secretary.

Jane Gilbert, with SIMPCO, appeared before the board for a Public Hearing on CDBG Grant for the Child Day Care at IBP.

Chair Hartnett opened the Public Hearing concerning the application to Nebraska Department of Economic Development at 1:31 pm. Ms. Gilbert was asked to lead the public hearing.

Ms. Gilbert said that this was a Public Hearing concerning the application to Nebraska Department of Economic Development for a Community Development Block Grant. This grant is available to local governments for community development activities. Dakota County is requesting \$350,000.00 in Community Development Block Grant FUNDS for a child care center to be located at IBP Inc. IBP Inc. will provide an estimated \$275,000.00 in in-kind funds by donating space to the Child Care Center. The Department of migrant education will provide \$50,000.00 for renovation. The United Way of Siouxland will provide \$25,000.00 for equipment. The project will provide 51% of the benefits to area and clientele within this project area who meet the low and moderate income qualifications as defined by the US Housing and Urban Development low-moderate income guidelines for Dakota County, Nebraska. The project will not displace any person as a result of the CDBG assisted activity.

Are there any questions regarding this?

Commissioner Meinen asked what the county's role in this was.

Ms. Gilbert said that the county is the applicant. The funds are used for renovation.

Commissioner Meinen asked to clarify her understanding, that when the renovation is done and the funds used up, the county will not be involved in the running of the care center.

Ms. Gilbert replied that was correct. The County is the fiscal agent.

Mr. Engel asked if this was the same thing we went through before.

Ms. Gilbert said it was and the reason we are having another hearing is because the in-kind figures have changed from the last time. The last time didn't show that the United Way was providing \$25,000.00 and that Migrant Education was providing \$50,000.00 and the value of the space had not been determined at that time.

Commissioner Huggenberger mentioned that there were some concerns about the effect it would have on the local businesses that are Day Care Centers, and that also was there any evidence of what the air quality standards reflected on small children in that vicinity?

Mr. Van Phillips spoke to the issues. He said that Diane has talked to some Day Care Providers in South Sioux and they did not see any problem with that. That does not mean a local here may not feel some pressure from that. However, the intent is not to displace the local ones. Through the United Way Survey and the DCIT Survey, that need still shows up as being there. On your second issue as far as the air quality. I don't know that there have been studies, surveys done, any monitoring done on what the amount Hydrogen Sulfide is at that local plant, but I don't know what those are any where else either.

Commissioner Huggenberger asked if there would be air filtration in the building if it were present.

Mr. Phillips said just like any of the buildings, if that was a problem, or gets to be a problem or if there is a high level and none of the buildings right now are monitored for that and I think right now there is a health agency who is looking into the effects, the long term affects of low level Hydrogen Sulfide. Then what you have to do is to monitor those with a warning device that when it gets to a certain level, that whatever that level is deemed to be hazardous, then you have to make other arrangements. It is not our intent to put kids in harms way. There are some things that have to be done along the way that we will have to do as we progress through this thing -- to monitor that and to make sure there is a filtering system or something else that will help to alleviate that problem. What I am trying to say, we are not going to ignore this issue.

Commissioner Meinen asked if they had determined the numbers for the kids in the Head Start and Even Start Programs because these are not kids that are being served by local day care providers.

Ms. Lutt said that there were 53 in each program. Even Start in Sioux City and South Sioux City are full and they definitely need more space. They need another location to offer those programs. The same with Head Start. There is no sick care for children and that is another service that they would like to provide. Sliding Scale for parents to pay, as the last time shared with you, the sliding scale fee so that she can afford to go to work and to be able to pay a baby sitter.

Lupita Jimenez, Community Resource Coordinator for the South Sioux City School District said that the biggest concern that she has heard, in the three months serving as such, child care issues are alot of them do not have the resources or have the money, cause some of the child day centers out there charge way too much and they are just working to pay the day care. The hours that the day care in Dakota City and South Sioux City only provide is day care for certain hours. They don't do the night shift and the majority of people out there work the night shift and this partnership is going to have a night shift service. Day Care Centers often speak English and they can not communicate.

Ms. Hartnett thought that a couple of important issues were brought up and that, not only Dakota County will be served, but extends out to the area and with a night shift having the availability for people to watch those children is encouraging.

Belia Staude, Community Specialist from the Lewis and Clark School, said that she likewise has a lot of people that come to her office with day care issues. Income has a lot to do with it. If you are paying \$80 for care and you only make 7 or 8 dollars an hour, you do not have much left out of your check. There are other times that they have to go to a doctor or go out of town, and there is no one to watch their kids. This would be perfect as they could leave their children for a couple of hours to go see that doctor or whatever it is that they need to do and know that their child is safe. This is important because if we don't do this there are people who will leave their children alone.

Caremita Vazquez spoke in favor of the day care center. She addressed the monetary aspect and safety of the children.

Julie Gieger, with the South Sioux City Star, asked to address the board and asked if it was proven that a child has effects from Hydrogen Sulfide, from being at the day care centers, who is going to be liable? Who would get sued in that process?

Mr. Phillips said that DCIT is going to be the lead agency. There is a Board who administers that and I am sure they are going to be the one that is named.

Ms. Gieger speaking in reference to IBP donating the space, has there been a time limit set on the lease? She added that they will be getting \$350,000 and still own the building. Do we have a commitment for so many years?

Mr. Phillips said that it was a multiple year lease for a dollar a year.

Mr. Huggenberger asked Mr. Phillips what he thought would be acceptable as a minimum number of years for the lease.

Mr. Phillips thought 10 years.

Chair closed the public hearing at 1:48 p.m.

Caremita Vazquez appeared before the board and complained about the road south of Freeway Trailer Court. She said that people drive by there so fast that they throw rocks. She was concerned about the safety of the children playing in the yards that adjoin the road. She said that windows are broken out from the rocks.

Commissioner Huggenberger told her that the road was going to be hard surfaced and is scheduled to be started the end of July.

Commissioner Bobier took his chair at 1:52 p.m.

Belia Staude appeared before the board and backed Caremita's story about the road conditions at Freeway.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to convene as Board of Equalization.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 2:00 p.m.

Shelby Johnstone, from the Pizza Dudes dba Valentino's, appeared before the board to appeal the 50% penalty for late filing of their Personal Property Schedule.

His reason was that when their accountant returned the tax information, he put it on his desk and it got between two folders and neglected to file it as a result of that.

Commissioner Hartnett read a letter (in part) that the clerks received from the Property Tax Commissioner as follows:

Pursuant to section 77-1233.06 (3), effective January 1, 1998:

"The action of the county board of equalization, in an appeal of the penalties imposed, shall be limited to correcting penalties which were wrongly imposed or incorrectly calculated. The county board of equalization shall have no authority to waive or reduce any penalty which was correctly imposed and calculated. The entire penalty and interest on the penalty shall be waived if the omission or failure to report any item of tangible personal property was for the reason that the property was timely reported in the wrong tax district;"

Mr. Johnstone thought that 50% was excessive and asked who he could talk to. One member of the board suggested to contact Catherine Lang, Property Tax Commissioner, and another member suggested to contact Senator Pat Engel.

Dean and Herman Lieber came before the board and said that they did not receive any notice except for the one that notified them of the penalty. Their reason for not filing was that they just did not file it. Chair Hartnett read the same letter to the Liebers as she did to Shelby Johnstone.

Dave Jenkins appeared before the board for their hearing. He did not know that it had to be filed. His wife had done that before and they got divorced and the schedule did not get filed. The board told them that they could not do anything for them and suggested they contact their senator to let him know what their feelings are concerning the penalty.

Scott and Gene Manley appeared before the board for their hearing. They forgot to file the schedule likewise. The board told them that they could not do anything for them and suggested they contact their senator to let him know what their feelings are concerning the penalty.

Kurt Rager's appeal was rescheduled to August 10th meeting. The board decided that they would wait to hear Mr. Rager's testimony before acting on any of the appeals that were scheduled today.

Commissioner Huggenberger moved, seconded by Commissioner Engel to convene as Board of Commissioners.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 2:31 p.m.

Russ Gifford, with cable TV, appeared before the board and asked the board to pass a resolution providing for and approving the transfer of the cable television franchise in the County of Dakota, Nebraska.

Commissioner Bobier moved, seconded by Commissioner Engel to adopt Resolution 98-15 providing for and approving the transfer of the cable television franchise in the County of Dakota, Nebraska and a consent to assignment as follows:

Resolution No. 98-15

A Resolution providing for and approving the transfer of the cable television franchise in the County of Dakota, Nebraska (County) granted pursuant to

Ordinance No. _____ (the Franchise Ordinance); amending the Franchise Ordinance in certain respects; providing for publication of the caption; and providing the effective date of the transfer.

WHEREAS, by the Franchise Ordinance, the County has granted to Jones Intercable Income Fund 1-B/C Venture (Jones Intercable) the authority to operate a cable television system within the boundaries of the County; and

WHEREAS, Jones Intercable has requested that the County approve the proposed transfer and assignment of the Franchise Ordinance by Jones Intercable to TelePartners L.L.C. (TelePartners), TelePartners has agreed to be bound by the terms, provisions, and conditions of the Franchise Ordinance, and the County is willing to consent to such transfer and assignment;

NOW, THEREFORE, BE IT RESOLVED BY THE FRANCHISE AUTHORITY OF THE COUNTY THAT:

Section 1. Transfer of Franchise Ordinance. Pursuant to the Franchise Ordinance, consent and approval is hereby granted by the County for the transfer and assignment of the Franchise Ordinance by Jones Intercable to TelePartners. The Presiding Officer of the County, or any person designed by the Presiding Officer are hereby authorized to execute the Consent to Assignment attached hereto.

Section 2. Resolution Affirmed. All terms and provisions of the Franchise Ordinance shall continue in full force and effect. As set forth in the Consent to Assignment, the County consents to the grant by TelePartners of a security interest in the Franchise Ordinance to its lenders to secure indebtedness or other obligations incurred by TelePartners with respect to the cable television system to be operated by TelePartners pursuant to the Franchise Ordinance.

Section 3. Effective Date. The transfer of the Franchise Ordinance shall be effective upon the closing of the sale by Jones Intercable to TelePartners of the cable television facilities serving the County. TelePartners shall notify the County of the transfer of the Franchise Ordinance within thirty (30) days of such closing, and provide therewith a copy of the Assignment and Assumption of Franchise by which the Franchise Ordinance was transferred and assigned by Jones Intercable to TelePartners.

Section 4. Inconsistency. In the event any of the terms and provisions of any other Resolution or regulation of the County are inconsistent with the terms and provisions of this Resolution, the terms and provisions of this Resolution shall govern and control.

Section 5. Publication. The County Secretary/Clerk is hereby directed to publish the caption of this Resolution in an official newspaper circulated in the County and to comply otherwise with all applicable notice requirements of law.

Section 6. No Defaults. The County hereby confirms that (a) the Franchise Ordinance is currently in full force and effect; (b) Jones Intercable Fund 1 B/C is currently the valid holder and authorized grantee of the Franchise Ordinance; (c) to the County's knowledge, Jones Intercable is in compliance in all material respects with the terms of the Franchise Ordinance; and (d) no event has occurred or exists that would permit the County to revoke or terminate the Franchise Ordinance. Subject to compliance with the terms of this Resolution, all action necessary to approve the transfer of the Franchise Ordinance to TelePartners has been duly and validly taken.

Passed and approved on this 27th day of July, 1998.

COUNTY OF DAKOTA, NEBRASKA

By: _____

Title: _____

ATTEST:

By: _____

Title: _____

CONSENT TO ASSIGNMENT

The County of Dakota, Nebraska (County) hereby consents to the transfer and assignment by Jones Intercable Income Fund 1-B/C Venture (Seller) to TelePartners L.L.C. (Buyer) of the cable television franchise granted by the County pursuant to Ordinance No. _____ (Franchise).

The County further consents: (i) to TelePartners collateral assignment of, or grant of security interest in, the Franchise to TelePartners lenders to secure indebtedness or other obligations which may be incurred by TelePartners with respect to the cable television system to be operated by TelePartners pursuant to the Franchise; and (ii) to the exercise by such lenders of their rights as secured parties in and to the Franchise in the event of a default by TelePartners in the payment of its indebtedness or the performance of its obligations secured by such security interest; provided, though, that nothing contained herein shall constitute a waiver of any rights of the County to approve any subsequent transfer or assignment of the Franchise.

The County hereby confirms that said Franchise is valid and binding and in full force and effect, that Seller is the present franchisee thereunder and, to the best knowledge of the County, Seller is in compliance in all material respects with the terms of the Franchise, and there are no impediments to future renewals.

The County understands that the assignment of the Franchise by Buyer to Seller, and the assumption by Buyer of obligations under the Franchise, are contingent upon, and shall occur at the time of, the consummation of the sale of the cable television by Seller to Buyer.

Dated this 27th day of July, 1998.

COUNTY OF DAKOTA, NEBRASKA

By: _____

Title: _____

ATTEST:

By: _____

Title: _____

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Martin Cahill, Public Defender, appeared before the board concerning his request for the board to pay an insurance premium to protect him from negligence or malpractice.

Mr. Cahill said that Craig Nelson, from NACO, said that they will supply coverage for him, but Mr. Cahill's concern was, that if Mr. Nelson was no longer general counsel, would his successor say that. Mr. Cahill asked for some agreement from the County Board, that if they are not going to provide a policy which is issued under the auspices of the Association of National Criminal Defense Lawyers, that they provide indemnification. The policy premium is \$1200.00 and he felt that was a reasonable premium. Mr. Cahill remarked that NIRMA's policy talks about neglect and the policy Mr. Cahill was proposing talks about malpractice. To most people those two words are synonymous, but to lawyers they have different meanings. Mr. Cahill did not know how the courts would interpret these and did not want to find out.

Mr. Bobier referenced a letter from Mr. Nelson stating that he had coverage. The board members wanted Mr. Cahill to have coverage and thought that he was covered under NIRMA, therefore no action was taken on the policy Mr. Cahill submitted the premium for.

Avis Rice and Frank Lemere appeared before the board. They were unhappy with the county attorney because he would not file suit against Mike Maxwell, owner of the Bonanza Bar in Homer because she alleged that he beat her in the bar. Ms. Rice admitted that when she contacted the county attorney he said that they would have the Sheriff's Office take statements for witnesses, but after doing that he said that the most would happen would be a fine of \$300.00. Ms. Rice felt that the county attorney should file charges.

Commissioner Hartnett said that they would write a letter to the County Attorney and copy it to them.

Pat Somsy and Rich Pope from the Boys and Girls Home appeared before the board.

Present: 1. Pat Somsy, Program Planner/Grants Management
DCIT/Boys and Girls Home of Nebraska, Inc.

Rich Pope, Eastern NE Regional Coordinator
Boys and Girls Home of Nebraska, Inc.

Brief History:

One of the focus areas of the Dakota County Interagency Team (DCIT) in their comprehensive community planning is Public Safety. One year ago, a DCIT Public Safety committee was formed composed of diverse members including county and city government, community representatives, law enforcement, probation, state patrol, local providers, and community members. Over the course of this planning process other groups/individuals have joined in the discussion including DCIT state team members, local judiciary, and state/district probation. During this past year, the Public Safety Committee participated in a planning process to further identify local priorities as it relates to public safety in general as well as juvenile services planning specifically.

Juvenile Service Coordination

The juvenile services coordination concept for Dakota County believes that it can reform the way youth in need of prevention and intervention services are reached and the way services are allocated and delivered. This type of program can be an effective way of identifying, assessing the needs of, and providing services to youth at risk of becoming involved in delinquent or criminal activities and a way for better identifying youth at risk of engaging in high-risk behaviors, such as gang affiliation or involvement. Though a comprehensive and integrated management information system service coordination can help to eliminate gaps and redundancies in the county's system of care for at risk youth and help to reform the current slot-drive, categorical system of care into an integrated service delivery system.

The Public Safety has discussed this issue for over a year now. The committee identified the need for an individual (a team of individuals) that could oversee the functions of juvenile intake at the staff secure shelter and for the county, help set-up the juvenile diversion program, oversee the electronic monitoring, serve as a liaison for the county attorney/court/law enforcement. This individual would have the authority to place (i.e. probation).

Goal: Service coordination, which incorporates the functions of intake (probation) and offers 24-hour triage assessment and juvenile processing service.

In essence, to develop one-stop shop designed to facilitate efficient prevention and intervention service delivery at the front end of the juvenile justice system, to help address system barriers by providing more meaningful and effective prevention and intervention services to high-risk juveniles while integrating service delivery system with a single point of entry.

Target Population: Begin with an initial target population and expand to a second and larger population while beginning to overlap the two populations:
Pre-adjudicated and adjudicated youth (early intervention)
2. Large pool of at-risk youth (prevention)

Primary areas of concentration:

Single Point of Entry for All youth Entering the System in the county
Immediate and Comprehensive Assessments
Management Information System
Integrated Service Coordination (Case Management)

Outcomes:

Increase coordination among the agencies involved in working with juveniles (widening and strengthening the network)
Save law enforcement time
Increase the amount and quality of information upon which juvenile justice system decisions are based
Speed up the decision making process in some types of cases
Effect on arrests, detention, diversion and filings
Effect on treatment success and recidivism
Increase access to services for youth and families
Financial impact on community and juvenile justice system
LE may take more youth into custody if this is available opportunity for early intervention

NE Crime Commission Grant Funding:

To further this concept along, a grant was submitted to the NE Crime Commission (NCC) Title II grant program to support local juvenile services coordination. On behalf of the DCIT, request was made for the Dakota County Commissioners to serve as the applicant in order to submit the NCC grant proposal. As you are aware, notice was received that the county was the recipient of the Title II JJDP Formula Grant in the amount of \$40,000. The grant award was signed, NCC requested revisions were completed and submitted to the state.

Present Status:

1. NE Crime Commission grant

Grant period is July 1, 1998 through June 30, 1999
First quarter activities continue to be on target
Identify service coordination roles, functions, responsibility
Contractual agreement made with state probation and local provider, if applicable
Establish outcome data and other specific workplan goals activities and benchmarks
No request of funds has been made, pending Dakota County Commissioners review and directives.

State Probation and Service Coordination

In order to further the discussions with State probation, the administrator Ed Birkel requested a proposal of what we were requested, proposed budget, role of state probation. I have since submitted such a proposal that included the following description.

a. The role of the proposed Dakota County Service Coordinator:

Supervise front-end juvenile justice system
Shared case management service with probation officers
Early single point of entry for youth
Review law enforcement affidavit/complaint
Screening for appropriateness for release or referral to diversionary program
Screening of problem areas of child and family
Recommendation to county attorney/court on findings
Assessment
Detention interview (risk assessment)
Preliminary screening (used to determine further need for evaluation/assessment or referral)
Comprehensive assessment (formal OJS referral for full evaluation, either community-based or residential)
Classification regarding risk to community
Predisposition report to the court
Facilitate, manage, coordinate and monitor the needed services for children
Diversion programming
Referral and follow-up
Electronic Monitoring
Immediate and comprehensive assessments in a community-based setting
Management information system used to identify juveniles, monitor progress in treatment, document interventions, and provide aggregated data on youth services, such as substance abuse and gang membership.
Facilitate service coordination for the county through 24-hour triage services for the courts, county attorney, law enforcement, probation, provider organizations
Policy and procedures
Program parameters and structure
Interagency agreements
Meetings/planning sessions

Discussion with Ed Birkel, State Probation Administrator

Many of the duties of this person are seen as those of a probation officer under the state's authority.

In order for this person to carry out their duties it seemed reasonable from the Public Safety Committee, that they would need some connection with the existing systems in order to have the authority to carry out their functions. Hence, probation.

The county would have to contract with state probation for 1 FTE probation person who not only would have the capacity/authority to carry out the duties of probation but also the local service coordination aspect as well. While the duties of the proposed probation officer would not be full-time, service coordination would direct the rest of the full-time duties.

Ed Birkel, State Probation Administrator has made a counter proposal to my draft enclosed with the county meeting packet.

The next step for Ed Birkel is whether we accept his proposal. If so, he will take it to the Supreme Court for acceptance in order to contract this function with the county.

Once this occurs, Ed Birkel requests that all stakeholders gather to discuss this matter in detail to avoid any misunderstandings.

Juvenile Service Coordination Omaha

One other area of the state is offering a similar type program in Omaha called the Detention Response Program, a collaborative effort of the Douglas County Public Defender office and Family Services of Omaha.

Upon a visit to Boys and Girls Home of Nebraska, Inc., Rich and Pat spoke at length with the individual Renee Dozier regarding their program, implementation, challenges, etc.

This person is not a probation officer, but works with the Public Defenders office and is employed by a service provider.

Omaha received TA from the Feds via OJJDP. They are willing to share that information with us if we so choose. They are also willing to assist us in training the individual hired shadowing, Omaha visit, etc.

Electronic Monitoring (Title II grant)

Grant is in process with Jeff Golden managing this grant/program for Boys and Girls Home of Nebraska, Inc. Dakota County, four northern panhandle counties and Madison County are targeted as the initial communities in the state.

Approximately \$8,000 will be set aside for juvenile Electronic Monitoring service in Dakota County for the period of July 1, 1998 through June 30, 1999. Costs to support Electronic Monitoring in Dakota County are supported by this Crime Commission grant.

QUESTIONS YET TO BE ADDRESSED:

I have gone as far as I am capable of going in the capacity of program planner/grants management. Critical questions will need to be addressed:

Service Coordination and State Probation

Do we have to contract with state probation in order for us to have similar outcomes on the local level?

Is the ability to perform probation functions (intake) essential in order to effectively coordinate services to juveniles in Dakota County?

What is the role of public defenders to juvenile service coordination?

By contracting with state probation, are we simply taking on a function locally that the state should already be doing?

What do we gain locally by this contractual arrangement?

What long-term financial impact will this have?

Would the new monies from the Department of Justice: Juvenile Accountability Incentive Block Grant Program support this long-term?

Service Coordination and Dakota County

Does the county sub-contract Service Coordination to a local provider?

If so, does this require a RFP/Bid process or does the county designate such a provider?

Directives

Where do we go from here?

What, if any, is my role to further develop this concept?

Related Issues:

Department of Justice: Juvenile Accountability incentive Block Grant Program

The state of Nebraska will receive approximately \$2.5 million under this federal initiative. The Crime Commission will receive these dollars later this year. They may be ready to dispense these funds as early as the first part of the year. Preliminary discussions have occurred with the Crime Commission. These funds will probably be channeled through the existing probation system.

Correctional Services: Community Justice and Technical Assistance Planing Grant

Pat has received the grant application. Status unknown as to what the county/DCIT would like to do with the opportunity.

Rod Krogh appeared before the board and accompanying him were Marsha Stinger and Geraldine Tramp.

Mr. Krogh was in opposition to the board's action that the Republican Party could no longer use the courthouse for their meeting. He said that the courthouse was the logical place for them to meet.

Commissioner Bobier said that they probably did not think about it long enough, but the basis for taking the action was security and treating every body alike. Commissioner Hartnett moved, seconded by Commissioner Bobier to authorize Non-profit Political Party Organizations to use the courthouse for their meetings. ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Engel to approve the Cooperative Agreement with USDA Natural Resources Conservation Service as follows:

AGREEMENT NO. 69-6526
COOPERATIVE AGREEMENT
between
DAKOTA COUNTY
and the
UNITED STATES DEPARTMENT OF AGRICULTURE
NATURAL RESOURCES CONSERVATION SERVICE

This agreement is made and entered between the "County of Dakota County", State of Nebraska hereinafter called the "County" and the USDA, Natural Resources Conservation Service, hereinafter called "NRCS".

PURPOSE:

The County requires construction inspection services on the Simmons Road structure in Dakota County, Nebraska. Dakota County is willing to pay the overtime costs for this service to NRCS.

A. THE COUNTY AGREES TO:

1. Provide funds to pay overtime costs of construction inspection services provided by NRCS on the Simmons Road structure from September 10, 1998 through October 1, 1999 or until the structure is completed, not to exceed \$7000.00.

2. Provide plans and specs for the job and supervision for the NRCS inspector during this job.

3. Abide by the provisions of Attachment A, Special Provisions.

B. THE NRCS AGREES TO:

1. Provide the services of a representative for inspection of the work being done at the structure, from September 10, 1998 through October 1, 1999 or until the structure is completed.

2. Provide an invoice for the overtime costs to the County, monthly not to exceed \$7000.

3. Provide a contact for this project; Paul Sweeney, NRCS Omaha field office.

C. IT IS MUTUALLY AGREED THAT:

1. This agreement becomes effective on the date fully executed by both parties and will remain in effect from July 1, 1998 through October 1, 1999, or until agreed work is completed subject of availability of funds for this purpose. It may be canceled or terminated by either party within thirty (30) days written notice to the other party.

2. Amendments to this agreement may be made at any time with the written consent of both parties.

3. The program of activities conducted under this agreement will be in compliance with the nondiscrimination provisions contained in the Titles VI and VII of the Civil Rights Act of 1964, as amended, the Civil Rights Restoration Act of 1987 (Public Law 100-259), and other nondiscrimination statues, namely Section 504 of the Rehabilitation Act of 1973, Title IX of the Education Amendments of 1972, and the Age Discrimination Act of 1975. They will also be in accordance with regulations of the Secretary of Agriculture (7 CFR-15, Subparts A & B), which provide that no person in the United States shall on the grounds of race, color, national origin, age, sex, religion, marital status, or handicap be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity receiving federal financial assistance from the Department of Agriculture or any agency thereof.

DAKOTA COUNTY

SIGNATURE

TITLE

DATE

USDA, NATURAL RESOURCES CONSERVATION SERVICE

STEPHEN K. CHICK

STATE CONSERVATIONIST

TITLE

DATE PL 74-46 (16 USC 590 a-f)

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

The county attorney had not gotten back to the board so they did not take up the issue of Jake Brakes.

Commissioner Huggenberger moved, seconded by Commissioner Bobier to approve the claims submitted by the county clerk as follows:

COUNTY ROAD PAYROLL: Gross salaries- 10,146.78, Employers Retirement- 587.64, Employers Share Care Choices-, Employers Ameritas Dental-, Employers Paul Revere Life-, Employers Soc Sec tax- 629.08, Medicare- 147.14, Principal Mutual Life Insurance Co.-

Arnold Mellick- 935.58, Walter Heinemann- 818.40, Robert Jacobsen- 818.40, Richard McNear- 818.40, Marlan G. Millard- 818.40, Willis Roeber- 818.40, Randall A. Crombie- 814.40, Joel Broekemeier- 810.40, Richard Hoelsing- 810.40, Kimon A. Litras- 810.40, Donald Kunzie- 806.40, Ronald Harder- 715.20, Stewart Anderson- 352.00

ROAD FUND: Employee withholding paid to: Federal- 903.47, State- 236.14, Soc Sec- 629.08, Medicare- 147.14, Retirement- 391.83, Care Choices-, Ameritas Dental-, Lonestar-, Colonial-, Credit Union- 32.00, Deferred Comp.- 223.00.

COUNTY GENERAL FUND: Gross salaries- \$57,166.88, Employers Share Retirement- 2,950.55, Employers Share Care Choices-, Employers Ameritas Dental-, Paul Revere Life-, Employers Soc Sec tax- 3,544.34, Medicare- 828.95.

Jackie Hartnett- 481.15, James Huggenberger- 458.08, Jack D. Bobier- 458.08, Marjorie A Meinen - 458.08, William F Engel - 458.08, Nanci Walsh- 836.36, Theodore A. Piepho- 1200.00, Joan Spencer- 836.36, Raemonda Perry- 738.87, Cindy Purucker- 365.33, Bobbi Jo Harsma- 758.84, Robert H. Giese- 1200.00, Charlotte J. Doenhoefer- 688.00, Ruth M. Jensen- 344.00, Ruth P Gillaspie- 836.36, Mardell A. Sorensen- 344.00, Phyllis A Ridge- 688.00, Ann Matthews- 660.00, Mark J. Dorcey- 458.08, Margaret Rahn- 836.36, Shirley Sides- 68.00, Cynthia Purucker- 399.78, Arnold Mellick- 206.00, Margaret Kunzie- 5.00, Colene H. Boyle- 1200.00, Veronica Grijalba- 836.36, Judy Lee Lockwood- 600.00, Lula Frick- 461.50, Martin G. Cahill- 1500.00, Scott M Dugan- 1,038.46, Mary Gamble- 580.00, Shirley Sides- 357.00, Karilyn Watkins- 457.50, Roxanne Anderson-, Patricia A. Stingley- 889.90, Lois Larsen-, Denise Peterson-, Theresa Brockhaus- 185.40, James L. Wagner- 1500.00, Linda Carson- 953.60, Randall Walsh- 2,164.78, Eric Reed- 240.00, Rodney Herron- 1,154.00, Gary Powell- 1,788.33, Allen Burns, Jr.- 1,721.75, Adrienne Harral- 560.00, Dale Davis- 1,032.52, Bradley Sherman- 1070.61, Michael H Stark- 861.12, Donald D. Mueller, Jr.- 983.53, Cherie Hogan- 765.60, Robert Finney- 1,958.31, Laurie Barclay- 728.00, Edward Matney- 1,200.00, Rita Chase- 640.00, Mark L Andrews- 1,346.15, Linda J. Schovanec- 611.20, Margaret Stingley- 542.50, Kathleen Keeler- 760.00, Paula Harrigfeld- 907.20, Rebecca M Broer- 700.00, William Thompson- 700.00, Anthony D. Bos- 640.00, Alma Gunderson- 640.00, Donna Lane- 182.00, Donald Bryant- 592.00, Jeremy Bermel- 532.80, Phouang T. Nonginthirath- 651.20, Duane H. Upton- 50.00, Margaret Kunzie- 736.00, Janice Brown- 827.64, Gloria Ann Dwyer- 688.00, Patricia Glover- 807.68, Judy Klemme- 840.00, Michelle Hein- 699.00, Dr Curtis Farrell- 115.38, Dr. David Grote- 200.00, Bonnie Storm- 588.00, Warren Johnston- 836.36.

Marico Cleaning- 1,279.08, Principal Mutual Life Insurance Co.-

GENERAL FUND: Employee withholding paid to: Federal- 6,013.04, State- 1,611.14, Soc Sec tax- 3,544.34, Medicare- 828.95, Retirement- 1,966.99, Care Choices-, Ameritas Dental-, Paul Revere Life-, Colonial Health-, Union Dues-, Credit Union- 1,811.54, Colonial Life-, Deferred Comp- 1,350.22, Garnishment-.

D/A ENFORCEMENT FEDERAL GRANT: Gross salaries- 1573.00, Employers Retirement- 94.38, Employers Share Care Choices-, Employers Ameritas Dental-, Paul Revere Life-, Soc Sec tax- 97.53, Medicare- 22.81.

Employee withholding paid to: Federal- 253.96, State- 71.24, Soc Sec tax- 97.53, Medicare- 22.81, Retirement- 62.92, Union Dues-, Patrick Barger- 1,573.00. COPS FAST GRANT 97: Gross salaries- 1600.50, Employers Retirement- 96.03, Care Choices-, Ameritas Dental-, Paul Revere Life-, Employers Soc Sec-, Employers Medicare- 23.21, Employees withholding paid to: Federal- 261.35, State- 73.08, Soc Sec- 99.23, Medicare- 23.21, Retirement- 64.02, Union Dues-, Jared Junge- 1600.50.

COUNTY WEED CONTROL FUND: Gross salaries- \$1,108.46, Employers Retirement- 37.71, Employers Share Care Choices-, Ameritas Dental-, Employers Paul Revere Life-, Employers Share of Soc Sec- 68.72, Employers Share of Medicare - 16.07, Paul High- 628.46, Martin Beacom- 480.00.

WEED FUND: Employee withholding paid to: Federal- 108.50, State- 25.34, Soc Sec tax- 68.72, Medicare- 16.07, Retirement- 25.14, Deferred Comp.- 10.00.

Employees General Net Pay: \$40,040.64

Road Net Pay: \$7,584.12

D/A Net Pay: \$1,064.54

Cops Fast 97 Net: \$1,079.61

Weed Control Net: \$854.69

Visitors Promo: \$6,287.26

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

County Clerk, Ted Piepho, departed the meeting at 4:20 p.m. to get the original NCRS Agreement for the Chair to sign.

Nanci Walsh, Assistant to the board, acted as secretary in the absence of the County Clerk.

Robert Finney, County Attorney, appeared before the board.

Commissioner Meinen moved, seconded by Commissioner Hartnett to convene into closed executive session to discuss personnel.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 4:30 p.m.

Commissioner Meinen moved, seconded by Commissioner Bobier to reconvene in open session and adjourn.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 4:59 pm. Meeting adjourned

ATTEST:

County Clerk

Board Chairperson

* * * * *

DAKOTA COUNTY BOARD OF COMMISSIONERS
AUGUST 10, 1998 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Hartnett opened the meeting at 1:30 P.m. with the Pledge of Allegiance. Present were: Commissioners Bobier, Hartnett, Huggenberger, Meinen, Engel, and Ted Piepho, secretary.

Commissioner Meinen moved, seconded by Commissioner Engel to approve the minutes of July 20th and July 27th, 1998 as typed in the official record.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Engel to convene into Board of Equalization to hear the appeal of Kurt Rager appealing his 50% penalty for filing his Personal Property Schedule late.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 1:31 p.m.

Kurt Rager appeared before the board and said that he was not entitled not to pay a penalty. He said that he neglected to file the Personal Property Tax Return and nobody's fault but his own. Mr. Rager said that he was a little disappointed that he did not get a call from the assessor's office. He continued, "I think that the assessor's office is trying to assess penalties upon statutes which have been revised and no longer in effect. The 1998 laws have changed ways in which these are computed. The new statute, which formerly stated that if the tax payer files before being contacted the penalty would be \$25.00 or 10% whichever is greater. That defined the voluntary late filing of the personal property tax return. All of that definition regarding the involuntary late filing has been deleted. I have given you the exact language of the new statute 77-1203.05, it just says that if the return is filed or omitted property is reported by a tax payer after the filing date for filing such property is passed the current taxing period. And then it goes on shall be taxed at the same rate. In paragraph two it says, "to the tax shall be added a \$25.00 or 10% penalty on the tangible personal property. That is the penalty which I am saying I should cast on anybody who filed a return late. The county assessor is trying to assess a tax based upon a statute that is 77-1233.04. Mr. Rager read that paragraph; The county assessor shall list any item of tangible personal property omitted from a personal property return of any taxpayer and value the property at its net book value. The county assessor shall list and value omitted property for the current taxing period and the three previous taxing periods or any taxing period included therein. And then he says that it goes on in paragraph four "to the tax shall be added a penalty of the greater of \$100.00 or 50%. Mr. Rager said that there was no omitted property. Number one, the return that was sent to him by the county assessor was wholly deficient in the fact that about 90% of the property listed on there was not even taxable, it had expired. He added that he did file a return. The other statute should apply because number one, he has not omitted any property. Case law specifically says that in order to sustain an addition to the tax return as omitted property, it must appear that specific items have been added. Well, the assessor did not add anything to his personal property taxes. In fact, I corrected my personal property tax return. If you follow the county assessors logic, he would be assessed a 50% penalty, then you have to follow the other statute which says that he be fined for omitted property. If you look at the statutes and read the statutes he felt that he would have to pay the penalty in 77-1233.05, which says "to the tax shall be added \$25.00 or 10% the greater of the two."

Chair Hartnett asked if he had seen the memo from Cathy Land, the Property Tax Administrator, which called attention to 77-1233.06.

Mr. Rager said that he did and that says that you folks can change it if the tax is incorrectly figured. It's in there, it says if the action of the County Board of Equalization is limited to correcting penalties which are wrongly calculated and that is what I am saying. Mine is incorrectly calculated.

Ms. Hartnett asked Mr. Finney if he would like to jump in.

Mr. Finney, said that what he is saying is basically correct. It sounds like you both have two questions. Section 77-1233.05 was amended last year. It

appears they have done two things. One, they have done away with voluntary and involuntary and changed that it is just voluntary and I would say that if they have filed it would be applicable to them, but it did appear that the wrong penalty rate was applied to them. It was last years statute instead of this years statute. What you are talking about the Property Tax Administrator, basically just says that 1, you guys have no choice on the 10%, but you can change it if the wrong one has been applied. If you look at the letter, in an appeal of the penalties imposed, this is 77-1233.06, sub-paragraph 3, shall be limited to correcting penalties wrongfully imposed or incorrectly calculated. You can not forgive them, but instead of 50%, it should be 10%. If they all come in and filed, then they should be penalized \$25.00 or 10% whichever is greater and like I said, that was a change by the 1997 legislature. Commissioner Meinen asked in what situation would the 50% apply.

Mr. Rager said that in his opinion, that would be if the county assessor came out, looked at his property and found property that he omitted on his schedule.

Mr. Finney said if the assessor actually went out and looked around.

Ms. Meinen asked if they had any responsibility to pull other people out of the records that had the 50% penalty apply and did not file an appeal.

Commissioner Bobier basically asked the same question.

Mr. Finney felt that the time for appeal had elapsed and so discussion was had how to proceed.

The board felt that they would wait until next week.

Commissioner Huggenberger moved, seconded by Commissioner Bobier to reconvene as Board of Commissioners.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED 1:45 p.m.

Bill Horneber appeared before the board on behalf of Betty O'Neill. He said that his client was shorted two weeks pay in June of this year and touched on the possibility that she may have been shorted 6 days in 1983. He submitted a letter from Nichols and Rise stating that it appeared that the county still owed Ms. O'Neill two weeks pay.

The County Clerk explained that officials were paid differently than everybody else. County Official are paid 1/26th of their salary and the pay period is not the same as all other employees.

Mr. Horneber referred to the May 31 Operating Statement, which showed Ms. O'Neill still had \$2,400.00 coming and that the check June 5 was for time in May and then she received a check June 19th for the first two weeks in June, which would indicate that county still owes for the last two weeks. Ms. Walsh and Mr. Piepho said that the budget was correct but that her check June 5 was for the first two weeks in June and her check June 19 was until July 1. Mr. Piepho offered the claim that Ms. O'Neill signed at the beginning of the year showing the time frame for which each check was issued.

Mr. Horneber asked if we could back that up with information from 1990 and 91. The county clerk thought so and so Mr. Horneber asked that he be sent that information.

Bob Finney briefly touched on the Audit contract. He said that there was no provision for termination.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to convene into closed executive session to discuss personnel.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED 2:10 p.m.

Commissioner Huggenberger moved, seconded by Commissioner Engel to reconvene in open session.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 2:55 p.m.

The board received a letter from Burlington Northern and they wanted to know if the county was interested in purchasing the property that we are currently leasing from them, which is adjoining the county maintenance shop in South Sioux City.

Commissioner Meinen moved, seconded by Commissioner Huggenberger to open the bids on the Simmons Project at 1:30 p.m., September 21, 1998.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

The board discussed the Liquor License Management change that is being requested by the Hirschbach Watson Post 10753 VFW.

Commissioner Engel moved, seconded by Commissioner Bobier to approve Sotto Virusso as the manager named on the Hirschbach Watson Post 10753 VFW Liquor License.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

The board table the LEC Budget until the LEC Board has approved it.

Commissioner Bobier moved, seconded by Commissioner Engel to approve the payroll claims as follows:

COUNTY ROAD PAYROLL: Gross salaries- 10,278.78, Employers Retirement- 587.64, Employers Share Care Choices- 865.20, Employers Ameritas Dental- 121.92, Employers Paul Revere Life- 27.24, Employers Soc Sec tax- 608.65, Medicare- 142.35, Principal Mutual Life Insurance Co.- 91.96

Arnold Mellick- 935.58, Walter Heinemann- 818.40, Robert Jacobsen- 818.40, Richard McNear- 818.40, Marlan G. Millard- 818.40, Willis Roeber- 818.40, Randall A. Crombie- 814.40, Joel Broekemeier- 810.40, Richard Hoelsing- 810.40, Kimon A. Litras- 810.40, Donald Kunzie- 806.40, Ronald Harder- 715.20, Stewart Anderson- 484.00

ROAD FUND: Employee withholding paid to: Federal- 854.02, State- 224.27, Soc Sec- 608.65, Medicare- 142.35, Retirement- 391.83, Care Choices- 324.42, Ameritas Dental- 66.80, Lonestar- 9.76, Colonial- 103.38, Union Dues- 165.00, Credit Union- 32.00, Deferred Comp.- 223.00.

COUNTY GENERAL FUND: Gross salaries- \$56,245.68, Employers Share Retirement- 2,939.72, Employers Share Care Choices- 4,239.48, Employers Ameritas Dental- 607.57, Paul Revere Life- 141.84, Employers Soc Sec tax- 3,371.65, Medicare- 788.59.

Jackie Hartnett- 481.15, James Huggenberger- 458.08, Jack D. Bobier- 458.08, Marjorie A Meinen - 458.08, William F Engel - 458.08, Nanci Walsh- 836.36, Theodore A. Piepho- 1200.00, Joan Spencer- 836.36, Raemonda Perry- 742.29, Cindy Purucker- 334.00, Bobbi Jo Harsma- 688.88, Robert H. Giese- 1200.00, Charlotte J. Doenhoefer- 688.00, Ruth M. Jensen- 455.80, Ruth P Gillaspie- 836.36, Mardell A. Sorensen- 344.00, Phyllis A Ridge- 688.00, Ann Matthews- 660.01, Mark J. Dorsey- 458.08, Margaret Rahn- 836.36, Shirley Sides- 170.00, Cynthia Purucker- 344.00, Arnold Mellick- 206.00, Margaret Kunzie- 5.00, Colene H. Boyle- 1200.00, Veronica Grijalba- 836.36, Judy Lee Lockwood- 600.00, Lula Frick- 468.00, Martin G. Cahill- 1500.00, Scott M Dugan- 1,038.46, Mary Gamble- 580.00, Shirley Sides- 359.13, Karilyn Watkins- 339.38, Roxanne Anderson- 105.00, Patricia A. Stingley- 807.69, James L. Wagner- 1500.00, Linda Carson- 953.60, Randall Walsh- 1,612.49, Eric Reed-, Rodney Herron- 1,154.00, Gary Powell- 1,216.56, Allen Burns, Jr.- 1,156.72, Adrienne Harral- 560.00, Dale Davis- 1,044.96, Bradley Sherman- 899.20, Jared Junge- 880.00, Pat Barger- 985.88, Michael H Stark- 1,136.20,

Cherie Hogan- 768.00, Robert Finney- 1,958.31, Laurie Barclay- 728.00, Edward Matney- 1,200.00, Rita Chase- 640.00, Mark L Andrews- 1,346.15, Linda J. Schovanec- 765.12, Margaret Stingley- 542.50, Kathleen Keeler- 760.00, Paula Harrigfeld- 756.00, Rebecca M Broer- 700.00, William Thompson- 748.13, Anthony D. Bos- 640.00, Alma Gunderson- 640.00, Donna Lane- 182.00, Donald Bryant- 592.00, Jeremy Bermel- 802.90, Phouang T. Nonginthirath- 592.00, Derrick J Klug- 244.20, Duane H. Upton- 50.00, Margaret Kunzie- 736.00, Janice Brown- 849.42, Gloria Ann Dwyer- 688.00, Patricia Glover- 826.61, Judy Klemme- 840.00, Michelle Hein- 792.00, Dr Curtis Farrell- 115.38, Dr. David Grote-, Bonnie Storm- 408.00, Warren Johnston- 836.36.
Marico Cleaning- 1,279.08, Principal Mutual Life Insurance Co.- 472.94, U.S. Post Office- 2,500.00.

GENERAL FUND: Employee withholding paid to: Federal- 5,574.41, State- 1,476.80, Soc Sec tax- 3,371.65, Medicare- 788.59, Retirement- 1,959.81, Care Choices- 1,247.21, Ameritas Dental- 252.53, Paul Revere Life- 2.76, Colonial Health- 361.85, Union Dues- 160.09, Credit Union- 1,811.54, Colonial Life- 34.52, Deferred Comp- 1,200.22, Garnishment- 426.00.

COPS FAST GRANT 97: Gross salaries- 800.80, Employers Retirement- 32.03, Care Choices- 72.10, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employers Soc Sec- 49.65, Employers Medicare- 11.61, Employees withholding paid to: Federal- 84.45, State- 23.06, Soc Sec- 49.65, Medicare- 11.61, Retirement- 48.05, Union Dues- 10.01, Donald D Mueller, Jr- 800.80.

COUNTY WEED CONTROL FUND: Gross salaries- \$1,108.46, Employers Retirement- 37.71, Employers Share Care Choices- 72.10, Ameritas Dental- 10.16, Employers Paul Revere Life- 2.40, Employers Share of Soc Sec- 68.72, Employers Share of Medicare - 16.07, Paul High- 628.46, Martin Beacom- 480.00.

WEED FUND: Employee withholding paid to: Federal- 108.50, State- 25.34, Soc Sec tax- 68.72, Medicare- 16.07, Retirement- 25.14, Deferred Comp.- 10.00.

Employees General Net Pay: \$37,577.67
Road Net Pay: \$7,133.30
Cops Fast 97 Net: \$800.80
Weed Control Net: \$854.69

Visitors Promo:

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Chair Hartnett adjourned their meeting at 3:22 p.m.

ATTEST:

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

DAKOTA COUNTY BOARD OF COMMISSIONERS
AUGUST 17, 1998 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Hartnett opened the meeting at 10:05 a.m. with the Pledge of Allegiance.

Present: James Huggenberger, William Engel, Marjorie Meinen, Jack Bobier, Jacqueline Hartnett and Nanci Walsh, Board Assistant.

In the absence of the Secretary, Nanci Walsh, Board Assistant, took the minutes.

Commissioner Engel moved, seconded by Commissioner Bobier, to approve the minutes of August 10, 1998, as typed. ROLL CALL VOTE: Engel- YEA; Meinen- YEA; Bobier- YEA; Hartnett- YEA; Huggenberger- YEA; UNANIMOUS MOTION CARRIED.

The board reviewed the accounts payable claims.

Chair Hartnett recessed the meeting at 11:47 a.m. for lunch.

Chair Hartnett reconvened the meeting at 1:30 p.m.

Dave Lane with the City of South Sioux City gave a brief presentation on the application for nomination as an Empowerment Zone. This is a tri-state application including Sioux City, Iowa, South Sioux City, Nebraska and North Sioux City, South Dakota. Currently, two state applications are allowed and the South Dakota Congressional Delegation is working on passing legislation to allow a tri-state application. If this empowerment zone is approved it could mean \$100,000,000 over ten years. Mr. Lane wanted only the support of application for nomination from the County. No county dollars are involved.

Commissioner Meinen moved, seconded by Commissioner Bobier to support the tri-state application for an empowerment zone and to support Dakota County and South Sioux City as part of the application. ROLL CALL VOTE: Meinen- YEA; Bobier- YEA; Hartnett- YEA; Huggenberger- YEA; Engel- YEA; UNANIMOUS MOTION CARRIED

Commissioner Bobier moved, seconded by Commissioner Huggenberger, to authorize the chair to sign the Warranty Deed and Lease Termination Agreement with Consolidated Nutrition, L.L.C. successor in interest to O.A. Cooper Company. ROLL CALL VOTE: Bobier- YEA; Hartnett- YEA; Huggenberger- YEA; Engel- YEA; Meinen- YEA; UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Engel, to convene as Board of Equalization. ROLL CALL VOTE: Hartnett- YEA; Huggenberger- YEA; Engel- YEA; Meinen- YEA; Bobier- YEA; UNANIMOUS MOTION CARRIED at 1:45 p.m.

Commissioner Meinen moved, seconded by Commissioner Engel, to reduce the 50% penalty to 10% on the personal property penalty appeals for Kurt Rager (Rager Law Office P.C.), Pizza Dudes DBA Valentino s, River City Construction, James Twohig, Jr., Dean Lieber, Herman Lieber, Walkers Colonial Manor, Jenkins Farms, National Liquidators, Inc., and Manley Enterprises, as long as the personal property schedule is on file and signed in the Assessor s Office within ten (10) days as recommended by the County Attorney. ROLL CALL VOTE: Huggenberger- YEA; Engel- YEA; Meinen- YEA; Bobier- YEA; Hartnett- YEA; UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Meinen, to reconvene as Board of Commissioners. ROLL CALL VOTE: Engel- YEA; Meinen- YEA; Bobier- YEA; Hartnett- YEA; Huggenberger- YEA; UNANIMOUS MOTION CARRIED at 1:48 p.m.

Commissioner Bobier moved, seconded by Commissioner Engel, to approve the accounts payable claims as presented:
GENERAL FUND: Lazette Gifford, upgrade computer- 300.00; Ne Nebr Association of County Officials, registration fee- 45.00; Star Printing & Publishing, minutes- 218.00; Commercial Computer Systems, assistance- 25.00; Ne Nebr Association of County Officials, registration fee- 15.00; PC Mall, software- 59.70; Perkins, supplies- 90.83; Joan Spencer, mileage/supplies- 91.81; XPEDX, computer paper-

188.64; Robert Giese, mileage- 63.00; Intergovernmental Data Services, data processing- 38.83; Nadine Lewon, prior years- 17.00; MIPS, monthly support- 423.64; Office Systems Co, copier contract- 198.00; A J Phillips Publishing, printing- 210.00; Star Printing & Publishing, printing- 15.50; Irene Van Lent, prior years- 16.00; Sioux Business Products, ribbon- 45.00; Great Plains Appraisals, equalization prep- 4500.00; Betty O'Neill, prior years- 4.00; Homer Community School, supt contract- 350.00; Dakota County State Bank, ballot scanner lease x2- 4768.18; NE Nebr Association of County Officials, registration fee- 15.00; Sioux Business Products, supplies- 3.99; Colene Boyle, supplies- 15.55; Perkins, printer cartridge- 29.99; Redfield & Co, journals- 269.10; Sioux Business Products, supplies- 47.29; DAS Central Stores, supplies- 81.26; Nebraska Law Review, law book- 48.00; Office Systems Co, maint contracts- 339.20; Perkins, cord cover- 22.32; Shepard's, law books- 524.88; West Group, law books- 69.50; Commnet Cellular, phone- 38.84; Nebraska Journal Leader, subscription- 18.25; Sams Club, printer- 385.78; Shepard's, law books- 437.58; Viking Office Products, toner- 151.95; Martin Cahill, mileage/supplies- 37.12; Creighton Law Library, copies- 17.10; Scott Dugan, mileage- 100.32; Frank Gonzalez, interpreting- 460.00; Kathy Pate Knickrehm, research- 50.00; Legal Information Services, research- 30.00; NCDAA, membership- 35.00; Nebraska Cont Legal Education, update- 25.00; Perkins, supplies- 40.19; Schuetts & Avery, depositions- 704.75; Clerk of District Court, court costs- 436.00; Clerk of Supreme Court, filing fee- 52.00; Fitch & Tott Law Firm, atty fees- 249.00; Dakota County Treasurer, money orders- 16.86; Frank Gonzalez, interpreting- 135.00; Douglas Luebe Law Office, atty fees- 434.00; M M Court Reporting, deposition- 162.00; Matthew Bender & Co, law book- 284.48; Lexis Law Publishing, law books- 38.28; Crary, Huff, Raby, Inkster, atty fees- 1031.75; Shepard's, law books- 55.97; West Group, law books- 2844.80; William Binkard, atty fees- 270.00; Doug Carter, witness fee- 23.00; Dakota County Court, court costs- 115.25; Deaf Interpreting Services, interpreting- 50.00; Frank Gonzalez, interpreting- 600.00; Brenda Lile, witness fee- 22.10; Douglas Luebe Law Office, atty fees- 187.40; Rager Law Office, atty fees- 1160.00; Renee Rich, witness fee- 21.20; Anne Saltsgiver, witness fee- 23.00; Oscar Sanchez, interpreting- 137.50; Crary, Huff, Raby, Inkster, atty fees- 45.00; Dakota County Sheriff, warrants/papers- 1567.95; Colene Boyle, mileage- 24.00; Veronica Grijalba, mileage- 24.00; John Barone Co, fire alarm insp- 345.00; Bekins Fire & Safety Service, annual maint- 162.00; Bomgaars, tools- 18.15; Buck Head Products, supplies- 1028.28; Cellular One, phone- 57.46; Coast to Coast, bldg supplies- 29.22; Curry Floor & Acoustics, supplies- 3.90; Dakota City Fire Dept, wash parking lot- 125.00; Electronic Engineering, pager repair- 14.95; Executive Lawn Service, mow lawns- 400.00; Gill Hauling Inc, garbage- 150.00; Joes Dept Store, repairs- 4.14; Maintenance Engineering, light bulbs- 743.48; Mary O'Dell, flag- 33.00; Midamerican Energy Co, utilities- 735.45; N C Dean Contracting, labor- 195.00; Nebraska Public Power, utilities- 3465.52; O'Keefe Elevator, elevator repair- 7442.09; Payless Cashways, tools/supplies- 93.05; Perkins, log book- 1.23; Rick Jensen, mileage- 56.52; Sioux City Iron Co, tax due- 5.69; Trembly Pest Control, pest control- 45.00; SmithKline Beecham, inoculations- 73.17; US West, fire alarm phone- 51.73; XPEDX, supplies- 189.90; Walmart, air compressor- 217.12; Dakota County Extension, mileage/supplies; Big A Auto Parts, repairs- 171.66; Cellular One, phone- 59.97; Cenex Fleetcard, fuel- 817.98; Crown Lincoln Mercury, repairs- 130.52; Crystal Oil, service/tires/fuel- 914.59; Executive Copy Systems, maint contract- 1667.90; Fremont Tire, tires- 245.31; Harold's Photo Center, photos- 55.77; Jacks Uniforms & Equipment, uniform upkeep- 73.10; Knoepfler Chevrolet, repairs- 308.73; Modern Office, computer caddy- 173.13; Neva Neal, prior years- 9.00; A J Phillips Publishing Co, signs- 130.00; Gary Powell, food- 22.76; Racom Corporation, repair radio- 133.95; Siouxland Federal Credit Union, pymt on acct- 164.65; Randall Walsh, car washes/meals- 39.26; Burt County Court, cert copies- 2.50; Cellular One, phone- 80.40; Colfax County

Court, copies- 2.25; Dakota County Treasurer, reim cash advance- 147.00; Robert Finney, mileage- 78.00; Iowa Office Supply, copier maint- 74.99; Matthew Bender & Co, software- 7.08; Midwest Office Automation, computer repair- 421.50; Perkins, supplies- 4.76; Schuetts & Avery, deposition- 136.00; Secretary of State, cert copies- 20.00; Sioux Business Products, supplies- 44.73; Sioux City Wintronics, computer supplies- 116.89; West Group, law book- 63.60; Bob Barker Co, disposable blues- 132.39; Boys & Girls Home, juvenile fees- 4650.00; Braunger Foods, food- 606.62; Cellular One, phone- 39.98; Coffee King, jail coffee- 38.25; Dakota Food & Fuel, fuel- 92.31; Dept of Correctional Services, boarding- 1837.76; Family Practice Center, inmate care- 210.00; Grandview, physical- 251.50; Hy Vee, food- 822.10; Metz Baking, bread products- 160.73; Redlers Pharmacy, inmate meds- 83.25; Roberts Dairy, milk products- 181.80; Quest Diagnostics Inc, lab test- 52.50; Sherwin-Williams, paint- 344.68; Siouxland Federal Credit Union, fuel/tickets/lodging- 1127.21; Strategic Monitoring, house arrest units- 406.50; Dakota Super Value, food- 280.00; XPEDX, supplies- 205.47; Arch Paging, monthly fees- 8.63; Jan Brown, mileage- 46.96; Briggs Corporation, medical supplies- 59.30; Michelle Hein, mileage- 117.30; Jola Publications, medical directory- 19.00; Judy Klemme, mileage- 144.60; Staples, supplies- 72.94; Bonnie Storm, mileage- 102.00; Cellular One, phone- 26.10; Perkins, supplies- 26.71; AT & T, phone- 635.86; Amsterdam Printing & Litho, forms- 54.40; Bobier Portrait Studios, framing- 166.60; Axles & Gears, storage contract- 750.00; Dakota City Postmaster, meter postage- 2500.00; Des Moines Stamp Mfg, stamp- 23.20; Arthur Gallagher & Co, public officials liab ins- 7378.00; Lazette Gifford, web site upkeep- 160.00; Region IV Mental Health Services, qtrly pymt- 4811.00; SIMPCO, dues- 3315.00; Sioux Air Inc, spraying- 920.00; US West, phone- 1562.53; XPEDX, computer paper- 78.45

ROAD FUND: Aramark Uniform Services, supplies- 80.98; Atco Mfg, supplies- 266.96; AT& T, phone- 11.77; Barkley Asphalt, hot mix- 180.00; Big A Auto, parts/tools/filters- 274.83; Bridgestone/Firestone, tires/repairs- 219.98; Cellular One, phone- 35.74; Cenex Fleetcard, fuel- 1786.72; Charlie Zook Motors, parts- 6.38; Circle R, parts- 29.10; Coast to Coast, supplies- 68.34; Farmers Coop, fuel/oil- 1116.68; Fort Calhoun Stone, rock- 2179.45; Graham Tire, tires- 403.08; Great Plains Intl, parts- 21.75; Higman Sand & Gravel, rock- 7682.83; HME Inc, haul rock- 5760.00; Jackson Glass, glass- 220.73; Joes Dept Store, parts/supplies/tools- 137.72; Linweld, acetylene tanks- 26.10; Logan Valley Impl, equipment rental- 1800.00; Midwest Equipment Inc, oil filters- 115.24; Motor Parts Central, parts- 195.06; Nebraska Public Power, signal/service- 86.83; Pilger Sand & Gravel, gravel- 8423.22; Piorier Equipment, parts- 53.52; Precision Industries, parts- 64.32; Presco Sales & Service, culverts- 1751.03; Sioux City Filter Service, labor- 76.13; Sioux City Tarp, cranks- 149.60; Siouxland Hydraulic, parts- 36.34; Stephans Welding, repairs- 32.50; Swaney Equipment, oil filters- 229.88; Team Ford, parts- 6.62; Tri State Communications, fuse- 9.00; Utility Equipment Co, pipe- 107.00; US West, phone- 49.97; Walding Chiropractic, drug testing- 10.00; Warren Oil, fuel- 862.34; Western States Mfg, supplies- 25.49; Ziegler, parts- 65.42

ROAD IMPROVEMENT FUND: Johnson-Erickson-O'Brien & Assoc, engineering- 786.00; Perkins, supplies- 43.42; Star Printing & Publishing, copies- 127.20

POOR RELIEF: Council on Sexual Assault/Violence, annual contribution- 3000.00; Nebraska Dept of Social Services, administrative costs- 38.00

STOP FUND: City of South Sioux City, computers/printers- 1038.00

WEED FUND: Butch's Truck Repair, truck repair- 70.00; Farmers Coop, spray- 59.90; Warren Oil, belt- 16.20

E911: City of South Sioux City, 1/2 lec exp- 23,553.33

ROLL CALL VOTE: Meinen- YEA; Bobier- YEA; Hartnett- YEA; Huggenberger- YEA; Engel- YEA; UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Engel, to approve the officials reports for July from the County Clerk, Register of Deeds, and Clerk of District Court and to approve the quarterly report for April, May, and June from the County Sheriff. ROLL CALL VOTE: Bobier- YEA; Hartnett- YEA; Huggenberger- YEA; Engel- YEA; Meinen- YEA; UNANIMOUS MOTION CARRIED.

Commissioner Meinen moved, seconded by Commissioner Bobier, to convene in executive session to discuss personnel. ROLL CALL VOTE: Hartnett- YEA; Huggenberger- YEA; Engel- YEA; Meinen- YEA; Bobier- YEA; UNANIMOUS MOTION CARRIED at 2:15 p.m.

Commissioner Meinen moved, seconded by Commissioner Bobier, to reconvene in open session. ROLL CALL VOTE: Huggenberger- YEA; Engel- YEA; Meinen- YEA; Bobier- YEA; Hartnett- YEA; UNANIMOUS MOTION CARRIED at 2:42 p.m.

Robert Giese, County Treasurer, appeared before the board.

Commissioner Huggenberger moved, seconded by Commissioner Meinen, to convene as Board of Equalization. ROLL CALL VOTE: Engel- YEA; Meinen- YEA; Bobier- YEA; Hartnett- YEA; Huggenberger- YEA; UNANIMOUS MOTION CARRIED at 2:45 p.m.

Robert Giese, County Treasurer, presented an application for Motor Vehicle Exemption for the Boys and Girls Home of Nebraska. He recommended approval.

Commissioner Huggenberger moved, seconded by Commissioner Engel, to approve the motor vehicle exemption application for the Boys and Girls Home of Nebraska on a 1991 Ford Van with vin 1FBJS31H7MHB26534. ROLL CALL VOTE: Meinen- YEA; Bobier- YEA; Hartnett- YEA; Huggenberger- YEA; Engel- YEA; UNANIMOUS MOTION CARRIED.

Commissioner Meinen moved, seconded by Commissioner Bobier, to reconvene as Board of Commissioners. ROLL CALL VOTE: Bobier- YEA; Hartnett- YEA; Huggenberger- YEA; Engel- YEA; Meinen- YEA; UNANIMOUS MOTION CARRIED at 2:47 p.m.

The board reviewed the mail.

Chair Hartnett adjourned the meeting at 3:02 p.m.

DAKOTA COUNTY BOARD OF COMMISSIONERS
AUGUST 24, 1998 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Hartnett opened the meeting at 1:33 p.m. with the Pledge of Allegiance.

Present: James Huggenberger, William Engel, Marjorie Meinen, Jack Bobier, Jacqueline Hartnett, Nanci Walsh, Board Assistant and Ted Piepho, Secretary.

Commissioner Engel moved, seconded by Commissioner Meinen, to approve the minutes of August 17, 1998, as typed. ROLL CALL VOTE: Engel- YEA; Meinen- YEA; Bobier- YEA; Hartnett- YEA; Huggenberger- YEA; UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Huggenberger to convene as Board of Equalization.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 1:34 p.m.

Marvin and Lanay Noteboom appeared before the board to ask them to extend the deadline for them filing their Homestead Exemption Application.

The board deliberated considerably over the matter and after checking with the assessor the time had passed for the board to take that action. The deadline for filing the Homestead was June 30th and the deadline for the board to extend the filing deadline was July 20th. The board told the Noteboom's that the only way they could forgive them for not filing their homestead application on time was for the county to actually pay the tax. Therefore the board did not grant their appeal for not filing their Homestead Exemption Application on time.

Commissioner Bobier moved, seconded by Commissioner Huggenberger to reconvene as Board of Commissioners.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 1:45 p.m.

There was no action on the agenda item "Dog and Cat Ordinance".

Commissioner Bobier moved, seconded by Commissioner Meinen to adopt a joint resolution with South Sioux City and the South Sioux City School District to nominate Senator Pat Engel as Police Association's Legislator of the Year and authorize the chair to sign same.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

The board discussed the state's offer to purchase part of the assessor's inventory.

Commissioner Huggenberger moved, seconded by Commissioner Engel to accept the state's offer of \$5,000 to purchase everything in the assessor's office with exception to the Map Copying Machine (6050137), Two IBM Computer Terminals (6050215) (6050216), Cabinet for Printer (6050218), IBM Printer (6050282), Toshiba Stand for Copier (6050289), Toshiba 2500 Copy Machine (6050290), Soundwrite by ring King Printer Box (6050299), Two IBM 2381 Lexmark Plus Printer (6050300) (6050301), Acer View 54E Work Station (6050306) and an Acer View 54E Server (6050307).

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

The board reviewed the inventories that Nanci Walsh had prepared for the board to sign and file with the county clerk.

Commissioner Bobier moved, seconded by Commissioner Engel to file the inventories with the county clerk.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

Chair Hartnett opened the budget hearing at 2:00 pm.

Nanci Walsh explained the budget to the board and to the audience. Attending the hearing was Betty O'Neill, Madelyn Thorsland, Robert Finney, Judge Maurice Redmond, Dennis Hurley and Julie Gieger from the Star.

Mr. Finney submitted letters from various law enforcement agencies supporting adding another deputy back in his budget.

Dennis Hurley addressed the board and supported another deputy and addressed LB 1041 as mandating termination for juveniles that have been outside their home for 15 of the last 22 months.

Chair Hartnett closed the budget hearing at 2:36 p.m.

Commissioner Bobier moved, seconded by Commissioner Meinen to adopt a resolution 98-16 to exceed the 2.5% increase in the County's budget by an additional 1%, authorized by Nebraska Law as follows:

Resolution 98-16

WHEREAS; the county may increase the county's 1998-99 budget of restricted funds by 2.5%.

WHEREAS; it is necessary for the county to exceed 2.5% increase of restricted funds in the county budget for the 1998-99 Budget to meet it's financial Obligation.

WHEREAS; the county board may budget an additional 1% of restricted funds by 75% vote of the board.

BE IT THEREFORE RESOLVED; that the county budget reflect an additional 1% of restricted funds in addition to the 2.5% making a total increase of 3.5% of restricted funds for the County's 1998-99 Budget.

Dated this 24th day of August, 1998.

ATTEST:

County Clerk

Chairman

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Engel to transfer abandoned title #98226700052 to the towing agency for the towing and storage fees due against a 1984 Oldsmobile Station Wagon bearing the serial number 1G3AP35Y1EX429467.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED

Judge Redmond briefly discussed the formation for a Community Corrections Board with the county board.

Chair Hartnett declared a recess from 2:48 p.m. to 2:58 p.m.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to convene in closed executive session to discuss personnel.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 2:58 p.m.

Commissioner Meinen moved, seconded by Commissioner Bobier to reconvene in open session.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 4:16 pm.

Commissioner Huggenberger moved, seconded by Commissioner Engel to approve the following payroll claims.

COUNTY ROAD PAYROLL: Gross salaries- 10,352.92, Employers Retirement- 596.17, Employers Share Care Choices- 865.20, Employers Ameritas Dental- 121.92, Employers Paul Revere Life- 27.24, Employers Soc Sec tax- 613.24, Medicare- 143.42, Principal Mutual Life Insurance Co.- Arnold Mellick- 1,077.72, Walter Heinemann- 818.40, Robert Jacobsen- 818.40, Richard McNear- 818.40, Marlan G. Millard- 818.40, Willis Roeber- 818.40, Randall A. Crombie- 814.40, Joel Broekemeier- 810.40, Richard Hoelsing- 810.40,

Kimon A. Litras- 810.40, Donald Kunzie- 806.40, Ronald Harder- 715.20, Stewart Anderson- 416.00

ROAD FUND: Employee withholding paid to: Federal- 864.29, State- 227.98, Soc Sec- 613.24, Medicare- 143.42, Retirement- 397.52, Care Choices- 324.42, Ameritas Dental- 66.80, Lonestar- 9.76, Colonial- 103.38, Union Dues- 165.00, Credit Union- 32.00, Deferred Comp.- 223.00.

COUNTY GENERAL FUND: Gross salaries- \$57,300.99, Employers Share Retirement- 2,986.03, Employers Share Care Choices- 4,239.48, Employers Ameritas Dental- 607.57, Paul Revere Life- 141.84, Employers Soc Sec tax- 3,437.07, Medicare- 803.88.

Jackie Hartnett- 481.15, James Huggenberger- 458.08, Jack D. Bobier- 458.08, Marjorie A Meinen - 458.08, William F Engel - 458.08, Nanci Walsh- 836.36, Theodore A. Piepho- 1200.00, Joan Spencer- 836.36, Raemonda Perry- 743.45, Cindy Purucker- 334.00, Bobbi Jo Harsma- 668.00, Robert H. Giese- 1200.00, Charlotte J. Doenhoefer- 688.00, Ruth M. Jensen- 344.00, Ruth P Gillaspie- 836.36, Mardell A. Sorensen- 344.00, Phyllis A Ridge- 688.00, Ann Matthews- 660.00, Mark J. Dorcey- 458.08, Margaret Rahn- 836.36, Shirley Sides- 168.00, Cynthia Purucker- 334.00, Arnold Mellick- 229.41, Margaret Kunzie- 12.60, Colene H. Boyle- 1200.00, Veronica Grijalba- 933.64, Judy Lee Lockwood- 752.00, Lula Frick- 487.50, Martin G. Cahill- 1500.00, Scott M Dugan-1,038.46, Mary Gamble- 580.00, Shirley Sides- 454.08, Karilyn Watkins- 635.63, Roxanne Anderson-, Richard Jensen- 807.69, Patricia A. Stingley- 732.00, James L. Wagner- 1500.00, Linda Carson- 953.60, Randall Walsh- 1,246.68, Eric Reed-180.00, Rodney Herron- 1,154.00, Gary Powell- 1,408.27, Allen Burns, Jr.- 1,116.36, Adrienne Harral- 560.00, Dale Davis- 2,047.38, Bradley Sherman- 1,011.52, Jared Junge- 880.00, Pat Barger- 891.00, David Burrell- 240.24, Chad Sheehan- 530.40, Michael H Stark- 574.08, Cherie Hogan- 763.20, Robert Finney- 1,958.31, Laurie Barclay- 728.00, Edward Matney- 1,200.00, Rita Chase- 640.00, Mark L Andrews- 1,346.15, Linda J. Schovanec- 769.90, Margaret Stingley- 542.50, Kathleen Keeler- 764.75, Paula Harrigfeld- 750.50, Rebecca M Broer- 708.75, William Thompson- 752.51, Anthony D. Bos- 512.00, Alma Gunderson- 640.00, Donna Lane- 227.50, Donald Bryant- 614.20, Jeremy Bermel- 562.40, Phouang T. Nonginthirath- 236.80, Derrick J Klug- 610.50, Duane H. Upton- 50.00, Margaret Kunzie- 812.00, Janice Brown- 940.17, Gloria Ann Dwyer- 688.00, Patricia Glover- 776.13, Judy Klemme- 840.00, Michelle Hein- 780.00, Dr Curtis Farrell- 115.38, Dr. David Grote-, Bonnie Storm-, Warren Johnston- 836.36.

Marico Cleaning- 1,279.08, Principal Mutual Life Insurance Co.-

GENERAL FUND: Employee withholding paid to: Federal- 5,744.97, State- 1,525.23, Soc Sec tax- 3,437.07, Medicare- 803.88, Retirement- 1,990.69, Care Choices- 1,247.21, Ameritas Dental- 252.53, Paul Revere Life- 2.76, Colonial Health- 361.88, Union Dues- 160.09, Credit Union- 1,941.54, Colonial Life- 34.52, Deferred Comp- 1,200.22, Garnishment- 426.00.

COPS FAST GRANT 97: Gross salaries- 810.81, Employers Retirement- 48.65, Care Choices- 72.10, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employers Soc Sec- 50.27, Employers Medicare- 11.76, Employees withholding paid to: Federal- 85.89, State- 23.57, Soc Sec- 50.27, Medicare- 11.61, Retirement- 32.43, Union Dues- 10.01, Donald D Mueller, Jr- 810.81.

COUNTY WEED CONTROL FUND: Gross salaries- \$1,108.46, Employers Retirement- 37.71, Employers Share Care Choices- 72.10, Ameritas Dental- 10.16, Employers Paul Revere Life- 2.40, Employers Share of Soc Sec- 68.72, Employers Share of Medicare - 16.07, Paul High- 628.46, Martin Beacom- 480.00.

WEED FUND: Employee withholding paid to: Federal- 108.50, State- 25.34, Soc Sec tax- 68.72, Medicare- 16.07, Retirement- 25.14, Deferred Comp.- 10.00.

Employees General Net Pay: \$38,172.40

Road Net Pay: \$7,182.11

Cops Fast 97 Net: \$810.81

Weed Control Net: \$854.69

Visitors Promo: \$7,195.66
 Inheritance Tax: \$1,500.00
 ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea,
 Bobier- Yea, UNANIMOUS MOTION CARRIED.

The board briefly discussed closing part of the road north of IBP.
 The board briefly discussed the LEC Budget.

Chair Hartnett adjourned the meeting at 4:40 p.m.

DAKOTA COUNTY BOARD OF COMMISSIONERS
 AUGUST 31, 1998 PROCEEDINGS
 COUNTY BOARD MEETING ROOM
 DAKOTA COUNTY COURTHOUSE

Vice Chair Meinen opened the meeting at 1:30 p.m. with the Pledge of Allegiance.

Present: James Huggenberger, William Engel, Marjorie Meinen, Jack Bobier, Nanci Walsh, Board Assistant and Ted Piepho, Secretary.
 Absent: Commissioner Hartnett

Commissioner Engel moved, seconded by Commissioner Huggenberger, to approve the minutes of August 24, 1998, as typed.
 ROLL CALL VOTE: Engel- YEA; Meinen- YEA; Bobier- YEA; Hartnett- ABSENT; Huggenberger- YEA; UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Engel to adopt Resolution 98-17 as follows:

RESOLUTION 98-17

LEVY ALLOCATIONS FOR MISCELLANEOUS SUBDIVISIONS

Whereas, LB-1114 provides that miscellaneous subdivisions are subject to levy allocation by the County Board; and,

Whereas, the miscellaneous subdivisions have filed a preliminary tax request with the County Board; and,

Whereas, the Fire Districts in the Mutual Finance Organizations received funding and must levy the same rate; and,

Whereas, the County Board must determine the final allocation of levy authority for its subdivisions by September 1, 1998.

Therefore, the Dakota County Board of Commissioners hereby allocate to the miscellaneous subdivisions as follows:

Subdivision	Property Tax Request	Property Tax allocation	Levy*
Dakota Co Ag Society;			
General	\$ 55,347.97	\$ 55,347.97	.0088
Capital Construction	22,618.84	22,618.84	.0036
Total	77,966.81	77,966.81	.0124
Dakota Co Historical Society	15,858.88	15,858.88	.0025
Fire Protection Dist #1, Homer	23,350.48	5,527.83	.0100
Dakota Covington Rural Fire	65,805.90	15,200.08	.0100
Emerson Rural Fire	34,964.88	6,269.00	.0100

*Levy Allocation is the rate per \$100 valuation.
Passed and adopted this 31st day of August, 1998.

Commissioner

Commissioner

Commissioner

Commissioner

County Clerk

Commissioner

ROLL CALL VOTE: Hartnett- Absent, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

The board briefly discussed that Commissioners Huggenberger and Bobier would meet with Catherine Eriksen later this week to pursue negotiations on the possible purchase of property along Highway 35 to use as a county maintenance yard.

Vice Chair adjourned the meeting at 1:46 p.m.

DAKOTA COUNTY BOARD OF COMMISSIONERS
SEPTEMBER 8, 1998 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Hartnett opened the meeting at 1:33 p.m. with the Pledge of Allegiance.

Present: Jackie Hartnett, James Huggenberger, William Engel, Marjorie Meinen, Nanci Walsh, Board Assistant and Ted Piepho, Secretary.
Absent: Commissioner Bobier.

Commissioner Engel moved, seconded by Commissioner Meinen, to approve the minutes of August 31, 1998, as typed.
ROLL CALL VOTE: Engel- YEA; Meinen- YEA; Bobier- ABSENT; Hartnett- ABSTAINED; Huggenberger- YEA; UNANIMOUS MOTION CARRIED.

Jason Clancy from NIRMA appeared before the board and encouraged the board and elected officials to look at courthouse and office security. His presentation was prompted by the Kimball County tragedy. He suggested that the sheriff's Office install a different type glass in their office where the vehicle inspections are processed.

Colene Boyle appeared before the board and asked the board to upgrade Shirley Sides to a Class III clerk. Bill moved to change the class of Shirley Sides to a Class III Clerk, but there was not a second. However, the board did not indicate that she could not.

Commissioner Meinen moved, seconded by Commissioner Huggenberger to approve the following payroll claims, except that the board assistant review the claims of Al Burns, Veronica Grijalba, Ruth Warnock and Shirley Sides to insure their request is within the labor agreement or county employee handbook.
COUNTY ROAD PAYROLL: Gross salaries- 10,328.20, (Road Employees Net Pay- \$7,168.59), Employers Retirement- 589.89, Employers Share Care Choices- 865.20, Employers Ameritas Dental- 121.92, Employers Paul Revere Life- 27.24, Employers

Soc Sec tax- 611.71, Medicare- 143.06, Principal Mutual Life Insurance Co.- 91.96

Arnold Mellick- 973.00, Walter Heinemann- 818.40, Robert Jacobsen- 818.40, Richard McNear- 818.40, Marlan G. Millard- 818.40, Willis Roeber- 818.40, Randall A. Crombie- 814.40, Joel Broekemeier- 810.40, Richard Hoelsing- 810.40, Kimon A. Litras- 810.40, Donald Kunzie- 806.40, Ronald Harder- 715.20, Stewart Anderson- 496.00

ROAD FUND: Employee withholding paid to: Federal- 861.21, State- 225.94, Soc Sec- 611.71, Medicare- 143.06, Retirement- 393.33, Care Choices- 324.42, Ameritas Dental- 66.80, Lonestar- 9.76, Colonial- 103.38, Union Dues- 165.00, Credit Union- 32.00, Deferred Comp.- 223.00.

COUNTY GENERAL FUND: Gross salaries- \$57,219.69, (General Fund Employees Net Pay- \$38,020.87), Employers Share Retirement- 2,970.67, Employers Share Care Choices- 3,951.08, Employers Ameritas Dental- 566.93, Paul Revere Life- 132.24, Employers Soc Sec tax- 3,431.37, Medicare- 802.50.

Jackie Hartnett- 481.15, James Huggenberger- 458.08, Jack D. Bobier- 458.08, Marjorie A Meinen - 458.08, William F Engel - 458.08, Nanci Walsh- 987.20, Theodore A. Piepho- 1200.00, Joan Spencer- 987.20, Raemonda Perry- 732.00, Cindy Purucker- 343.40, Bobbi Jo Harsma- 674.27, Robert H. Giese- 1200.00, Charlotte J. Doenhoefer- 784.01, Ruth M. Jensen- 392.00, Ruth P Gillaspie- 987.20, Mardell A. Sorensen- 392.00, Phyllis A Ridge- 784.00, Ann Matthews- 775.20, Mark J. Dorcey- 458.08, Margaret Rahn- 836.36, Shirley Sides- 170.00, Cynthia Purucker- 334.00, Arnold Mellick- 212.15, Margaret Kunzie- 7.00, Colene H. Boyle- 1200.00, Veronica Grijalba- 889.92, Judy Lee Lockwood- 640.00, Lula Frick- Martin G. Cahill- 1500.00, Scott M Dugan-1,038.46, Mary Gamble- 580.00, Shirley Sides- 392.59, Karilyn Watkins- 376.00, Roxanne Anderson- 36.00, Richard Jensen- 807.69, Patricia A. Stingley- 732.00, James L. Wagner- 1500.00, Linda Carson- 953.60, Randall Walsh- 1,097.55, Eric Reed-, Rodney Herron- 1,154.00, Gary Powell- 1,189.65, Allen Burns, Jr.- 2,347.06, Adrienne Harral- 560.00, Jared Junge- 1,028.50, Pat Barger- 1,031.25, David Burrell- 913.44, Chad Sheehan- 834.68, Michael H Stark- 1,697.36, Cherie Hogan- 772.80, Robert Finney- 1,958.31, Laurie Barclay- 728.00, Edward Matney- 1,200.00, Rita Chase- 640.00, Mark L Andrews- 1,346.15, Linda J. Schovanec- 779.45, Margaret Stingley- 542.50, Kathleen Keeler- 760.00, Paula Harrigfeld- 760.00, Rebecca M Broer- 700.00, William Thompson- 798.46, Alma Gunderson- 682.00, Donna Lane- 182.00, Donald Bryant- 742.40, Jeremy Bermel- 540.20, Derrick J Klug- 592.00, Wayne J Lenzen0 410.70, Duane H. Upton- 50.00, Margaret Kunzie- 756.00, Janice Brown- 918.39, Gloria Ann Dwyer- 688.00, Patricia Glover- 820.30, Judy Klemme- 840.00, Michelle Hein- 786.00, Dr Curtis Farrell- 115.38, Dr. David Grote- 200.00, Bonnie Storm-, Warren Johnston- 836.36.

Marico Cleaning- 1,279.08, Principal Mutual Life Insurance Co.- 404.08

GENERAL FUND: Employee withholding paid to: Federal- 5,828.69, State- 1,562.10, Soc Sec tax- 3,431.37, Medicare- 802.50, Retirement- 1,980.45, Care Choices- 1,247.21, Ameritas Dental- 252.53, Paul Revere Life- 2.76, Colonial Health- 372.48, Union Dues- 116.45, Credit Union- 1,941.54, Colonial Life- 34.52, Deferred Comp- 1,200.22, Garnishment- 426.00.

COPS FAST GRANT 97: Gross salaries- 935.97, (Cops Fast 97 Employees Net- \$683.05), Employers Retirement- 56.16, Care Choices- 72.10, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employees Soc Sec- 58.03, Employees Medicare- 13.57, Employees withholding paid to: Federal- 103.91, State- 29.96, Soc Sec- 58.03, Medicare- 13.57, Retirement- 37.44, Union Dues- 10.01, Donald D Mueller, Jr- 683.05.

COUNTY WEED CONTROL FUND: Gross salaries- \$1,108.46, (Weed Control Employees Net- \$854.69), Employers Retirement- 37.71, Employers Share Care Choices- 72.10, Ameritas Dental- 10.16, Employers Paul Revere Life- 2.40, Employers Share of Soc Sec- 68.72, Employers Share of Medicare - 16.07, Paul High- 628.46, Martin Beacom- 480.00.

WEED FUND: Employee withholding paid to: Federal- 108.50, State- 25.34, Soc Sec tax- 68.72, Medicare- 16.07, Retirement- 25.14, Deferred Comp.- 10.00.

Jury Pay: \$1,049.27, - Orrin B. Blair- 42.80, Cynthia A Dahl- 36.80, Pamela J. Davies- 41.00, Cheryl A Dorman- 44.00, Susan L Froid- 38.00, Mary H Graves- 36.80, Betty L Hagel- 37.40, Micaela Hansen- 37.10, Scott Hoffman- 37.40, Keith H Jensen- 42.80, Joan A Johnson- 36.50, Ladonna R Kuhl- 37.70, Jason D Lindgren- 36.80, Theodore G Mayberry- 36.80, Burneill A Ott- 36.80, Dawn E Pedersen- 37.40, Thomas E Persinger- 36.80, Robert L Porter- 36.80, Richard R Retzlaff- 45.80, Martin D Rohde- 46.40, Peter H Ronnfeldt- 37.40, Carlos C Salas, Sr.- 35.00, Maniseng Saythongphet- 36.80, Gerald Stolze- 36.80, Paula R. Tranmer- 37.40, Shirley Sides- 83.97.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Absent, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to revise the Dog and Cat Ordinance passed on January 13, 1998 and to change wording that the Sheriff "may" instead of "shall" as follows:

DOG AND CAT ORDINANCES
FOR DAKOTA COUNTY

70-101 DOGS AND CATS; OWNER DEFINED. Any person who shall harbor or permit any dog or cat to be in or about his or her house, store, or enclosure, or to remain to be fed, shall be deemed the owner and possessor of such dog or cat and shall be deemed to be liable for all penalties herein prescribed- (Ref.-54-606,71-4401, R.R.S. Nebr. 1943, as amended).

70-102 DOGS AND CATS; RUNNING AT LARGE. It shall be the duty of the The County Sheriff to may cause any dog or cat found to be running at large within the County to be taken up and impounded. 'Running at Large" shall mean any dog or cat found off the premises of the owner, and not under control of the owner or a responsible person, either by leash, cord, chain, wire, rope, cage or other suitable means of physical restraint.

70-103 DOGS AND CATS; CAPTURE IMPOSSIBLE The County Sheriff shall have the authority to kill any dog or cat showing vicious tendencies or characteristics of rabies which make capture impossible due to the danger involved, or any dog or cat where reasonable attempts at capture have been unsuccessful.

70-104 DOGS AND CATS; RUNNING AT LARGE, COLLARLESS- It shall be the duty of every owner or owners of any dog or cat to securely place upon the neck of such dog or cat a good and sufficient collar with a metallic plate thereon, on which shall be plainly inscribed the name of such owner. It shall be lawful for any enforcement officer to kill any dog or cat found running at large on whose neck there is no collar as aforesaid. (Ref- 54-605, R.R.S., Nebr- 1943, as amended).

70-105 DOGS AND CATS: REMOVAL OF TAGS. It shall be unlawful for any person to remove or cause to be removed, the collar, harness or metallic tag from any dog or cat without the consent of the owner, keeper or possessor thereof. (Ref. 17-526, R.R.S., Nebr- 1943, as amended).

70-106 DOGS AND CATS; IMPOUNDING. It shall be the duty of the The County sheriff or his deputies to may capture, secure and remove in a humane manner to an animal shelter any dog or cat violating any of the provisions of this Article. The dogs and cats so impounded shall be treated in a humane manner and shall be provided with a sufficient supply of food and fresh water each day. Each collared impounded dog or cat shall be kept and maintained at the pound for a period of not less than four (4) working days after public notice has been

given unless reclaimed earlier by the owner. Each impounded dog or cat which is captured without a collar shall be kept and maintained at the pound for a period of not less than two (2) working days after public notice has been given unless reclaimed earlier by the owner. Notice of impoundment of all animals, including any significant marks or identifications, shall be posted at the office of the County Sheriff within twenty-four (24) hours after impoundment as public notification of such impoundment. Any dog or cat may be reclaimed by its owner during the period of impoundment by payment of a general impoundment fee and daily board fee as set by resolution of the Dakota County Board of Commissioners and on file in the office of the County Clerk. The owner shall then be required to comply with the collaring requirement and a rabies vaccination of the dog or cat within seventy-two (72) hours after release, unless the owner can establish that such dog or cat is presently so vaccinated. If the dog or cat is not claimed at the end of the required waiting period after public notice has been given, the County Sheriff may dispose of the dog or cat in a safe and humane manner; provided that if , in the judgment of the County Sheriff, a suitable home can be found for any such dog or cat within the County, the said dog or cat shall be turned over to that person and the new owner shall then be required to pay all fees and meet all collaring and vaccinating requirements provided in this Article. The County shall acquire legal title to any uncollared dog or cat impounded in the animal shelter for a period longer than the required waiting period after giving notice. All dogs shall be destroyed and buried in the summary and humane manner unless a suitable home can be found for such dog or cat. (Ref 17-548, 71-4408, R.R.S., Nebr. 1943, as amended).

70-107 DOGS AND CATS; VACCINATION REQUIRED. It shall be unlawful for the owner of any dog or cat to keep, maintain, harbor or possess a dog or cat or to allow a dog or cat to run at large, unless it shall have been vaccinated by a licensed veterinarian with approved anti-rabies vaccine, at least once every twenty-four (24) months.

70-108 DOGS AND CATS AND OTHER ANIMALS; RABIES SUSPECTED. Any dog or cat or other animal suspected of being afflicted with rabies, or any dog or cat vaccinated in accordance with the provisions of Section 70- which has bitten any person and caused an abrasion of the skin, shall be seized by the County Sheriff and impounded under the supervision of a licensed veterinarian or a public health authority for a period of not less than ten (10) days. If upon examination by a veterinarian, the dog or cat or other animal has no clinical signs of rabies at the end of such impoundment, it may be released to the owner or, in the case of a stray, it shall be disposed of. Any dog or cat vaccinated in accordance with the provisions of 70-110, which has bitten any person, shall be confined by the owner or other responsible person as required by the rabies control authority for a period of at least ten (10) days, at which time the dog or cat shall be examined by a licensed veterinarian. If no signs of rabies are observed by the veterinarian, the dog or cat may be released from confinement. (Ref. 71-4406, R.R.S., Nebr. 1943, as amended).

Any dog or cat or other animal found by a licensed veterinarian to be afflicted with rabies shall be safely and humanely destroyed. Such destruction, however, shall occur only after a determination that all state law provisions concerning rabid animals have been satisfied.

In the case of dogs or cats or other animals known to have been bitten by a rabid animal, the following rules shall apply:

1. In the case of a dog or cat or other animal which has not been vaccinated in accordance with Section 70-110 and which has been bitten by a known rabid animal, such bitten or exposed dog or cat shall be immediately destroyed unless the owner is willing to place such dog or cat or other animal in strict

isolation in a kennel under veterinary supervision for a period of not less than six (6) months.

2. If the bitten or exposed dog or cat or other animal is vaccinated in accordance with the provisions of Section 70-110, such dog or cat or other animal shall be subject to the following procedure: a) such dog or cat or other animal shall be immediately revaccinated and confined for a period of not less than thirty (30) days following vaccination, or b) if such dog or cat or other animal is not immediately revaccinated, such dog or cat or other animal shall be confined in strict isolation in a kennel for a period of not less than six (6) months under the supervision of a veterinarian, or c) such dog or cat or other animal shall be destroyed if the owner does not comply with either subdivision a) or b) of this subsection.

All costs arising under this section shall be the responsibility of the dog or cat or other animal's owner.

Any owner whose dog or cat or other animal has been found in violation of Section 70-101 through 70-111 shall be subject to a fine of not less than fifteen dollars (\$15.00) nor more than fifty dollars (\$50.00). Where an owner of a dog or cat or other animal has been found in violation more than three (3) times within a twelve (12) month period, the maximum fine shall not exceed one hundred fifty dollars (\$150.00).

Huggenberger moved, seconded by Engel to adopt the afore stated Dog and Cat ordinances for Dakota County, this 13th 8th day of January September, 1998. Voting Yea: Huggenberger, Engel, Meinen, Hartnett, Bobier- Absent Unanimous Motion Carried.

EXAMPLE:

70-102 DOGS AND CATS; = deleted words

70-102 = added or changed wording

ROLL CALL VOTE: Meinen- Yea, Bobier- Absent, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Nanci Walsh, Board Assistant, stated that a couple of changes have been made to the budget from what the Finance Committee proposed for the budget in the Public Hearing. They were as follows:

1. Ms. Walsh recommended that the line items improvements and land purchases under Capital Outlays in the Road Fund be reduced from \$100,000.00 to \$75,000.00 each.
 2. Transfer \$15,000.00 from the Road Fund to Hard Surface Road.
 3. Transfer \$15,000.00 from the Hard Surface Road to the Road Fund.
- Ms. Walsh explained that the transfers were necessary for cash flow.

Commissioner Huggenberger moved, seconded by Commissioner Engel to adopt the 1998-99 proposed budget with the following changes:

1. Reduce the Improvement purchase and Land purchases under Capital Outlays in the Road Fund from \$100,000.00 to \$75,000.00 each.
2. Transfer \$15,000.00 from the Road Fund to Hard Surface Road.
3. Transfer \$15,000.00 from the Hard Surface Road to the Road Fund.

ROLL CALL VOTE: Bobier- Absent, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

Chair Hartnett opened the Public Hearing to set the property tax requirement different than last year at 2:05 p.m.

Ms. Walsh explained that it is a statutory requirement to hold a public hearing if the property tax requirement is different than last years. She said that not as many dollars are needed, therefore this hearing is mandatory.

Ms. Walsh said that last year (97-98) was \$2,626,407.60 and the levy was .44368. This years (98-99) property tax requirement is \$2,227,499.56 and the levy will be set in the range of .3537.

Chair Hartnett closed the hearing at 2:10 p.m.

Commissioner Engel moved, seconded by Commissioner Meinen to adopt Resolution 98-18 as follows:

RESOLUTION 98-18

Whereas, the Dakota County Board of Commissioners has adopted the budget for 1998-1999; and,

Whereas, the property tax requirement is different then the 1997-1998 budget requirements; and,

Whereas, the Dakota County Board of Commissioners held a public hearing on September 8, 1998, for the purpose of changing the preliminary tax rates and tax request.

Therefore, let it hereby be resolved, by the Dakota County Board of Commissioners, that the tax request and tax rate be as follows for the budget year 1998-1999:

Fund	1998-99 Property Tax Request	1998-99 Proposed Tax Rate
General	1,724,939.33	0.2739
Hard Surface	36,286.13	0.0058
Road Improvement	166,669.56	0.0264
Poor Relief	20,858.07	0.0033
Institutions	10,133.70	0.0016
Veterans Aid	7,549.84	0.0012
LEC Bond	113,710.95	0.0181
Weed Control	0	0.0000
E911	147,351.98	0.0234
TOTALS	2,227,499.56	0.3537

Passed and adopted this 8th day of September, 1998.

\s\ James Huggenberger \s\ Marjorie Meinen \s\ Bill Engel

ATTEST \s\ Jacqueline Hartnett

ATTEST:

\S\ Theodore A. Piepho

County Clerk

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Absent, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to approve the audit contract with Romans and Weimer Auditing Firm.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Absent, UNANIMOUS MOTION CARRIED.

County Clerk Ted Piepho informed the board that Cathy Lang, State Assessor, wanted to know if she could have a key to the front door and that Betty O'Neill called and asked if the state could have designated parking stalls to park the state's vehicles.

The board tried to call Cathy Lang, but Ms. Walsh was not able to contact her. The board designated the 3 stalls closest to the Northeast corner of the courthouse for state vehicles.

The board briefly discussed purchasing property from Cathy Eriksen. Mr. Huggenberger recommended an appraisal and a couple appraisal firms that could do the appraisal.

Dianne Lutt and Van Phillips appeared before the board as they were interested with the Interlocal Agreement with DCIT. The County Attorney had not returned the agreement with his approval; therefore, action could not be taken.

The board briefly discussed whether Rick Jensen should attend a Seminar for Boilers. Although action was not taken, I believe the consensus of the board was that he should attend.

The board met with Ed Burkill, Dick Brown, Pat Somski, Rich Pope and Bob Finney. There was a round table discussion concerning a proposal for the provision of juvenile probation, Electronic Monitoring and Services Coordination in Dakota County. The proposal was that Dakota County would contract with the state and it would be up to the county to sub-contract the services. The Boys and Girls Home was proposing that the county sub-contact with them. A grant was being applied for the funding of the officer. A INTERLOCAL AGREEMENT PROVIDING FOR PROBATION OFFICER, SERVICE COORDINATOR AND ELECTRONIC MONITORING SERVICES IN DAKOTA COUNTY, NEBRASKA was presented to be adopted by the board.

Narrative Proposal for the Provision of Juvenile Probation,
Electronic Monitoring and Services Coordination in Dakota County

Dakota County desires to expand its capabilities to identify and serve the needs of its at-risk youth involved in illegal activity through the enhancement of intervention and prevention efforts and coordination of juvenile services within the county. The county has received Crime Commission grant funds to achieve this goal through the hiring of an individual capable of facilitating the necessary activities to achieve the goal.

The key person in question is a juvenile intake probation officer who is highly knowledgeable about Dakota county services agencies, their personnel and programs and knows how to coordinate the same in an effort to prevent further juvenile offending. The process we seek to initiate would involve a juvenile intake probation officer, under the joint supervision of the district Chief Probation Officer, performing the traditional duties of a juvenile intake probation officer. Additionally, this person would be further trained about the Dakota County services available to juveniles and their families as a result of the illegal activity in which the juvenile was engaged. The officer could recommend, under court order, such services including, but not limited to, diversion programs under the jurisdiction of the County Attorney, electronic monitoring, counseling, family support services, job training and educational opportunities.

The intent is to provide the juvenile intake probation officer with knowledge, education and abilities to steer youth to the assistance they need, to coordinate the provision of that assistance and to supervise the youth while receiving the assistance. The activities of the officer will include the traditional probation responsibilities but will be augmented with funding for additional services not usually at a probation officers discretion. The goal is for the officer to make better decisions as to how to help a juvenile based on the additional information and coordinated services provided by service providers with whom the officer has close contact.

Example: The juvenile intake probation officer is called upon to detain a 14 year old boy arrested for breaking and entering a business. The probation officer determines the youth has no criminal history but that he is a local runaway with no parent who is willing to take him home due to recent acting out. Working with local service providers, the decision could be made to place the

youth in a staff secure program until a court hearing, to arrange for counseling for the youth and possibly the parents, to explore the possibility of a diversion program, if appropriate, or even electronic monitoring and/or tracking when the youth is released. The goal is to coordinate the necessary services to address the identified problems while ensuring the safety of the youth and the community. The juvenile intake probation officer would be the single point of contact in Dakota County responsible for intake coordination of needed services and supervision of the case.

INTERLOCAL AGREEMENT PROVIDING FOR PROBATION OFFICER,
SERVICE COORDINATOR AND ELECTRONIC MONITORING SERVICES IN
DAKOTA COUNTY, NEBRASKA

THIS AGREEMENT is made and entered into this 8th day of September, 1998, by and between the County of Dakota ("County") and the State of Nebraska Probation Administration ("Department") (collectively referred to as the "parties") for the provision of probation officer, service coordinator and electronic monitoring services for pre and post adjudicated juveniles in Dakota County, Nebraska

WHEREAS, the Interlocal Cooperation Act, Neb. Rev Stat. 13-801, et. seq. provides that units of local government of the State of Nebraska and Nebraska state agencies may enter into agreement for the joint and cooperative exercise of powers, privileges, or authority capable of being exercised by either agency; and

WHEREAS, Neb. Rev. Stat. 13-807 provides that any one or more public agencies may contract with any one or more public agencies to perform any governmental service, activity, or other undertaking which each public agency entering into the contract is authorized by law to perform; and

WHEREAS the County and the Department are public entities as defined by Neb. Rev. Stat 13-803 and

WHEREAS, the County is authorized by state law to, and does, detain juveniles who are in need of temporary detention, both pro and post adjudication; and

WHEREAS, the County is authorized by state law to, and desires to, place with court approval certain juveniles on home arrest or detention with electronic monitoring; and

WHEREAS, the Department is authorized by state law to, and is capable of, providing electronic monitoring equipment and services for juveniles who are placed on home arrest or detention; and

WHEREAS, the Department is willing to provide juvenile probation intake services within the County and to allow its employee providing such services to further coordinate juvenile services within Dakota County for any youth deemed appropriate for such services in consideration of certain amounts to be paid and established pursuant to the terms of this Agreement for such services;

NOW, THEREFORE, the parties mutually covenant and agree as follows:

1. The Department will provide one (1) juvenile intake probation officer to the County, said officer's duties to primarily include, but not be limited to: (a) the intake processing of youth found within the County and brought to the probation office's attention pursuant to state law; (b) the coordination of services deemed appropriate to address the needs of such juveniles; and (c) the coordination of electronic monitoring services deemed appropriate.

2. The Department will provide electronic monitoring equipment to monitor up to thirteen juveniles.

3. For the supervision services outlined above, the County will pay the Department a sum total of \$30,931.73, in quarterly installments of \$7,732.93 beginning on August 1, 1998, for a period of one (1) year.

4. The Department will furnish one (1) cellular phone; one (1) pager; and one (1) set of handcuffs to the County. The costs of the cellular phone, pager

and handcuffs will be a one time cost to the County; however, monthly cellular phone and pager service charges as well as mileage costs, at the rate of thirty one (.031) cents per mile, will be calculated monthly by the Department. Payment is due from the County to the Department on a quarterly basis, beginning on August 1, 1998, for a period of one year, as billed by the Department.

5. For host computer monitoring, equipment, training, maintenance and necessary supplies, the County will pay the Department for the actual daily cost of usage and maintenance of electronic monitoring services, set at two dollars and seventy five cents (\$2.75) per day per unit, payment due from the County to the Department on a quarterly basis, beginning on August 1, 1998, for a period of one (1) year, as billed by the Department.

6. The County agrees to reimburse the Department for the actual cost of replacement of any field monitoring device (FMD) or transmitter that is lost or stolen by a juvenile. In the event a FMD or transmitter is lost or stolen, the Department shall attempt to recover the equipment. If the equipment is not successfully recovered within sixty (60) days, the Department will bill the County for the cost of replacement of such equipment. The maximum amount the county will be responsible for under the provisions of this paragraph is \$525.00 per unit and \$2,750 total.

7. It is the expressed intent of the parties that this Agreement shall not create an employer/employee relationship between the County and the probation officer.

In the performance of this Agreement, the probation officer will act in his/her capacity as an employee of the Department and shall be directed and supervised by the Department. In the performance of service coordination and electronic monitoring duties, the probation officer shall be directed and supervised jointly by the Department and the County or its designee. The Department shall not receive any compensation of any sort for services rendered except as specifically set forth in this Agreement. The Department understands that it is responsible for providing its employee, agent, or any other person acting on behalf of the Department with any and all training, benefits, unemployment insurance, and workers' compensation insurance required by local, state or federal law.

8. This Agreement may be modified by mutual agreement of the parties hereto and may be renegotiated annually by the parties.

9. This Agreement may be terminated at any time by either party upon thirty (30) days written notice mailed or delivered to the other party.

10. This Agreement shall become effective immediately upon execution by the parties and shall remain in full force and effect until such time as it is amended or terminated pursuant to the provisions herein.

EXECUTED this 8th day of September 1998.

State Probation Administrator

Chairman, Board of Commissioners
Dakota County, Nebraska

APPROVED AS TO FORM this ____ day of _____, 1998.

Dakota County Attorney

DAKOTA COUNTY FY 1998-99 Budget Summary for the JJDP Act Formula Grant/Service Coordination & Electronic Monitoring was attached.

Commissioner Meinen moved, seconded by Commissioner Engel to enter into the

INTERLOCAL AGREEMENT PROVIDING FOR PROBATION OFFICER, SERVICE COORDINATOR AND ELECTRONIC MONITORING SERVICES IN DAKOTA COUNTY, NEBRASKA with the Boys and Girls Home provided that the County Attorney approves the agreement as to form and the County Attorney's Opinion is that this service does not have to be solicited for bid.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Absent, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Meinen moved, seconded by Commissioner Huggenberger to convene into closed executive session to discuss legal matters resulting in a law suit.

ROLL CALL VOTE: Meinen- Yea, Bobier- Absent, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED 3:37 p.m.

Commissioner Meinen moved, seconded by Commissioner Engel to reconvene into open session.

ROLL CALL VOTE: Bobier- Absent, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED 4:07 p.m.

Commissioner Huggenberger said that he would like to see the county move forward with the appraisal on the Eriksen property. The estimated cost was from 800 to 1800 dollars.

Commissioner Hartnett stated that someone she talked to suggested that the title of the appraiser have certain initials.

A brief discussion was had about minimum maintenance roads.

Commissioner Hartnett thought that they should put it on the agenda for discussion.

Chair Hartnett adjourned the meeting at 4:27 p.m.

ATTEST:

County Clerk

Board Chair

DAKOTA COUNTY BOARD OF COMMISSIONERS
SEPTEMBER 21, 1998 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Vice Chair Meinen opened the meeting at 10:13 p.m. with the Pledge of Allegiance.

Present: William Engel, Marjorie Meinen, Jack Bobier, Nanci Walsh, Board Assistant and Ted Piepho, Secretary.

Absent: Commissioner Huggenberger and Hartnett. Commissioner Huggenberger arrived at 10:35 a.m. and Commissioner Hartnett was present for the afternoon session.

The board reviewed the claims submitted by the county clerk. Linda Carson from the Sheriff's Office appeared before the board and discussed the medical benefits that the prisoners receive.

Commissioner Huggenberger arrived at 10:35 a.m.

The board recessed for lunch at 11:40 a.m.

The board reconvened from lunch at 1:30 p.m. with all members present.

Arnold Mellick, Road Foreman, and the county clerk opened the bids received on the Simmons Project.

Pruss Excavation, Detlefsen Construction, Petit Construction and Jensen Construction submitted bids. The total dollars bid for the project were as follows; Pruss- \$181,250.00, Detlefsen- \$194,269.48, Petit- \$138,272.80 and Jensen- \$120,656.25.

Mr. Mellick took the bids to compare them.

Mark Eriksen appeared before the board and described a problem that he has with drainage off his pasture. He asked that the board consider replacing the present tube with a bigger tube, but thought it would be better to install another tube beside the present one if that is possible.

Mr. Mellick was familiar with the area and said that he thought that another tube could be set, but he said that they may need to make the road act as a spillway for high waters so the water does not back up to his well.

Commissioner Engel moved, seconded by Commissioner Bobier to approve the minutes of September 8, 1998 as typed.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Robert Giese, County Treasurer, appeared before the board with the Delinquent Tax List and unpaid distress warrants.

There was a list of fifteen that the sheriff's office returned that they could not find property in which to levy on.

Commissioner Huggenberger moved, seconded by Commissioner Engel to authorize the County Treasurer not to make distress warrants on the 15 distress warrants that were returned from the sheriff's office for the reason no property in which to levy on.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Meinen moved, seconded by Commissioner Bobier to direct the treasurer to make up tax sale certificates on all parcels in which the taxes are delinquent two or more years.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Huggenberger to convene as Board of Equalization.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED 1:47 p.m.

County Treasurer, Robert Giese, presented two Motor Vehicle Exemption Applications applied for by Heartland Counseling Services. One application was on a 1998 Mercury Tracer bearing the V.I.N. 1MEFM13P9WW633484 and the second was on a 1995 Ford Escort bearing the V.I.N. 3FASP13J0SR182791. Both were used to carry out objectives of non-profit counseling center.

Commissioner Engel moved, seconded by Commissioner Meinen to approve the exemption application applied for by Heartland Counseling Services on a 1998 Mercury Tracer bearing the V.I.N. 1MEFM13P9WW633484 and a 1995 Ford Escort bearing the V.I.N. 3FASP13J0SR182791.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Meinen to reconvene as Board of Commissioners.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 1:50 p.m.

Mark Buckley, South Sioux Chamber President, appeared before the board and reported that there were two opening on the Convention and Visitors' Board. One seat is the manager of the Marina Inn.

Mr. Buckley said that they were recommending two individuals for the two seats and there were Leo Phillippi, who manages the Marina Inn and Carla Utterbach, who is the manager of the Ramada Limited.

Mr. Al Bengston spoke on behalf of the tourism board and said that the Marina pays one-half the tax so it was their feeling that their manager sit on the board.

Commissioner Huggenberger moved, seconded by Commissioner Engel to appoint Leo Phillippi, manager of the Marina, and Carla Utterback, manager of the Ramada Limited, to the two vacant seats on the Convention and Visitors Board.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

The board reviewed the Cooperative Agreement for Child Support Enforcement between the Nebraska Department of Health and Human Services including the Child Support Enforcement Unit of said Department and the County Board of Commissioners and the Clerk of the District Court.

Commissioner Meinen asked about the agreement and the county clerk said that this was a renewal from an earlier agreement. Ms. Meinen asked if there were any changes. The county clerk called the Clerk of the District Court and she was suppose to find out what was different between this agreement and the last agreement.

Commissioner Bobier moved, seconded by Commissioner Engel to approve the Cooperative Agreement for Child Support Enforcement between the Nebraska Department of Health and Human Services including the Child Support Enforcement Unit of said Department and the County Board of Commissioners and the Clerk of the District Court.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

The board reviewed the Road Report dated September 3, 1998.

Commissioner Huggenberger moved, seconded by Commissioner Engel to approve the Road Report dated September 3, 1998.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger departed the meeting at 2:25 p.m.

The board reviewed the accounts payable and payroll claims. It was brought to the board's attention that Deputy County Robert Finney put in a salary change for Mark Andrews to \$37,000.00 annual salary. The board budgeted his salary to be \$36,050.00.

Commissioner Meinen moved, seconded by Commissioner Bobier to approve the Accounts Payable claims as presented by the County Clerk as follows:

GENERAL FUND: B & C Office Tech, repair printer- 23.16; Perkins Office Solutions, supplies- 65.81; Star Printing & Publishing, notices- 1524.27; Nanci Walsh, mileage- 44.22; B & C Office Tech, printer repair/clean typewriters- 238.23; Office Systems, repairs- 68.00; Perkins Office Solutions, supplies-

139.36; Theodore A Piepho, mileage- 41.10; Joan Spencer, mileage/supplies- 19.54; Star Printing & Publishing, legal notices- 303.14; Robert Giese, office supplies/mileage- 73.60; Intergovernmental Data Svcs, data processing- 32.60; Klopp Printing, supplies- 55.00; Nadine Lewon, prior years- 17.00 MIPS, monthly support aug/sept- 834.40; Star Printing & Publishing, notices- 215.44; Irene Van Lent, prior years- 16.00; Bear Graphics, fee sheets/binder- 775.00; Commercial Computer Systems, pd on acct- 40.00; Betty O'Neill, prior years- 4.00; Homer Community Schools, supt contract- 350.00; ES & S, ballots for bds/code stock- 1319.72; MIPS, monthly support aug/sept- 88.72; Star Printing & Publishing, notice- 133.50; Des Moines Stamp Mfg, stamps- 59.50; Norfolk Printing, casebinders- 238.40; Perkins Office Solutions, supplies- 12.82; Sioux Business Products, supplies- 22.01; DAS Central Stores, supplies- 8.67; Virginia Piper, supplies- 14.11; Sioux Business Products, supplies- 46.90; Standard Office Equipment, copier contract- 1540.00; Thurston County Court, transcription supplies- 13.42; AE computer, software- 60.00; Commnet Cellular, phone- 22.99; Record Printing, & Copy Center, envelopes- 32.00; Sams Club, laser pointer- 31.98; Viking Office Products, office supplies- 71.27; Martin Cahill, reimbursement- 592.50; Dr Terry Davis, evaluation- 1837.80; Frank Gonzalez, interpreting- 250.00; NCDAA, membership/seminar- 250.00; Perkins Office Solutions, supplies- 117.10; Schuetts & Avery, transcriptions- 1269.50; University of NE, law seminar reg- 80.00; Dakota Co Court, costs assessed to state- 5.00; Dakota County Court, court costs- 73.75; Fitch & Tott Law Firm, atty fees- 270.00; Hungry's North, jury lunches- 43.26; Hurley Law Office, atty fees- 948.00; Crary, Huff, Raby, Inkster, atty fees- 1770.00; Douglas Luebe Law Office, atty fees- 792.60; Dakota County Sheriff, warrants/papers- 1885.11; Colene Boyle, supplies- 8.69; Clerk of Dist Court, dist court costs- 694.00; Coffee King, jury coffee- 39.92; Dakota County Treasurer, money orders- 26.46; Frank Gonzalez, interpreting- 90.00; Hurley Law Office, atty fees- 394.50; Lexis Law Publishing, law books- 50.45; Douglas Luebe Law Office, atty fees- 155.69; M M Court Reporting, deposition- 189.00; Crary, Huff, Raby, Inkster, atty fees- 135.50; West Group, law books- 1121.75; Frank Gonzalez, interpreting- 705.00; Oscar Sanchez, interpreting- 112.50; Colene Boyle, mileage- 33.60; Veronica Grijalba, mileage- 24.00; NCSEA, seminar registration- 230.00; A-Team Heating & Cooling, repair air conditioning- 41443.87; Cellular One, phone- 39.34; Coast to Coast, supplies- 45.66; Executive Lawn Service, mow lawns- 500.00; Gill Hauling, garbage- 150.00; Rick Jensen, mileage- 53.31; Joe's Dept Store, tools- 2.39; Lessman Electric, elec tester- 37.53; Mid-American Research Chemical, drain opener- 91.21; Mid-American Energy, utilities- 736.82; Nebraska Dept of Labor, elevator inspection- 65.00; Nebraska Public Power, utilities- 3293.91; O'Keefe Elevator, maintenance- 70.20; Payless Cashways, supplies- 35.30; Perkins Office Solutions, folders- 39.96; Trembly Pest Control, monthly fee- 45.00; US West Communications, phone- 49.28; XPEDX, supplies- 499.66; Dakota County Extension, mileage/supplies- 1087.08; Animal Services, animal control- 55.00; Bort Auto Body, repairs- 422.52; Cellular One, phone- 59.97; Cenex Fleetcard, fuel- 813.22; City of South Sioux City, phone- 40.46; Crown Lincoln Mercury, repairs- 67.50; Crystal Oil, fuel/repairs- 167.98; Fremont Tire, service/tire- 266.94; Galls, security cabinet- 349.09; Harolds Photo, photos- 48.40; Jacks Uniforms & Equip, uniform upkeep- 694.24; Jims Service, service- 23.70; Neva Neal, prior years- 9.00; Jesse Moreno, interpreting- 24.00; Linda Pasewalk, cpr classes- 132.00; RACOM Corporation, install radio- 388.75; Siouxland Federal Credit Union, pymt on acct for fuel/lodging at k-9 training- 287.79; South Sioux City Police Dept, animal service- 540.00; Tuckers Glass, replace windshield- 562.00; Walmart, supplies- 25.92; Cellular One, phone- 111.72; Douglas County Clerk of Court, copies- 2.50; Iowa Office Supply, copier contract- 124.41; Laser Recharge, fax toner- 229.00; Lawsoft Inc, child support calculator- 45.00; M M Court Reporting, deposition- 63.00; Nebraska DMV, transcripts- 43.00; Now It Works, repair printer- 55.00; Perkins Office Solutions, supplies- 4.16; Record

Printing & Copy Center, 43.55; Sams Club, service chg- 130.22; Schuetts & Avery, deposition- 280.00; Sioux Business Products, supplies- 8.79; Staples, supplies- 16.26; Bob Barker Co, supplies- 94.48; Boys & Girls Home, juv fees- 2400.00; Braunger Foods, food- 977.20; Cellular One, phone- 43.39; Coffee King, jail coffee- 49.20; Dakota Family Dentistry, inmate care- 92.00; Dakota Food & Fuel, fuel- 141.77; Dept of Correctional Services, boarding- 2323.84; Fremont Tire, service- 244.76; Galls Inc, chains- 315.08; Hy Vee, food- 1532.84; Jacks Uniforms & Equip, uniform upkeep- 110.29; Knoepfler Chevrolet, repairs- 129.95; Metz Baking, bread products- 331.04; Redlers Pharmacy, inmate meds- 385.05; Sams Club, food- 18.98; Sherwin-Williams, paint- 342.54; Dakota Super Value, food- 441.00; Strategic Monitoring Svcs, house arrests units- 1127.00; Superior Wholesale, supplies- 429.50; Time Inc, jail magazines- 206.82; Walmart, supplies- 559.99; Williams TV & Appliance, repairs- 10.22; XPEDX, plates- 145.16; B & C Office Tech, repair printer- 23.17; Perkins Office Solutions, supplies- 14.77; Arch Paging, pager fee- 8.63; Jan Brown, mileage- 118.50; Michelle Hein, mileage- 82.80; Pat Glover, mileage- 88.80; Judy Klemme, mileage- 126.60; Cellular One, phone- 30.23; Perkins Office Solutions, supplies- 117.81; NE Nebraska RPPD, crystal lake utilities- 45.00; AT & T, phone- 647.52; Bomgaars, fans- 59.92; business Telecom Systems, phone system repairs- 665.85; Contryman Associates, audit fees- 10,050.00; Dakota City Postmaster, meter postage- 2500.00; Executive Copy Systems, toner- 207.00; Lazette Gifford, website upkeep- 40.00; Highway 35 Expressway Assoc, annual dues- 50.00; Carol Larvick, flowers- 20.43; MIPS, monthly support aug/sept- 470.80; Sioux Air, spraying- 920.00; South Sioux City Chamber of Commerce, 3rd qtr econ development- 1583.33; South Sioux City Community School, print forms- 10.92; US West, phone- 1581.16

ROAD FUND: Aramark Uniform Services, supplies- 89.11; AT & T, phone- 18.16; B's Enterprises, bands- 49.68; Bekins Fire & Safety Service, check extinguishers- 92.84; Big A Auto Parts, parts- 142.10; Bridgestone/Firestone Inc, tire/repair- 454.29; Cellular One, phone- 72.44; Cenex Fleetcard, fuel- 2638.65; Circle R Inc, parts/labor- 264.46; Coast to Coast, supplies- 26.52; Electronic Engineering, conversion kit- 30.15; Farmers Coop, fuel/oil/erosion control- 2713.41; Fort Calhoun Stone Co, road rock- 3228.67; Graham Tire Co, tire repairs- 1552.00; Harry Batchellers, parts- 7.34; Higman Sand & Gravel, road gravel- 7472.32; HME Inc, haul rock- 3180.00; Jackson Glass, repair windows- 204.96; Joe's Dept Store, supplies/tools- 58.93; Knoepfler Chevrolet, parts- 20.81; Linweld Supply, oxy/acetylene- 50.05; Logan Valley Impl, tractor leases- 1800.00; M & B Farming Corp, parts/labor- 386.68; Marx Truck Trailer Sales, parts- 260.10; Medical Enterprises, naco drug screen- 29.90; Nebraska Public Power, utilities/signals- 79.57; Paragon Laboratories, supplies- 252.95; Pilger Sand & Gravel, road rock- 7037.01; Piorier Equipment, parts- 594.89; Presco Sales & Service, blades/culverts- 564.41; RC Customs Inc, repairs- 115.00; Sioux City Tarp, parts/labor- 173.00; Siouxland Hydraulic, parts- 9.70; Siouxland Mack, parts- 40.23; So Sioux Feed & Supply, erosion control- 291.43; Star Printing & Publishing, notice- 211.38; Swaney Equipment, parts/oil/filters- 274.31; Team Ford, parts- 13.41; Threaded Products, supplies- 40.53; Utility Equipment Co, utility pipe- 631.00; US West, phone- 52.30; Walding Chiropractic, naco drug screening- 35.00; Warren Oil, fuel- 607.49

ROAD IMPROVEMENT FUND: Duane Barclay Trucking, haul rock- 651.50; Fort Calhoun Stone Co, screened rock- 1009.84; Johnson-Erickson-O'Brien & Assoc, engineering- 990.50; Sta Bilt Construction, resurfacing- 48,564.95

POOR RELIEF: Redler's Pharmacy, prescription- 41.40

INSTITUTIONS: Beatrice State Development Center, qtrly pymnt- 2202.00; Hastings Regional Center, qtrly payment- 450.00

WEED FUND: Farmers Coop, gas/diesel- 315.07; Nutra Flo Chemical Co, lid- 13.74; Warren Oil, service/repairs- 65.01

E911: City of South Sioux City, monthly lec exp- 23,553.33

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Absent, Hartnett- Abstained, Engel- Yea, MOTION CARRIED.

Commissioner Huggenberger returned at 2:30 p.m.

Commissioner Bobier moved, seconded by Commissioner Engel to approve the Payroll Claims as presented by the County Clerk, except that the County Clerk be directed to change Rod Herron's salary from \$1154.00 bid-weekly to \$1230.77 bi-weekly with \$460.62 retroactive back pay.

Be it Further resolved that Veronica Grijalba's sick day be paid as a vacation day, and Be it Further resolved that the county clerk reduce Mark Andrews salary from \$37,000.00 annually to \$36,050.00 annually.

COUNTY ROAD PAYROLL: Gross salaries- 10,108.20, Employers Retirement- 589.89, Employers Share Care Choices- 865.20, Employers Ameritas Dental- 121.92, Employers Paul Revere Life- 27.24, Employers Soc Sec tax- 602.54, Medicare- 140.92, Principal Mutual Life Insurance Co.-

Arnold Mellick- 973.00, Walter Heinemann- 818.40, Robert Jacobsen- 818.40, Richard McNear- 818.40, Marlan G. Millard- 818.40, Willis Roeber- 818.40, Randall A. Crombie- 814.40, Joel Broekemeier- 810.40, Richard Hoelsing- 810.40, Kimon A. Litras- 810.40, Donald Kunzie- 806.40, Ronald Harder- 715.20, Stewart Anderson- 348.00

ROAD FUND: Employee withholding paid to: Federal- 839.01, State- 220.80, Soc Sec- 602.54, Medicare- 140.92, Retirement- 393.33, Care Choices- 324.42, Ameritas Dental- 66.80, Lonestar- 9.76, Colonial- 103.38, Union Dues- 165.00, Credit Union- 32.00, Deferred Comp.- 223.00.

COUNTY GENERAL FUND: Gross salaries- \$57,803.02, Employers Share Retirement- 2,908.31, Employers Share Care Choices- 3,951.08, Employers Ameritas Dental- 566.93, Paul Revere Life- 132.24, Employers Soc Sec tax- 3,460.81, Medicare- 809.41.

Jackie Hartnett- 481.15, James Huggenberger- 458.08, Jack D. Bobier- 458.08, Marjorie A Meinen - 458.08, William F Engel - 458.08, Nanci Walsh- 861.50, Theodore A. Piepho- 1200.00, Joan Spencer- 861.50, Raemonda Perry- 738.86, Cindy Purucker- 334.00, Bobbi Jo Harsma- 668.00, Robert H. Giese- 1200.00, Charlotte J. Doenhoefer- 708.00, Ruth M. Jensen- 389.40, Ruth P Gillaspie- 861.50, Mardell A. Sorensen- 318.60, Phyllis A Ridge- 703.58, Ann Matthews- 684.01, Mark J. Dorcey- 458.08, Margaret Rahn- 1,012.34, Shirley Sides- 72.00, Cynthia Purucker- 329.83, Arnold Mellick- 212.15, Margaret Kunzie- 7.00, Colene H. Boyle- 1200.00, Veronica Grijalba- 861.50, Judy Lee Lockwood- 640.00, Lula Frick- 481.00, Martin G. Cahill- 1500.00, Scott M Dugan- 1,038.46, Mary Gamble- 580.00, Shirley Sides- 328.50, Karilyn Watkins- 416.00, Roxanne Anderson-, Richard Jensen- 807.69, Patricia A. Stingley- 732.00, James L. Wagner- 1500.00, Linda Carson- 953.60, Randall Walsh- 1,355.01, Eric Reed-, Rodney Herron- 1,864.51, Gary Powell- 1,267.02, Allen Burns, Jr.- 1,533.46, Adrienne Harral- 560.00, Jared Junge- 968.00, Pat Barger- 880.00, David Burrell- 800.80, Michael F Fredrickson- 720.72, Chad Sheehan- 881.48, Cherie Hogan- 763.20, Robert Finney- 1,958.31, Laurie Barclay- 728.00, Edward Matney- 1,200.00, Rita Chase- 640.00, Mark L Andrews- 1,386.50, Linda J. Schovanec- 808.10, Margaret Stingley- 623.91, Kathleen Keeler- 874.00, Paula Harrigfeld- 1,261.13, Rebecca M Broer- 844.42, William Thompson- 630.00, Alma Gunderson- 740.00, Donna Lane- 182.00, Donald Bryant- 680.80, Jeremy Bermel- 592.00, Derrick J Klug- 621.60, Wayne J Lenzen 621.60, Brad Claypool, 532.00, Duane H. Upton- 50.00, Margaret Kunzie- 756.00, Janice Brown- 1,054.90, Gloria Ann Dwyer- 804.00, Patricia Glover- 1,013.50, Judy Klemme- 988.80, Michelle Hein- 650.94, Dr Curtis Farrell- 115.38, Warren Johnston- 836.36, Marico Cleaning- 1,279.08, Plbg & Heating WHSL, Inc. 7.94
GENERAL FUND: Employee withholding paid to: Federal- 5,768.86, State- 1,548.92, Soc Sec tax- 3,460.81, Medicare- 809.41, Retirement- 1,938.87, Care Choices- 1,355.35, Ameritas Dental- 252.53, Paul Revere Life- 2.76, Colonial Health-

372.48, Union Dues- 116.45, Credit Union- 1,941.54, Colonial Life- 34.52, Deferred Comp- 1,200.22, Garnishment- 426.00.

COPS FAST GRANT 97: Gross salaries- 845.85, Employers Retirement- 50.75, Care Choices- 72.10, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employees Soc Sec- 52.44, Employees Medicare- 12.26, Employees withholding paid to: Federal- 90.94, State- 25.36, Soc Sec- 52.44, Medicare- 12.26, Retirement- 33.83, Union Dues- 10.01, Donald D Mueller, Jr- 845.85.

COUNTY WEED CONTROL FUND: Gross salaries- \$1,054.46, Employers Retirement- 37.71, Employers Share Care Choices- 72.10, Ameritas Dental- 10.16, Employers Paul Revere Life- 2.40, Employers Share of Soc Sec- 65.37, Employers Share of Medicare - 15.29, Paul High- 628.46, Martin Beacom- 426.00.

WEED FUND: Employee withholding paid to: Federal- 100.40, State- 23.46, Soc Sec tax- 65.37, Medicare- 15.29, Retirement- 25.14, Deferred Comp.- 10.00.

Employees General Net Pay: \$47,069.35

Road Net Pay: \$7,059.24

Cops Fast 97 Net: \$621.01

Weed Control Net: \$814.80

Visitors Promo: \$8,257.81

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Board Assistant, Nanci Walsh, presented the inventories that have been filed with the County Clerk. Inventories that had not been filed with the county clerk were as follows; Sheriff, Jail, County Attorney, Health Department, Noxious Weed Department and the LEC.

Commissioner Bobier moved, seconded by Commissioner Huggenberger to acknowledge receipt of the inventories of the County Commissioners, County Clerk, Treasurer, Register of Deeds, Clerk of the District Court, Public Defender, Building and Grounds, Extension, Veterans Service Officer, County Court, District Judge, and the Road Department and to approve the inventories.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

The board reviewed the Register of Deeds, County Clerk and the Clerk of the District Courts Reports for August.

Commissioner Bobier moved, seconded by Commissioner Huggenberger to acknowledge receipt and approve the Officials' Reports of the County Clerk, Register of Deeds and the Clerk of the District Court covering August, 1998.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Robert Finney, County Attorney, reported on the Interlocal Agreement with DCIT. Mr. Finney expressed concern on environmental issues. He said that the Department of Environmental Quality knows of 4 instances that there have been Diesel Fuel spills on IBP Property. He did not know if any had been on the property be contemplated to be given to DCIT, but he recommended that an Environmental review be done before the county proceed with the agreement.

Jane Gilbert, SIMPCO, said that was being done now and would be done by November 2, 1998.

There was discussion whether it was okay for the County to go ahead and enter into the agreement. Mr. Finney said that unless it was critical to do it today, he did not think that they should.

Commissioner Huggenberger vacated his seat at 3:08 p.m.

The board questioned the County Attorney whether it was necessary to hire Great Plains to help with the appeals that had been filed with the TERC Board. Mr. Finney thought it was extremely important.

Commissioner Bobier moved, seconded by Commissioner Engel to notify Great Plains that the county wish to hire them to represent Dakota County Valuations before the TERC Board.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Judge Redmond appeared before the board to inquire whether anything has been done on Community Base Corrections. He said that the first thing the board should do is to start a committee and then appoint a board.

He said that there was grant money available and that the county should complete an application.

Commissioner Meinen was going to contact Pat Somski.

Commissioner Bobier moved, seconded by Commissioner Engel to convene into closed executive session to discuss possible litigation and personnel.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED 3:30 p.m.

Commissioner Bobier moved, seconded by Commissioner Meinen to reconvene in open session.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 4:12 p.m.

Commissioner Engel moved, seconded by Commissioner Bobier to accept the low bid of Jensen Construction to complete the Simmons Project.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Bobier to authorize Robert Finney to negotiate a confessed settlement to settle the American Family Associations appeal to the TERC Board because the board denied their Application for Tax Exempt Status.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Chair Hartnett adjourned the meeting at 4:27 p.m.

ATTEST:

County Clerk

Board Chair

DAKOTA COUNTY BOARD OF COMMISSIONERS
OCTOBER 5, 1998 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Hartnett opened their regular scheduled meeting at 1:30 p.m. with the Pledge of Allegiance.

Present: Commissioners Jim Huggenberger, Jackie Hartnett, William Engel, Marjorie Meinen, Jack Bobier, Nanci Walsh, Board Assistant and Ted Piepho, Secretary.

Charles Kuester, Planner for Sioux City's Planning & Zoning Division, appeared before the board to ask that the Commissioners authorize the Chair to sign an application for Federal Empowerment Zone designation.

Commissioner Bobier moved, seconded by Commissioner Meinen to authorize the chair to sign the letter of support and application for Federal Empowerment Zone designation.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Highway 35 Expressway Association sent a resolution for the board to adopt to become a participating member of the association.

Commissioner Huggenberger moved, seconded by Commissioner Engel to adopt Resolution 98-19 follows:

RESOLUTION 98-19

Whereas, the County recognizes the importance of a sound transportation system;

Whereas, the Highway 35 Expressway will serve a major and dynamic economic corridor;

Whereas, the Highway 35 Expressway will provide a vital link connecting U.S. Highway 81 (a Nebraska Expressway) with U.S. Highways 20 and 60 (both planned expressways);

Whereas, the Highway 35 Expressway will provide a shorter route from Denver to Chicago;

Whereas, the Highway 35 Expressway will provide an efficient means of transporting our agricultural products to market;

Whereas, the Highway 35 Expressway will serve one of the fastest growing areas of the State of Nebraska;

Whereas, the Highway 35 Expressway design and construction should be completed from I 129 interchange to US 81 in Norfolk for the benefit of all Nebraskans;

Therefore, be it hereby resolved by Dakota County that the Nebraska Department of Roads proceeds to schedule the corridor analysis and design of this essential expressway.

Passed and approved this 5th day of October, 1998.

Jackie Hartnett, Chairperson
Dakota County Board of Commissioners

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Mr. Huggenberger reported the Inspector the state is using on the Simmons Project went on vacation for two weeks, therefore the project is going to be delayed. He expressed concern that they may not get it done this fall.

Commissioner Huggenberger moved, seconded by Commissioner Engel to sign the Simmons Contract with the Contractor Jensen Construction. It was thought that they should start somewhere around October 25th.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Warren Johnston submitted a post completion Project Review of Crystal Lake. Commissioner Meinen moved, seconded by Commissioner Bobier to approve the Post Completion Project Review of Crystal Lake.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

Warren Johnston and Chris Voss appeared before the board. Mr. Johnston stated that he received a letter dated September 21, 1998, saying that the Post Completion Project Review on Crystal Lake had been approved and the grant closed.

Commissioner Meinen reported that Pat Somski is willing to make application for Planning Grant for Comprehensive Community Corrections. She would like to visit with some of the key players.

Robert Finney and other DCIT members appeared before the board. Mr. Finney called attention to the fact that it should be an agreement rather than an interlocal agreement. He said it was not an interlocal agreement because DCIT is not a governmental body. He said that he had gone over the document and received information since last week and remarked that he had more questions answered in the last five minutes out in the hallway with Kurt Rager, therefore suggested that they have a meeting tomorrow at 4:00 p.m.

Commissioner Engel mentioned that he had a couple of phone calls concerning the lost of taxes to DCIT.

Mr. Rager told Mr. Engel that IBP could give the building to any non-profit organization and it would be exempt from taxes.

Ms. Lutt submitted a letter from GoldenRod Hills Community Services and a letter from Even Start supporting the IBP Childcare Project.

The board received a letter of resignation from Jim Graham expressing his desire to resign from the LEC Board.

Commissioner Huggenberger moved, seconded by Commissioner Bobier to accept the resignation of Jim Graham and to send a Letter of Accommodation recognizing him for his service to the E911 Board and the LEC Board.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Ms. Walsh informed the board that Ray Gormally wished to resign from the Board of Adjustments. Commissioner Hartnett thought that he too could be sent a letter.

Mr. Mellick submitted a Minimum Maintenance Road Policy. It was discussed because the road to the Gun Club was designated as a Minimum Maint. Road and discussion was had that if it is a minimum maint. road then it should be treated like a minimum maint. road. It was felt that they did not want to designate it

as a county road because the cost would be astronomical to include that as a county road.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to convene into closed executive session to discuss legal matters.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 2:50 p.m.

Commissioner Huggenberger moved, seconded by Commissioner Engel to reconvene in open session.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 3:38 p.m.

The board briefly discussed snow removal.
Commissioner Bobier suggested that it be bid.

The board reviewed the payroll claims submitted by the County Clerk.
Commissioner Meinen moved, seconded by Commissioner Engel to approve the payroll claims as follows; except that Veronica Grijalba not be paid the funeral leave, but pay any vacation hours that she has on the books.

COUNTY ROAD PAYROLL: Gross salaries- 10,108.20, Employers Retirement- 589.89, Employers Share Care Choices- 865.20, Employers Ameritas Dental- 121.92, Employers Paul Revere Life- 27.24, Employers Soc Sec tax- 602.54, Medicare- 140.92.

Arnold Mellick- 973.00, Walter Heinemann- 818.40, Robert Jacobsen- 818.40, Richard McNear- 818.40, Marlan G. Millard- 818.40, Willis Roeber- 818.40, Randall A. Crombie- 814.40, Joel Broekemeier- 810.40, Richard Hoelsing- 810.40, Kimon A. Litras- 810.40, Donald Kunzie- 806.40, Ronald Harder- 715.20, Stewart Anderson- 348.00.

ROAD FUND: Employee withholding paid to: Federal- 839.01, State- 220.80, Soc Sec- 602.54, Medicare- 14092, Retirement- 393.33, Care Choices- 324.42, Ameritas Dental- 66.80, Lonestar- 9.76, Colonial- 103.38, Union Dues- 165.00, Credit Union- 32.00, Deferred Comp.- 223.00.

COUNTY GENERAL FUND: Gross salaries- \$57,803.02, Employers Share Retirement- 2,908.31, Employers Share Care Choices- 3,951.08, Employers Ameritas Dental- 566.93, Paul Revere Life- 132.24, Employers Soc Sec tax- 3,460.81, Medicare- 809.41.

Jackie Hartnett- 481.15, James Huggenberger- 458.08, Jack D. Bobier- 458.08, Marjorie A Meinen - 458.08, William F Engel - 458.08, Nanci Walsh- 987.20, Theodore A. Piepho- 1200.00, Joan Spencer- 987.20, Raemonda Perry- 738.86, Cindy Purucker- 334.00, Bobbi Jo Harsma- 668.00, Robert H. Giese- 1200.00, Charlotte J. Doenhoefer- 708.00, Ruth M. Jensen- 389.40, Ruth P Gillaspie- 861.50, Mardell A. Sorensen- 318.60, Phyllis A Ridge- 703.58, Ann Matthews- 684.01, Mark J. Dorcey- 458.08, Margaret Rahn- 1,012.34, Shirley Sides- 72.00, Cynthia Purucker- 329.83, Arnold Mellick- 212.15, Margaret Kunzie- 7.00, Colene H. Boyle- 1200.00, Veronica Grijalba- 889.92, Judy Lee Lockwood- 640.00, Lula Frick- 481.00, Martin G. Cahill- 1500.00, Scott M Dugan-1,038.46, Mary Gamble- 580.00, Shirley Sides- 328.50, Karilyn Watkins- 416.00, Roxanne Anderson-, Richard Jensen- 807.69, Patricia A. Stingley- 732.00, James L. Wagner- 1500.00, Linda Carson- 953.60, Randall Walsh- 1,355.01, Eric Reed-, Rodney Herron- 1,864.51, Gary Powell- 1,267.02, Allen Burns, Jr.- 1,533.46, Adrienne Harral- 560.00, Jared Junge- 968.00, Pat Barger- 880.00, David Burrell- 800.80, Michael F Fredrickson- 720.72, Chad Sheehan- 881.48, Cherie Hogan- 763.20, Robert Finney- 1,958.31, Laurie Barclay- 728.00, Edward Matney- 1,200.00, Rita Chase- 640.00, Mark L Andrews- 1,386.50, Linda J. Schovanec- 808.10, Margaret Stingley- 623.91, Kathleen Keeler- 874.00, Paula Harrigfeld- 1,261.13, Rebecca M Broer- 844.42, William Thompson- 630.00, Alma Gunderson- 740.00, Donna Lane- 182.00, Donald Bryant-

680.80, Jeremy Bermel- 592.00, Derrick J Klug- 621.60, Wayne J Lenzen 621.60, Brad Claypool, 532.00, Duane H. Upton- 50.00, Margaret Kunzie- 756.00, Janice Brown- 1,054.90, Gloria Ann Dwyer- 804.00, Patricia Glover- 1,013.50, Judy Klemme- 988.80, Michelle Hein- 650.94, Dr Curtis Farrell- 115.38, Dr. David Grote-, Bonnie Storm-, Warren Johnston- 836.36.
Marico Cleaning- 1,279.08, Principal Mutual Life Insurance Co.- Plbg & Heating WHSL, Inc. 7.94
GENERAL FUND: Employee withholding paid to: Federal- 5,768.86, State- 1,548.92, Soc Sec tax- 3,460.81, Medicare- 809.41, Retirement- 1,938.87, Care Choices- 1,355.35, Ameritas Dental- 252.53, Paul Revere Life- 2.76, Colonial Health- 372.48, Union Dues- 116.45, Credit Union- 1,941.54, Colonial Life- 34.52, Deferred Comp- 1,200.22, Garnishment- 426.00.
COPS FAST GRANT 97: Gross salaries- 845.85, Employers Retirement- 50.75, Care Choices- 72.10, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employees Soc Sec- 52.44, Employees Medicare- 12.26, Employees withholding paid to: Federal- 90.94, State- 25.36, Soc Sec- 52.44, Medicare- 12.26, Retirement- 33.83, Union Dues- 10.01, Donald D Mueller, Jr- 845.85.
COUNTY WEED CONTROL FUND: Gross salaries- \$1,054.46, Employers Retirement- 37.71, Employers Share Care Choices- 72.10, Ameritas Dental- 10.16, Employers Paul Revere Life- 2.40, Employers Share of Soc Sec- 65.37, Employers Share of Medicare - 15.29, Paul High- 628.46, Martin Beacom- 426.00.
WEED FUND: Employee withholding paid to: Federal- 100.40, State- 23.46, Soc Sec tax- 65.37, Medicare- 15.29, Retirement- 25.14, Deferred Comp.- 10.00.

Employees General Net Pay: \$47,069.35

Road Net Pay: \$7,059.24

Cops Fast 97 Net: \$621.01

Weed Control Net: \$814.80

Visitors Promo: \$8,257.81

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Chair Hartnett recessed their meeting at 4:15 p.m. to Thursday October 15, 1998 at 8:30 a.m.

ATTEST:

County Clerk

Board Chair

The board reconvened their meeting at 8:37 a.m.

Present: Commissioners Jim Huggenberger, Jackie Hartnett, William Engel, Marjorie Meinen, Jack Bobier, Nanci Walsh, Board Assistant and Ted Piepho, Secretary.

Commissioner Engel moved, seconded by Commissioner Meinen to convene as Board of Equalization to set levies.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 8:37 a.m.

Commissioner Huggenberger moved, seconded by Commissioner Engel to set the adopt Levy Resolution as follows:

Levy Resolution 1998-99

Whereas, the Dakota County Board of Commissioners acting as the Dakota County Board of Equalization must levy the necessary taxes on or before October 15, and;

Whereas, the political subdivisions in Dakota County have filed tax requests with the county.

Therefore, be it resolved, that the Dakota County Board of Equalization hereby levies the tax rates as listed below:

Dakota County Levies 98-99
 Dakota County Valuation - \$629,812,089
 Political Subdivisions Tax Rate Per One Hundred Dollars

Valuation

	98-99
County General Fund	0.273900
Major Rd (Road Improvement)	0.026400
County Road	NONE
County Relief Medical	0.003300
Institutions Fund	0.001600
Soldiers/Sailors (Veteran's)	0.001200
Noxious Weed Control	NONE
E911	0.023400
LEC Bond	0.018100
Road Hard Surface	0.005800
County Visitors Promotion Fund	NONE
County Drug Enforcement	NONE
S.T.O.P. Fund	NONE
Federal Forfeiture Fund	NONE
Drug/Alcohol Grant Fund	NONE
Cops Fast Grant Fund	NONE
Cops Fast 97 Grant Fund	NONE
NEDEEP	NONE
CDBG Grant Fund	NONE
Law Enforc. Equip. Grant	NONE
COPS MORE Grant Fund	NONE
Crystal Lake Project Fund	NONE
Inheritance Tax Fund	NONE
Boys And Girls Home Fund	NONE
Handicapped Accessibility	NONE

Total County Tax Rate 0.353700

All Dakota County Residents pay the Total County Tax Rate.

CITY/VILLAGE	General	Bond	Police Ret.	Fire	Library	98-99 TOTAL
Dakota City	0.304600	0.331600			0.052100	0.688300
Homer	0.169600					0.169600
Hubbard	0.199300					0.199300
Jackson	0.180000					0.180000
South Sioux City	0.318100	0.098400	0.024600	0.010000	0.039300	0.490400

All residents living within the incorporated limits of a city or village pay the respective rate for said city or village.

SCHOOL DISTRICT	GENERAL	BOND	SINKING	BUILDING	TOTAL
#4 Jackson	0.985238	Affiliated with Class Three S.D. #11			0.985238
#4 Jackson	1.004319	Affiliated with Class Three S.D. #31R			1.004319
#11 So. Sioux City	0.985238	0.135840		0.053170	1.174248
#31R Homer	1.004319			0.008616 0.043077	1.056012

Residents pay the tax levy to the school district in which they reside or affiliate.

SUBDIVISION	GENERAL	PROJECT SINKING	CAPITOL IMPROV	ADA	INTRNT	98-99 TOTAL
Agricultural Society	0.007600		0.003460			0.011060
Educational Service Unit #1	0.019300					0.019300
Historical Society	0.002500					0.002500

Each resident pays the respective rate to each of the political subdivisions in this class.

The Agricultural Society levy listed in the Capital Improvement Column is for Capital Construction. (2-203.06) The portion for 2-203.03 is part of the levy listed under the General column.

Rural Fire Protection	General	Bond	Sinking	Ambulance	98-99 TOTAL
Dakota Covington	0.007550		0.0024500		0.010000
Emerson	0.002720		0.003460	0.003820	0.010000
Homer	0.005390		0.004610		0.010000

City and Village residents (except the Hubbard and Jackson) do not pay the tax rates within in this class. All rural residents pay the tax rate for the respective Rural Fire Protection District that they reside in .

Passed and adopted this 15th day of October, 1998.

 Jackie Hartnett, Chair
 Dakota County Board of Commissioners

Attest:

 Theodore A. Piepho, County Clerk
 Dakota County

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Meinen moved, seconded by Commissioner Bobier to reconvene as Board of Commissioners.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED 8:43 a.m.

Chair Hartnett adjourned their meeting at 8:43 a.m.

ATTEST:

County Clerk

Board Chair

DAKOTA COUNTY BOARD OF COMMISSIONERS
OCTOBER 19, 1998 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Hartnett opened their regular scheduled meeting at 10:05 a.m. with the Pledge of Allegiance.

Present: Commissioners Jim Huggenberger, Jackie Hartnett, Marjorie Meinen, Jack Bobier, Nanci Walsh, Board Assistant and acting Secretary.

Absent: Commissioner Bill Engel

Commissioner Engel arrived at 10:10 a.m.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to approve the minutes of October 5, 1998 with a correction correcting the spelling of Commendation.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

The board reviewed the accounts payable claims submitted by the county clerk.

The board toured the jail at 11:20 a.m. and recessed for lunch at 11:30 a.m.

The board reconvened from lunch at 1:33 p.m. with all members present, and Ted Piepho, secretary.

Commissioner Huggenberger moved, seconded by Commissioner Engel to convene into Board of Equalization to consider Motor Vehicle Exemption Applications applied for by Assembly of God Church and the Boys and Girls Home.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 1:33 p.m.

Commissioner Meinen moved, seconded by Commissioner Bobier to approve the Motor Vehicle Exemption Applications applied for by the assembly of God Church on a 1979 Chevrolet school bus bearing the VIN CI6PB9V130935 and the exemption application by Boys and Girls Home on a 1991 Ford bearing the VIN 1FBJS31H1MHB38761.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Meinen moved, seconded by Commissioner Huggenberger to reconvene as Board of Commissioners.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED 1:35 p.m.

The tape recorder malfunctioned and had to be turned off.

The board considered the DCIT Agreement. The County Attorney said that all his legal questions that he had have been answered.

Commissioner Bobier moved, seconded by Commissioner Meinen to approve the Agreement with DCIT and to authorize the chair to sign same.

AGREEMENT
BETWEEN
DAKOTA COUNTY
and

DAKOTA COUNTY INTERAGENCY TEAM (DCIT)

THIS AGREEMENT Is entered into by Dakota County, herein referred to as "the county", and the Dakota County Interagency Team (DCIT), a Nebraska Nonprofit Corporation, herein referred to as "the agency".

WHEREAS, the county, at the request of the agency, has applied to the Nebraska Department of Economic Development for a grant of federal funds from the U.S Department of Housing and Urban Development under the authority of Title I of the Housing and Community Development Act of 1974, Public Law 93-383, as amended and 24 C.F.R. Part 570 to implement the State of Nebraska Community Development Block Grant (CDBG) Program.

WHEREAS, the county has been awarded a grant of funds as aforesaid in the amount of \$350,000.00 to fund the renovation of a portion of a building owned by the agency (said building to be donated to agency by IBP, Inc.) into a child care and adult learning facility.

WHEREAS, the parties hereto desire to make a written agreement with respect to said funds and the Implementation of the project to which they pertain.

WHEREAS, this Contract between the county and the agency will enable them to enhance cooperation in implementing the county's CDBG award for a child care resource center located at IBP, inc.

WHEREAS, the county, in its capacity as a CDBG grantee, has determined that the agency can better supervise the design and construction phases of the child care resource center.

WHEREAS, the Department of Economic Development has required the county to enter into a contract with the agency specifying the terms and conditions of the county's delegation of certain CDBG responsibilities to the agency.

WHEREAS, both parties to this Contract understand that the county has not in anyway, expressly or implied, abrogated any of its individual powers, and that this Contract does not create any new organization or legal entity.

NOW, THEREFORE, THE COUNTY AND THE AGENCY MUTUALLY AGREE AS FOLLOWS:

I. Responsibilities Delegated to the Agency

A. The agency will, subject to prior approval by the Dakota County Board of Commissioners, retain the services of a consulting engineering firm to design and supervise the construction of the project.

B. The agency will be responsible for all facets of the design and construction phases of the project, Including the following:

1. Design engineering.
2. Construction engineering.
3. Except as provided by paragraph IV. Administration below,

compliance with all applicable state and federal requirements contained in the Statement of Assurances submitted with the county's application for CDBG assistance, March 16, 1998.

4. Except as provided by paragraph IV. Administration below compliance with all other state and federal requirements as described in the Nebraska Community Development Block Grant program Administration Manual.

5. Preparation of construction bid documents.

6. Supervision of the bid process, the awarding of construction contracts, and construction of the project. The selection of the project contractor will be subject to the ratification of the Dakota County Board of Commissioners and bid solicitation documents will reflect this requirement

C. The agency and its consulting engineer will receive, review, and approve all requests for payment for the items contained in paragraph B, above, and prepare and submit such requests to the Dakota County Board of Commissioners in a timely fashion in accordance with established procedures.

D. During the term of this contract, the agency will maintain reasonable records of its performance hereunder in a manner consistent with generally accepted accounting principles. The agency will allow the county and the Department of Economic Development their authorized representatives access to these records at any time during normal business hours. At the request of the county, the agency will submit to the county, in the format prescribed by the county, status reports on its performance under this Contract.

E. The agency will provide documentation that the local share of the project that exceeds CDBG funds may be accessed by the county for the project no later than the time of construction bid award.

II. Payment of Design and Construction Costs incurred by the Agency in consideration of the agency's acceptance of the responsibilities described in paragraph 1 above, the county agrees to the following.

A. Upon receipt of a valid claim for payment from the agency for allowable project costs as specified in the county's Grant Agreement with the Department of Economic Development, a copy of which is appended as Attachment A of this Contract, and which by this reference is made a part hereof, the county will request the required amount of CDBG funds from the Department and upon receipt of these funds, the county will honor the agency's claim and pay the engineer or contractor accordingly.

B. Each payment for engineering and construction costs will be drawn from the CDBG funds.

C. The county will deduct a retainage from each payment request equal to 10 percent of the request, submitted by the agency for construction costs incurred by the project contractor and hold this retainage until construction is completed, the engineer approves final payment, and the project is accepted, all in accordance with the conditions of the construction contract.

D. The county may refuse to pay any claim which it deems not valid under the terms of the CDBG Grant Agreement (Attachment A). (Note: HUD regulations may require that any agreement between a grant recipient and a agency, such as a water or sewer district, include a "Statement of Work" which includes a description of the work to be performed, a schedule for completing the work, and a budget. These items are standard components of any CDBG grant agreement which is referred here as an attachment.)

III. Duration of the Contract

A. This Contract takes effect when the following conditions are satisfied:

1. The Department of Economic Development, and county have executed CDBG Grant Agreement.

2. The Department has approved the county's "Request for Release of Funds and Certification".

3. The county's attorney and the attorney for the agency have approved this Contract and agreed fully to its terms and conditions.

4. The Dakota County Board of Commissioners and the agency's governing body have each reviewed this Contract and agreed fully to its terms and conditions.

B. This Contract will terminate 90 days after the Department closes out the CDBG grant with the county.

IV. Administration

A. For purposes of implementing this joint undertaking established by this Contract, the Dakota County Board of Commissioners and the agency's Board of Directors hereby agree to form as a committee consisting of the total membership of the Dakota County Board of Commissioners and a committee of the agency's Board of Directors appointed by the president of the agency's Board of Directors. The committee will meet as necessary to provide for the efficient and smooth implementation of this Contract and the activities contained herein. The life of the committee will be concurrent with the term of this Contract.

B. The agency will comply with the federal administrative requirements contained in 24 Code of Federal Regulations (C.F.R.), section 570.502, as applicable.

C. The agency will carry out each activity under this Contract in compliance with all federal laws and regulations described in 24 C.F.R. sections 570.6300 through 570.612 (Subpart K), except that:

1. The agency does not assume the county's environmental responsibilities described at 24 C.F.R. section 570.604, and

2. The agency does not assume the county's responsibility for initiating the review process under the provisions of 24 C.F.R. Part 52.

V. Disposition of Real Property or Equipment Acquired

A. The primary purpose of this Contract is to allow the county to delegate responsibility for the design and construction of the agency's project to the agency and to define the procedures by which the county will disburse CDBG funds to pay the costs incurred as a result of these activities. Any and all Improvements or property, real or personal, constructed, installed, or acquired pursuant to this Contract shall be and remain the property of the agency. However, the agency's facilities will be constructed or improved as described in the Grant Agreement (Attachment A) and the agency will continue to operate those facilities subject to the limitations contained in subparagraph B.

B. Upon the expiration of this Contract the agency will transfer to the county any CDBG funds on hand at the time of expiration and any accounts receivable attributable to the use of CDBG funds. If, from the date funds are first spent for the property until five years after close-out of the CDBG grant the use or planned use of the property is proposed to be changed, then with respect to any real property or equipment under the agency's control that was acquired or improved in whole or in part with CDBG funds in excess of \$25,000 the agency will either:

1. Use the property to meet one of the national objectives contained in 24 C.F.R. section 570.901 for five years after expiration of the agreement (or for such longer period of time as is determined to be appropriate by the county); or

2. Dispose of the property in a manner that results in the county's being reimbursed in the amount of the current fair market value of the property less any portion of the value attributable to expenditures of non-CDBG funds for acquisition of, or improvements to, the property. Reimbursement is not required after the period of time specified in paragraph A of this section. The proceeds from such disposition will be subject to the applicable provisions of 24 C.F.R. 570-504 (Program Income).

VI. Indemnification

A. The agency will indemnify, hold harmless, and defend the county against any and all claims, demands, damages, costs, expenses, or liability arising out of the agency's performance of this Contract except for liability

arising out of the concurrent or sole negligence of the county or its officers, agents, or employees.

VII. Suspension and Termination

A. Termination for Cause: if the agency fails to comply with the terms and conditions of this contract and any of the following conditions exist:

1. The lack of compliance with the provisions of this contract are of such scope and nature that the county deems continuation of the contract to be substantially detrimental to the interests of the county.

2. The agency has failed to take satisfactory action as directed by the county or its authorized representative within the time specified by same.

3. The agency has failed within the time specified by the county or its authorized representative to satisfactorily substantiate its compliance with the terms and conditions of this contract; then, the county may terminate this contract in whole or in part, and thereupon shall notify the agency of the termination, the reasons therefore, and the effective date provided such effective date shall not be prior to notification of the agency. After this effective date, no charges incurred under any terminated portions are allowable.

B. Termination for Other Grounds; This contract may also be terminated in whole or part:

1. By the county, with the consent of the agency with the consent of the county, in which case the two parties shall devise by mutual agreement, the conditions of termination including effective date and in case of termination in part, that portion to be terminated.

2. If the funds allocated by the county via this contract are from anticipated sources of revenue, and if the anticipated sources of revenue do not become available for use in purchasing said services.

3. In the event the county fails to pay the agency promptly or within 60 days after invoices are rendered, the county agrees that the agency shall have the right to consider said default a breach of this agreement and the duties of the agency under this agreement terminated. In such an event, the county shall then promptly pay the services performed and all allowable expenses incurred.

4. The county may terminate this contract at any time giving at least 10 days notice in writing to the agency. If the contract is terminated for convenience of the county as provided herein, the agency will be paid for time provided and expenses incurred up to the termination date.

This contract has been approved by the Dakota County Board of Commissioners and the Dakota County Interagency Team's Board of Directors.

ATTEST: Dakota County Board of Commissioners
\s\ Jackie Hartnett 10/19/98
Ted Piepho, Secretary Jackie Hartnett, Chairperson

APPROVED AS TO FORM: Dakota County Interagency Team (DCIT)
\s\ Edward Matney Vandle Phillips
Dakota County Attorney Vandle Phillips, President

ATTEST:
\s\ Charlene R. Weber
Charlene Weber, Secretary

APPROVED AS TO FORM:
\s\ Kurt T. Rager
Kurt R. Rager, Attorney

Linda Modlin spoke, not against the child day care center, but expressed concerns of the air quality.

Rod Krogh appeared before the board.

For the record my name is Rod Krogh. I live in South Sioux City, Nebraska.

I, too, am a member of CITIZENS promoting environmental stewardship. The following comments are my own and Linda Modlin our Director speaks on behalf of our organization.

Over the last five years our organization has committed itself to correcting the air quality problem in and around the Dakota City/South Sioux City area. After extensive monitoring, the Federal Centers for Disease Control last year concluded, "Levels of Total Reduced Sulfur (TRS) found in the outdoor air and the levels of hydrogen sulfide (H₂S) in indoor air pose a public health threat, especially for people with existing respiratory problems."

It should be noted, the average child takes in roughly 50% more air per pound of body weight than the average adult. Therefore, air pollution has an even greater effect on them. For those children with asthma or preexisting upper respiratory problems, the air pollution has a debilitating effect.

At the present time, given the current environmental problems in this air shed region, I feel it is unwise and unconscionable to place children in harm's way. I would therefore ask the Board to deny or (at least) table this motion for approving the proposed daycare facility, until "best available control technology" is properly installed and operated correctly by industry.

I am not opposed to a daycare facility or head start. I am opposed to this proposal under these circumstances. It is both regrettable and unfortunate that money and egos have brought us to this point. With the exception of the proponents here today and the handful who are not, this proposal does not enjoy community-wide support based on my interaction with the public.

It has been said, "'Character' is doing the right thing when nobody is looking." My corollary to that would be, "courage is doing the right thing when everybody is looking...even if it might bruise a few egos."

Thank you for allowing me to comment and thank you for voting your conscience.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Abstained, Meinen- Yea, Bobier- Yea, MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Engel to approve the Supplemental Agreement with LP Gill as follows, pending the approval of the county attorney.

SUPPLEMENTAL AGREEMENT

This agreement shall commence on June 01, 2003 and end on June 01, 2013.

Whereas The County of Dakota, NE and L.P. Gill, Inc. entered into an agreement to dispose of refuse, garbage, solid waste and rubbish at the L.P. Gill Landfill site; and

Whereas both parties desire to amend the Agreement as it concerns the term of the same.

Now therefore, it is agreed by and between the parties as follows:

The term of this Agreement shall be for a period of 10 years, beginning June 01, 2003. At the expiration of said term, and of each renewal term thereafter, this Agreement shall be considered to be automatically renewed for a like term unless either party shall notify the other by registered mail at least sixty days prior to the expiration of such term that it does not desire such renewal for such additional term.

All remaining provisions of the Agreement dated June 01, 1993 are hereby ratified and affirmed.

The County of Dakota, NE

By: \S\ Jacqueline Hartnett

Attest:

By:

L.P. Gill, Inc.

By: \S\ Leonard Gill, President
President

Attest:

By: \S\ M.C. Gill

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea,
Bobier- Yea, UNANIMOUS MOTION CARRIED.

The original agreement to the above supplement was approved June 1, 1993 as follows:

AGREEMENT

This Agreement made and entered into this 01 day of June, 1993, by and between the County of Dakota, Nebraska, (hereinafter referred to as "County") and L. P. Gill, Inc., a Nebraska corporation, (hereinafter referred to as "Gill".)

WITNESSETH

WHEREAS, Gill has obtained the required license for the operation of a solid waste disposal site from the State of Nebraska, Department of Environmental Control, on the following described real estate, to wit:

(SEE THE ATTACHED LEGAL DESCRIPTION WHICH IS)
(ATTACHED HERETO, MARKED "EXHIBIT A", AND MADE)
(A PART HEREOF BY THIS REFERENCE)

The Legal Description is not part of these minutes.

WHEREAS, Gill represents that it has the equipment necessary to operate a solid waste disposal site; and

WHEREAS, Gill is willing to render the service of disposal of refuse, garbage, solid waste and rubbish deposited on the City's transfer station upon the terms and conditions hereinafter set forth.

NOW, THEREFORE, for and in consideration of the mutual covenants, promises and agreements herein contained, the County and Gill agree as follows:

1. SERVICE. Gill agrees to dispose of refuse, garbage solid waste and rubbish collected and so deposited on the above described real estate. The quantity of refuse, waste, garbage and rubbish to be disposed of at said site shall not be limited. The type of refuse, waste, garbage and rubbish shall only be limited by applicable state and federal laws, rules and regulations, and Gill shall not be required to accept hazardous waste (as defined by the Revised statues of Nebraska) from the County, from private haulers from within the County, from residents of the County, or from any person or entity. The service

by Gill shall include on site disposal only and Gill shall not be responsible for collection or transporting such refuse, solid waste, garbage and rubbish to the above-described site unless otherwise agreed to by the parties in a separate agreement.

2. FEES PAID TO GILL. As consideration for said services, the County shall pay to Gill the sum of \$14.50 per ton for refuse, waste, garbage and rubbish deposited and dumped at the site for disposal by Gill. The trucks from the County are to be weighed immediately upon entering the landfill site and again immediately after the trucks are dumped. The County retains the right to inspect the scales and observe the weighing of the trucks during normal working hours. All bills received shall be paid by the 20th of the month for the previous month's service.

3. CHANGE IN FEES TO GILL. There shall be no increase in price during the first one year covered under this Agreement. Price for each succeeding year of contract to be negotiated at least 60 days prior to end of each one-year period.

4. TERM OF AGREEMENT. This Agreement shall commence on June 01, 1993 and end of June 01, 2003, provided in paragraph 5 hereof and termination as provided in paragraphs 21 and 22 hereof.

5. RENEWAL AND EXTENSION OF TERM. The term of this Agreement may be extended for an additional ten-year period of time upon the same terms and conditions as herein set forth at the option of the County. The only thing to be renegotiated by the parties shall be the fees to be paid to Gill. The County shall give notice of its intention to extend the term hereof at least six months prior to expiration and the parties shall immediately commence negotiation of the fees. If agreement on fees is not reached 90 days prior to expiration, negotiations shall cease and this Agreement shall expire at the end of its term.

6. DAYS AND HOURS OF OPERATION. The site shall be open for use by the County on such days of each week, and between such hours on those days as are required by the County for deposit and disposal of refuse, waste, garbage and rubbish. Gill may change the days and hours of operation because of severe weather conditions or cease operation because of severe weather conditions, with consent of the County Supervisor of the County. In event that such changes are made by agreement between the County and Gill, Gill shall notify all parties authorized to use the site of such changes.

7. HOLIDAYS. Holidays may be observed by Gill on such days as are official holidays of the County when County services are suspended.

8. COMPLIANCE WITH STATE AND FEDERAL LAWS, RULES AND REGULATION. Gill shall comply with all applicable state and federal laws, rules and regulations relating to disposal of solid waste, including, but not limited to, the Nebraska Environmental Protection Act (Article 15, Chapter 81, R.R.S., Nebraska) and the Solid Waste Disposal Act (42 USCS S S 3251-3254 f, 3256-3259), and the Integrated Solid Waste Management Act (Article 20, Chapter 13, R.R.S., Nebraska), any amendments thereto, and any rules and regulations promulgated thereunder. Gill agrees to hold the County harmless from compliance therewith, or from any violations thereof. Gill shall, at its own expense, obtain all permits and licenses required by applicable laws, rules and regulations and maintain the same in full force and effect.

9. COMPLIANCE WITH FAIR LABOR STANDARDS. Gill agrees that it is currently complying with and will continue to comply with fair labor standards in the

pursuit of its business and in the execution of the Agreement (Ref. S 73-102 and 73-104), R.R.S., Nebraska).

10. PLAN OF OPERATION. A plan of Operation was submitted and approved by the Nebraska Department of Environmental Control for this site. A copy of said plan of operation is attached hereto, marked "Exhibit B" and made a part hereof by this reference. Gill shall fully and completely comply with and carry out the terms of said Plan of Operation, and any amendments thereto as ordered or approved by the Nebraska Department of Environmental Control.

11. CONDUCT OF WORK. The services to be rendered by Gill shall be performed in an orderly, efficient and workmanlike manner.

12. MAINTENANCE OF ACCESS ROAD. Gill shall be responsible for maintenance and repair of the access road to the site from U. S. Highway #20 and all internal roads at the site, and shall keep the same in such condition and state of repair as will allow travel on the same by vehicles owned by the County and its haulers for transportation of solid waste.

13. EMPLOYEES. Gill agrees that, at its own cost and at all time, it will pay the salaries of all employees engaged by it in the performance of this Agreement. Gill shall have one of its employees at the site at all times the site is open for the reception of waste, refuse and garbage.

14. EQUIPMENT. Gill agrees to own and maintain sufficient equipment to adequately and efficiently operate said disposal site. As the use of said site expands, Gill agrees to acquire and maintain such additional equipment as may be necessary. Gill shall be responsible for all expenses in conjunction with the ownership of said equipment.

15. SCAVENGER PRIVILEGES. Gill shall have all scavenger rights at the disposal site, subject only to compliance with all applicable state and federal laws, rules, and regulations.

16. VEHICLES HAULING TO SITE. The County shall only use enclosed or covered containers, boxes on equipment to haul waste, refuse, and garbage to the site. All such vehicles must be equipped and operated to prevent the waste, refuse and garbage from being blown, dropped or spilled.

17. INSURANCE. Gill agrees to carry, at its own expense, the following:

1. Workmen's compensation insurance.
2. General liability insurance coverage including completed operation liability and general liability in the amount of \$1,000,000.00.

Before the signing of this Agreement, Gill shall furnish certificates of insurance to the County evidencing that all such insurance is in full force and effect, and that such insurance is noncancellable except upon 10 days written notice to the County.

18. INDEMNIFICATION. Gill agrees to keep and hold the County harmless from any and all cost, damages, claims or expense it may suffer, incur or sustain or become liable for or on account of any injury to or death of its employees or to

any other person, or damage to or injury to real estate or personal property caused by or arising out of the services to be performed under this Agreement.

19. NUISANCE. Gill shall not do anything, or suffer anything to be done, at the site which shall cause or constitute a public or private nuisance. Gill shall hold the County harmless from any action at law or equity for the consequences of a public or private nuisance created or caused by acts or omissions of Gill.

20. RESTRICTION OF ASSIGNMENT. This Agreement is not assignable without the consent of the County, but subject to that restriction, shall be binding upon, and inure to the benefit of the successors and assigns of Gill.

21. BANKRUPTCY OR INSOLVENCY OF GILL. In the event Gill shall be adjudged bankrupt, either by voluntary or involuntary proceedings, then this Agreement shall immediately terminate, and in no event shall this Agreement be, or be treated as, an asset of Gill after adjudication of bankruptcy. If Gill shall become insolvent, or fail to meet its financial obligations then this Agreement may be terminated at the option of the County upon 30 days written notice to Gill and in no event shall this Agreement be or be treated as an asset of Gill after the exercise of said option. This agreement is not assignable by Gill, either voluntarily or involuntarily, or by any process of law, except as above provided, and shall not be or come under the control of creditors, or trustees, or trustees of Gill in case of bankruptcy, or insolvency of Gill, but shall be subject to termination as above provided.

22. TERMINATION. The County shall have the right to cancel and terminate this Agreement if Gill shall neglect, fail or refuse to keep, observe and perform any of the covenants and agreements contained herein. All terms and conditions of the Agreement are considered material and failure to perform any of said terms and conditions shall be considered a breach of said Agreement. Should Gill fail to perform any of said terms and conditions, the County shall have the right to terminate the Agreement after 30 days written notice to Gill of the violation and the failure of Gill to remedy the violation within said time.

23. GENERAL AGREEMENT. (a) This Agreement shall inure to and be binding upon the approved successors and assigns of the parties. (b) All notices provided for under this Agreement shall be in writing and shall be sufficient if sent by registered mail to the last known address of the party to whom such notice is to be given. (c) The parties covenant and agree that they will execute any further instruments and that they will perform any acts which are or may become necessary to effectuate the terms of this Agreement. (d) The parties each covenant that they are authorized and empowered to enter into this Agreement. (e) Titles or captions contained in this Agreement are inserted only as a matter of convenience, and for reference, and in no way define, limit, extend or describe the scope of this Agreement or the intent of the parties.

24. WARRANTY OF AUTHORITY. Gill represents and warrants to the County that it has full power and authority to enter into this Agreement. That all required corporate action has been taken in connection therewith and that upon execution of this Agreement by Gill enforceable against Gill in accordance with its terms and applicable law. The County represents and warrants to Gill that it has full power and authority to enter into this Agreement. That all required action has been taken in connection therewith and that upon execution of the Agreement by the County the same shall become a binding obligation of the County enforceable against the County in accordance with its terms and applicable law.

25. INDEPENDENT CONTRACTOR. In performing the services herein specified Gill will be acting as an independent contractor and neither Gill nor any of his agents or employees are employees of the County.
Signed and executed this 01 day of June, 1993.

The County of Dakota, Nebraska
by \S\ Jacqueline Hartnett
County Chairman

(SEAL)
ATTEST:

County Clerk

L. P. Gill, Inc. a Nebraska
Corporation
by \S\ Leonard P. Gill
President

(SEAL) (Was affixed)
ATTEST:

Secretary

Commissioner Engel moved, seconded by Commissioner Bobier to approve the Application of Ron Rapp for Corporate Change applied for by Atokad.
ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Bobier to approve the concept and application for the Community Justice Planning Technical Assistance Grant of \$5,000.
ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

The board discussed the need to appoint a person to represent the county on the LEC Board to replace Jim Graham.

Mr. Huggenberger expressed his desire to look at the original LEC Contract to evaluate whether Dakota County should try to negotiate less of an obligation monetarily toward the LEC Center since So. Sioux uses most of the building.

The board briefly discussed appointments to the Board of Adjustments.
Kennard Erickson and Dave Launsby were mentioned.

Commissioner Huggenberger moved, seconded by Commissioner Bobier read into the record that 240th Street beginning at Elma Road extending east to a dead end separating section 7 and 8 from Section 17 and 18 in Township 27N, Range 9E was on the South Side of the section Line which was donated by the late Ivan Krumwiede.
ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger left at 2:30 p.m.

The board briefly discussed amendments 413 and 414.

Commissioner Engel moved, seconded by Commissioner Meinen to approve the claims submitted by the county clerk as follows:

GENERAL FUND: Jeffco Inc, folders- 52.78; Marge Meinen, mileage- 72.00; NACO, registrations- 340.00; Perkins Office Solutions, supplies- 7.09; Star Printing & Publishing- 298.26; Joe Morton & Son, surity bond- 85.00; Perkins Office Solutions, supplies- 71.70; Tri State Electronic Svc, repairs- 120.00; Robert Giese, mileage- 66.00; Nadine Lewon, prior years- 17.00; MIPS, monthly support- 417.20; Irene Van Lent, prior years- 16.00; Intergovernmental Data Svcs, data services- 33.62; Betty O'Neill, prior years- 4.00; Homer Community Schools, supt contract- 350.00; Sioux Business Products, supplies- 3.90; Coast to Coast, repairs- 45.85; Des Moines Stamp Mfg, stamp/ink- 49.50; Elections Systems & Software, ballot layout/printer kit- 1668.83; Five Star Awards, laminating- 38.64; Douglas Mfg, voting booth curtains- 587.62; MIPS, monthly support- 44.36; Perkins Office Solutions, supplies- 16.19; Secretary of State, registration forms- 25.00; Star Printing & Publishing, cert of election- 736.25; Western Office Products Plus, printer/cable- 3431.95; NACO, registration- 85.00; Perkins Office Solutions, supplies- 25.68; Star Printing & Publishing, notice- 18.62; Office Systems Co, service contract- 92.40; Perkins Office Solutions, supplies- 267.79; Redfield & Co, photo paper- 159.32; Sioux Business Products, supplies- 203.36; DAS Central Stores, supplies- 16.82; Des Moines Stamp Mfg, supplies- 30.30; Lexis Law Publishing, law books- 39.74; National Council of Juv & Family Court Judges, dues- 125.00; Norfolk Printing, supplies- 22.32; Virginia Piper, supplies- 71.67; Redfield & Co, forms- 36.64; Sioux Business Products, supplies- 22.28; Thurston Co Court, transcribing supplies- 45.98; Commnet Cellular, phone- 45.98; Lexis Law Publishing, law books- 262.81; Sams Club, supplies- 18.47; Viking Office Products, supplies- 37.11; Scott Dugan, mileage- 90.00; Frank Gonzalez, interpreting- 120.00; Perkins Office Solutions, supplies- 16.14; Oscar Sanchez, interpreting- 25.00; Schuetts & Avery, transcribing- 20.00; University of NE, seminar registration- 30.00; Dakota County Court, court costs- 66.50; Frank Gonzalez, interpreting- 315.00; Hong Cuc Thi Nguyen, interpreting- 25.00; Crary, Huff, Raby, Inkster, atty fees- 1175.00; Doug Luebe Law Office, atty fees- 600.20; Stuart Mills, atty fees- 950.00; Tiffany Orr, witness fee- 77.60; Oscar Sanchez, interpreting- 150.00; Clerk of Dist Court, courts costs- 336.00; Clerk of Supreme Court, filing fee- 52.00; Coffee King, jury coffee- 39.92; Dakota County Treasurer, money orders- 35.26; Duane Hoffmeyer, atty fees- 108.71; Hurley Law Office, atty fees- 568.90; Lexis Law Publishing, law books- 193.32; Doug Luebe Law Office, atty fees- 299.40; Stuart Mills, atty fees- 927.00; Nebraska Commission on Public Advocacy, application for pymt- 97.66; Crary, Huff, Raby, Inkster, atty fees- 75.00; Seventh Judicial Mental Health Board, hearing- 265.91; Shepards, law book- 13.03; West Group, law books- 1161.00; Dakota County Sheriff, warrants/papers- 702.65; Colene Boyle, mileage- 26.40; Veronica Grijalba, mileage- 21.60; NACO, registration- 85.00; Bean Electric, change ballast- 35.00; Bean Machine, metal plate- 128.00; National Board of Boiler and Pressure Vessel Inspectors, seminar- 250.00; Dakota Food & Fuel, mower gas- 5.00; Cellular One, phone- 39.34; City of Dakota City, utilities- 1137.15; Electronic Engineering, beeper- 26.85; Executive Lawn Service, mowing- 300.00; Gill Hauling, garbage- 150.00; Rick Jensen, mileage- 104.49; Joes Dept Store, batteries- 6.87; Jay-Lan, spray lawn- 40.00; Lessman Electric, ballasts- 164.19; Menards, tools/supplies- 46.83; MidAmerican Energy Co, utlities- 736.14; N C Dean Contracting, boiler operation- 50.00; Nebraska Public Power, utilities- 2763.46; Payless Cashways, supplies- 33.99; Robertson Impl, snow cab- 625.00; Siouxland Lock & Key, keys- 11.95; US West, phone- 50.71; Dakota County Extension, mileage/supplies- 1051.19; Ahlers Law Firm, phone consultation- 24.00; Ammunition, training ammo- 1096.00; Axles & Gears, towing- 100.00; Cellular One, phone- 63.22; Cenex Fleetcard, fuel- 1013.07; Chief Supply Corp, film- 58.25; Crown Lincoln Mercury, repairs- 641.49; Crystal Oil Co, tire repairs/oil- 234.13; Electronic Engineering, batteries- 79.95;

Executive Copy Systems, toner- 207.00; Harolds Photo, film processing- 92.82; Jacks Uniforms & Equip, uniform upkeep- 574.98; Joe Morton & Son, notary bond- 90.00; Midwest Radar & Equip, calibrate units- 225.00; Nebraska Sheriff Assoc, dues- 270.00; Neva Neal, prior years- 9.00; Racom Corp, battery- 10.00; Scheels, ammunition- 82.05; Secretary of State, notary renewals- 90.00; Sioux Sales Co, supplies- 41.95; Walmart, supplies- 22.46; Burt County Court, court costs- 2.00; Cellular One, phone- 80.10; Dakota County Court, transcripts- 60.50; Nebraska DMV, transcripts- 20.00; Robert Finney, seminar airfare- 329.00; Iowa Office Supply, supplies- 51.23; Lexis Law Publishing, law books- 417.49; National Public Safety, law book- 89.00; Perkins Office Solutions, supplies- 16.58; Sioux Business Products, supplies- 41.85; Boys & Girls Home, juv fees- 2349.00; Braunger Foods, food- 438.21; Cellular One, phone- 40.26; Coffee King, jail coffee- 38.25; Dakota County Sheriff, env/stamps- 436.20; Dakota Food & Fuel, fuel- 108.58; Dept of Correctional Svcs, boarding- 2439.51; Family Practice Center, inmate care- 420.00; Hy Vee, food- 847.66; Internal Medicine Assoc, inmate care- 327.00; Jacks Uniforms & Equip, uniform upkeep- 114.40; Marian Health, inmate care- 384.98; Metz Baking, bread products- 246.07; Perkins Office Solutions, supplies- 43.20; Redlers Pharmacy, inmate meds- 377.85; Roberts Dairy, milk products- 356.96; Sams Club, supplies- 88.52; Sherwin Williams, paint- 417.78; Siouxland Federal Credit Union, fuel- 77.87; Strategic Monitoring Svcs, house arrest units- 526.50; Dakota Super Value, food- 235.30; Bill Thompson, meal- 5.01; Walmart, supplies/meds- 74.67; XPEDX, supplies- 131.91; Jeffco Inc, folders- 36.48; Arch Paging, beeper- 8.85; Briggs Corp, medical supplies- 154.56; Jan Brown, mileage- 108.30; Lucia Castillo, interpreting- 30.00; Decentech Inc, med supplies- 105.00; Pat Glover, mileage- 108.30; Judy Klemme, mileage- 105.60, Michelle Hein, mileage- 108.30; Medibadge, stickers- 28.20; SmithKline Beecham, vaccine- 97.02; Quill Corp, supplies- 65.68; Staples, supplies- 26.68; Cellular One, phone- 57.87; Warren Johnston, meals/lodging/registration- 275.05; Office Systems Co, copier contract- 73.75; AT & T, phone- 677.06; Business Telecom Systems, reprogram phones- 30.00; Dakota City Postmaster, meter postage- 2500.00; Helvig Agricultural Svc Co, appraisal- 600.00; MIPS, monthly support- 235.40; Office Systems Co, repair- 61.25; Pitney Bowes, meter rental- 298.50; Quinlan Publishing Co, grant handbook- 103.95; Region IV Mental Health Svcs, qtrly payment- 4811.00; Region IV ODD, qtrly payment- 4911.75; US West, phone- 1610.98

ROAD DEPT: Aramark Uniform Svcs, towels- 80.97; ATCO Mfg, supplies- 339.25; AT& T, phone- 5.94; B's Enterprises, blades/flag material- 1422.00; Duane Barclay Trucking, haul rock- 513.60; Big A Auto Parts, supplies- 155.81; Bridgestone/Firestone, tires- 960.00; Joel Broekmeier, cdl- 40.00; Cellular One, phone- 54.72; Cenex Fleetcard, fuel- 2056.55; Circle R Inc, parts- 15.95; Coast to Coast, supplies- 2.13; Farmers Coop, tools/oil- 986.12; Freemont Tire, tube- 19.95; Graham Tire Co, tires- 827.63; Great Lakes Used Parts, parts/freight- 281.73; Higman Sand & Gravel, road rock- 8850.74; HME Inc, haul rock- 1560.00; Jackson Glass, windshield- 237.10; Joes Dept Store, parts/supplies- 225.24; Linweld Supply, oxy/acetylene- 106.10; Logan Valley Impl, tractor rental- 900.00; Menards, bridge spikes- 29.95; Midwest Equipment Inc, oil/filters- 155.00; Midwest Services & Sales, culverts- 1031.76; Nebraska Public Power, service signals- 82.15; NE Nebr Rural Public Power, radio tower- 161.82; Pilger Sand & Gravel, road gravel- 3846.17; Piorier Equipment, parts- 497.68; Presco Sales & Service, culverts- 731.80; Sioux City Filter Service, clean filters- 8.65; Sioux City Tarp Mfg, parts/crank- 91.00; Siouxland Hydraulic, parts- 313.11; Stephans Welding, rebuild fan- 257.95; Swaney Equipment, oil filters- 37.03; Torco Remfg, parts- 38.28; Tri State Communications, antenna- 25.00; US West, phone- 51.12; Utility Equipment Co, plastic pipe- 154.00; Warren Oil, diesel fuel- 938.01; XPEDX, supplies- 59.50; Ziegler Inc, parts- 470.33

ROAD IMPROVEMENT FUND: Johnson-Ericson-O'Brien & Assoc, engineering- 1878.00

INHERITANCE TAX: Schmader Electric Co Inc, install siren at atokad- 3750.00;
XPEDX, mat- 288.79

WEED FUND: Farmers Coop, anti freeze- 15.87; Warren Oil Co, battery- 93.96
COUNTY ROAD PAYROLL: Gross salaries- 7,832.20, Employers Retirement- 589.89,
Employers Share Care Choices- 865.20, Employers Ameritas Dental- 121.92,
Employers Paul Revere Life- 27.24, Employers Soc Sec tax- 580.96, Medicare-
135.87, Principal Mutual Life Insurance Co.-

Arnold Mellick- 973.00, Walter Heinemann- 818.40, Robert Jacobsen- 818.40,
Richard McNear- 818.40, Marlan G. Millard- 818.40, Willis Roeber- 818.40,
Randall A. Crombie- 814.40, Joel Broekemeier- 810.40, Richard Hoelsing- 810.40,
Kimon A. Litras- 810.40, Donald Kunzie- 806.40, Ronald Harder- 715.20

ROAD FUND: Employee withholding paid to: Federal- 792.10, State- 202.49, Soc
Sec- 580.96, Medicare- 135.87, Retirement- 393.33, Care Choices- 324.42,
Ameritas Dental- 66.80, Lonestar- 9.76, Colonial- 103.38, Union Dues- 220.00,
Credit Union- 32.00, Deferred Comp.- 223.00.

COUNTY GENERAL FUND: Gross salaries- \$54,824.49, Employers Share Retirement-
2,734.22, Employers Share Care Choices- 4,167.38, Employers Ameritas Dental-
597.41, Paul Revere Life- 139.80, Employers Soc Sec tax- 3,282.59, Medicare-
767.73.

Jackie Hartnett- 481.15, James Huggenberger- 458.08, Jack D. Bobier- 458.08,
Marjorie A Meinen - 458.08, William F Engel - 458.08, Nanci Walsh- 861.50,
Theodore A. Piepho- 1200.00, Joan Spencer- 861.50, Raemonda Perry- 738.87, Cindy
Purucker- 334.00, Bobbi Jo Harsma- 668.00, Robert H. Giese- 1200.00, Charlotte
J. Doenhoefer- 708.00, Ruth M. Jensen- 354.00, Ruth P Gillaspie- 861.50, Mardell
A. Sorensen- 354.00, Phyllis A Ridge- 708.00, Ann Matthews- 684.01, Mark J.
Dorcey- 458.08, Margaret Rahn- 861.50, Shirley Sides- 36.00, Cynthia Purucker-
334.00, Arnold Mellick- 212.15, Margaret Kunzie- 7.00, Colene H. Boyle- 1200.00,
Veronica Grijalba- 861.50, Judy Lee Lockwood- 640.00, Lula Frick- 481.00, Martin
G. Cahill- 1500.00, Scott M Dugan-1,069.62, Mary Gamble- 608.80, Shirley Sides-
481.50, Karilyn Watkins- 236.00, Roxanne Anderson-, Richard Jensen- 807.69,
Patricia A. Stingley- 732.00, James L. Wagner- 1500.00, Linda Carson- 953.60,
Randall Walsh- 1,158.53, Eric Reed-, Rodney Herron- 1,230.77, Gary Powell-
1,078.68, Allen Burns, Jr.- 1,227.33, Adrienne Harral- 549.50, Jared Junge-
880.00, Pat Barger- 830.50, David Burrell- 905.93, Michael F Fredrickson-
893.38, Chad Sheehan- 865.88, Cherie Hogan- 763.20, Robert Finney- 1,958.31,
Laurie Barclay- 714.35, Edward Matney- 1,200.00, Rita Chase- 640.00, Mark L
Andrews- 1,386.54, Linda J. Schovanec- 765.12, Margaret Stingley- 542.50,
Kathleen Keeler- 764.75, Paula Harrigfeld- 760.00, Rebecca M Broer- 720.00,
William Thompson- 807.23, Alma Gunderson- 640.00, Donna Lane- 182.00, Jeremy
Bermel- 735.20, Derrick J Klug- 621.60, Wayne J Lenzen- 592.00, Brad Claypool-
599.40, Joseph Ramirez- 284.90, Duane H. Upton- 50.00, Margaret Kunzie- 756.01,
Janice Brown- 927.52, Gloria Ann Dwyer- 708.00, Patricia Glover- 832.00, Judy
Klemme- 865.60, Michelle Hein- 608.73, Dr Curtis Farrell- 115.38, Dr. David
Grote-, Bonnie Storm-, Warren Johnston- 836.36.

Marico Cleaning- 1,279.08, Principal Mutual Life Insurance Co.-

GENERAL FUND: Employee withholding paid to: Federal- 5,396.61, State- 1,421.60,
Soc Sec tax- 3,282.59, Medicare- 767.73, Retirement- 1,822.79, Care Choices-
1,268.84, Ameritas Dental- 235.83, Paul Revere Life- 2.40, Colonial Health-
372.48, Union Dues- 116.45, Credit Union- 1,916.54, Colonial Life- 34.52,
Deferred Comp- 1,200.22, Garnishment- 595.85.

COPS FAST GRANT 97: Gross salaries- 810.81, Employers Retirement- 48.65, Care
Choices- 72.10, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employees Soc
Sec- 50.27, Employees Medicare- 11.76, Employees withholding paid to: Federal-
85.89, State- 23.57, Soc Sec- 50.27, Medicare- 11.70, Retirement- 32.43, Union
Dues- 10.01, Donald D Mueller, Jr- 810.81.

COUNTY WEED CONTROL FUND: Gross salaries- \$647.31, Employers Retirement- 38.84,
Employers Share Care Choices- 72.10, Ameritas Dental- 10.16, Employers Paul

Revere Life- 2.40, Employers Share of Soc Sec- 40.13, Employers Share of Medicare - 9.39, Paul High- 647.31.
WEED FUND: Employee withholding paid to: Federal- 76.42, State- 17.73, Soc Sec tax- 40.13, Medicare- 9.39, Retirement- 25.89, Deferred Comp.- 10.00.
Employees General Net Pay: \$36,390.04
Road Net Pay: \$6,748.09
Cops Fast 97 Net: \$596.88
Weed Control Net: \$467.75
Visitors Promotion: 7,437.07
Jury Pay: Total 932.07, P. Andersen- 30.00, E. Conley- 33.00, T. DeHarty Guy- 31.80, R. Dryden- 31.80, C. Flaugh- 33.60, G. Heinemann- 36.00, M. Hunter- 31.80, L. Johnsen- 34.20, N. Lacy- 31.80, L. McDonald- 39.00, M. Navarrette- 31.80, L. Nelson- 34.20, C. Nieman- 30.00, B. Olander- 32.40, A. Phillips- 32.40, S. Polacek- 31.80, K. Prenger- 32.10, C. Profera- 32.40, L. Raveling- 34.80, R. Snyder- 31.80, C. Stone- 33.60, S. Uhl- 30.00, S. Virruso- 31.80, M. Waterhouse- 31.80, B. Wilke- 34.20, R. Wiseman- 30.00, S. Sides, Bailiff- 83.97.
ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

Chair Hartnett adjourned their meeting at 3:00 p.m.

ATTEST:

County Clerk

Board Chair

DAKOTA COUNTY BOARD OF COMMISSIONERS
NOVEMBER 2, 1998 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Hartnett opened their regular scheduled meeting at 1:30 p.m. with the Pledge of Allegiance.

Present: Commissioners Jim Huggenberger, Jackie Hartnett, Marjorie Meinen, Jack Bobier, Bill Engel, Ted Piepho, Secretary.

Commissioner Engel moved, seconded by Commissioner Bobier to approve the minutes of October 19, 1998 as typed.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Arnie Mellick gave an overview of the Joint agreement with South Sioux City for exchange of services. He said that it was about the same as the last couple of years. The agreement outlines a joint venture where the city does certain things for the county and the county does certain things for the city.

Everything is pretty much agreed to except that Lance Hedquist feels that the county should put on additional gravel on city streets amounting up to \$3000.00 a year.

Mr. Mellick did not know whether Mr. Hedquist meant for the county to actually apply the gravel, but he didn't feel that the county had the equipment or manpower to do that. He said that the county's equipment is too large to be spreading gravel in small areas where the city needs it.

There was discussion that the county would just authorize the city to pickup the gravel from the pits or have it delivered to the city and the county would pay the gravel company up to a \$3000.00 limit.

Mr. Bobier thought that they would probably put it on.

Mr. Huggenberger brought up the fact that Dakota County had an old bill from 1994 that has never been cleared up.

Mr. Bobier asked what that was.

Ms. Walsh explained that back in 1994 the city and county were keeping track of what each entity was doing for each other and at the end of the year they put a dollar value for the cost of doing work for each other. They in turn would bill each other for the services rendered. In 1994 we paid their bill and sent them a bill for what we had done. They did not pay the county and argued that it was a wash. I think the road department said if it was a wash then pay us back our money. They never did and the county sent them a letter in 1996 requesting payment. Nothing has ever happened.

Ms. Meinen referred to a paragraph (Paragraph 6 on the third page) that indicates that there would be no charge during the first year of the contract. Is there any chance that might be pertinent.

It was determined that the copy of the agreement that the board had was not the latest revised agreement. Ms. Walsh explained that this was the agreement that Mr. Hedquist faxed to her last Friday.

Commissioner Bobier moved to approve the joint agreement with So. Sioux City. Commissioner Bobier withdrew his motion because the county did not have the current contract with the city.

Ms. Walsh thought that the County Attorney and the Insurance Company (NIRMA) should review the contract.

Commissioner Bobier moved, seconded Commissioner Engel to adopt America Recycle proclamation KNNB as follows:

PROCLAMATION FROM KNNB

Each year Americans generate more than 208 million tons of municipal solid waste. That's more than 4.3 pounds per person per day. While the nation has reached an overall recycling rate of over 27 percent, much more can be done, especially in closing the loop and purchasing products made with recycled content.

WHEREAS, to focus the nation's attention on the importance of recycling and closing the loop, businesses, industries, government agencies, nonprofit organizations, and individuals have joined together to celebrate America Recycles Day and are encouraging their employers, staff, customers, membership and all citizens to pledge to buy more recycled-content products starting on November 15;

WHEREAS, participating in America Recycles Day is one way citizens can help raise awareness about the need to reduce waste by reusing, recycling, and buying recycled products;

WHEREAS, the theme for the event is "If you're not buying recycled, you're not really recycling;"

WHEREAS, state and community leaders need to spread the word about the excellent programs they have established, the growth of markets for recyclables, the importance of buying recycled products;

NOW, THEREFORE BE IT RESOLVED BY Dakota County, Nebraska, that Sunday, November 15, 1998, is hereby proclaimed as:

AMERICA RECYCLES DAY in northeast Nebraska.

RESOLVED this 2nd day of November, 1998.

County Board Chair

County Clerk

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to transfer abandoned titles #98295700023 and 98296700012 to the towing agency that towed the vehicles for the towing and storage fees due against said vehicles.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED

The board discussed the appointment to the LEC Board.

Ms. Walsh said that Mr. Jim Cahill called and said that he would serve on the board.

Commissioner Huggenberger moved, seconded by Commissioner Engel to appoint Jim Cahill to the LEC Board.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Abstained, Engel- Yea, UNANIMOUS MOTION CARRIED.

The board briefly discussed the appointment to the Board of Adjustments.

Mr. Mellick appeared before the board to explain who made up the Board of Adjustments and briefed the board on the duties of said board.

Commissioner Meinen reported on the following committees she serves on. Personnel Policy Review Committee.

Commissioner Bobier reported on the Planning & Zoning meeting that he attended. The primary topics discussed were lowering the number of acres required to build on in an Ag Residential Zone from 5 to 2 and the board denied. The other topic discussed was sludge application.

Commissioner Hartnett briefly commented on the Madison County Jail, Cardinal Development is going to have a fund raiser and the Megahertz meeting is going on in Lincoln this week.

Ms. Walsh asked the board if they received the letter from Lance Hedquist, (South Sioux City Administrator) on the resurfacing of Martin's Airport, which was to be funded 80% through a grant. It was the consensus of the board that it is a great idea, but agreed that they would not be able to commit any funds.

The board briefly touched on the subject of making an offer on the property they have been considering for a County Maintenance Yard. It was immediately suggested that the board should go into executive session.

Commissioner Meinen moved, seconded by Commissioner Bobier to convene into Executive Session for legal issues.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED 3:00 p.m.

The County Clerk vacated his chair at 3:02 p.m. to distribute Election Material to the Election Board Workers at 3:02 p.m. and Ms. Walsh acted as acting secretary.

Commissioner Meinen moved, seconded by Commissioner Bobier to reconvene in open session.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 3:27 p.m.

The board reviewed the payroll claims submitted by the county clerk for payment. The Board's Assistant did not recommend approval or disapproval of the claims.

Commissioner Meinen moved, seconded by Commissioner Bobier to approve the following payroll claims as submitted by the county clerk.

COUNTY ROAD PAYROLL: Gross salaries- 9,832.20, (Road Net Pay- \$6,748.09), Employers Retirement- 589.89, Employers Share Care Choices- 865.20, Employers Ameritas Dental- 121.92, Employers Paul Revere Life- 27.24, Employers Soc Sec tax- 580.96, Medicare- 135.87, Principal Mutual Life Insurance Co.- 91.96 Arnold Mellick- 973.00, Walter Heinemann- 818.40, Robert Jacobsen- 818.40, Richard McNear- 818.40, Marlan G. Millard- 818.40, Willis Roeber- 818.40, Randall A. Crombie- 814.40, Joel Broekemeier- 810.40, Richard Hoelsing- 810.40, Kimon A. Litras- 810.40, Donald Kunzie- 806.40, Ronald Harder- 715.20

ROAD FUND: Employee withholding paid to: Federal- 792.10, State- 202.49, Soc Sec- 580.96, Medicare- 135.87, Retirement- 393.33, Care Choices- 324.42, Ameritas Dental- 66.80, Lonestar- 9.76, Colonial- 103.38, Union Dues- 220.00, Credit Union- 32.00, Deferred Comp.- 223.00.

COUNTY GENERAL FUND: Gross salaries- \$55,708.64, (Employees General Net Pay- \$37,025.51), Employers Share Retirement- 2,813.45, Employers Share Care Choices- 4,239.48, Employers Ameritas Dental- 607.57, Paul Revere Life- 143.40, Employers Soc Sec tax- 3,342.94, Medicare- 781.84.

Jackie Hartnett- 481.15, James Huggenberger- 458.08, Jack D. Bobier- 458.08, Marjorie A Meinen - 458.08, William F Engel - 458.08, Nanci Walsh- 861.50, Theodore A. Piepho- 1200.00, Joan Spencer- 861.50, Raemonda Perry- 732.00, Cindy Purucker- 368.46, Bobbi Jo Harsma- 642.95, Robert H. Giese- 1200.00, Charlotte J. Doenhoefer- 708.00, Ruth M. Jensen- 354.00, Ruth P Gillaspie- 861.50, Mardell A. Sorensen- 354.00, Phyllis A Ridge- 708.00, Ann Matthews- 684.00, Mark J. Dorcey- 458.08, Margaret Rahn- 861.50, Shirley Sides- 144.00, Cynthia Purucker- 334.00, Arnold Mellick- 212.15, Margaret Kunzie- 7.00, Colene H. Boyle- 1200.00, Veronica Grijalba- 861.50, Judy Lee Lockwood- 640.00, Lula Frick- 559.00, Martin G. Cahill- 1500.00, Scott M Dugan- 1,069.62, Mary Gamble- 608.80, Shirley Sides- 405.00, Karilyn Watkins- 470.00, Roxanne Anderson-, Richard Jensen- 807.69, Patricia A. Stingley- 732.00, James L. Wagner- 1500.00, Linda Carson- 953.60, Randall Walsh- 1,124.63, Eric Reed-, Rodney Herron- 1,230.77, Gary Powell- 1,139.21, Allen Burns, Jr.- 1,076.00, Adrienne Harral- 546.00, Jared Junge- 880.00, Pat Barger- 880.00, David Burrell- 845.86, Michael F Fredrickson- 753.25, Chad Sheehan- 938.68, Cherie Hogan- 758.40, Robert Finney- 1,958.31, Laurie Barclay- 741.65, Edward Matney- 1,200.00, Rita Chase- 470.00, Mark L Andrews- 1,386.54, Linda J. Schovanec- 787.88, Margaret Stingley- 542.50, Kathleen Keeler- 760.00, Paula Harrigfeld- 821.75, Rebecca M Broer- 1,019.25, William Thompson- 765.64, Alma Gunderson- 724.00, Donna Lane- 182.00, Jeremy Bermel- 735.20, Derrick J Klug- 592.00, Wayne J Lenzen- 599.40, Brad Claypool- 592.00, Joseph Ramirez- 595.70, Duane H. Upton- 50.00, Margaret Kunzie- 756.00, Janice Brown- 1,144.44, Gloria Ann Dwyer- 708.00, Patricia Glover- 832.00, Judy Klemme- 865.60, Michelle Hein- 580.92, Dr Curtis Farrell- 115.38, Dr. David Grote-, Bonnie Storm-, Warren Johnston- 836.36.

Marico Cleaning- 1,279.08, Principal Mutual Life Insurance Co.- 387.78

GENERAL FUND: Employee withholding paid to: Federal- 5,530.07, State- 1,458.65, Soc Sec tax- 3,342.94, Medicare- 781.84, Retirement- 1,875.64, Care Choices- 1,196.74, Ameritas Dental- 245.99, Paul Revere Life- 1.20, Colonial Health- 346.48, Union Dues- 116.45, Credit Union- 1,956.54, Colonial Life- 34.52, Deferred Comp- 1,200.22, Garnishment- 595.85.

COPS FAST GRANT 97: Gross salaries- 830.83, (Cops Fast 97 Net- \$610.67), Employers Retirement- 49.85, Care Choices- 72.10, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employees Soc Sec- 51.51, Employees Medicare- 12.05, Employees withholding paid to: Federal- 88.77, State- 24.59, Soc Sec- 51.51, Medicare- 12.05, Retirement- 33.23, Union Dues- 10.01, Donald D Mueller, Jr- 830.83.

COUNTY WEED CONTROL FUND: Gross salaries- \$798.11, (Weed Control Net- \$571.57), Employers Retirement- 47.89, Employers Share Care Choices- 72.10, Ameritas Dental- 10.16, Employers Paul Revere Life- 2.40, Employers Share of Soc Sec- 49.48, Employers Share of Medicare - 11.57, Paul High- 798.11.

WEED FUND: Employee withholding paid to: Federal- 98.14, State- 25.43, Soc Sec tax- 49.48, Medicare- 11.57, Retirement- 31.92, Deferred Comp.- 10.00.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Chair Hartnett adjourned their meeting at 3:30 p.m.

ATTEST:

County Clerk

Board Chair

DAKOTA COUNTY BOARD OF COMMISSIONERS
NOVEMBER 16, 1998 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Hartnett opened their regular scheduled meeting at 10:07 a.m. with the Pledge of Allegiance.

Present: Commissioners Jackie Hartnett, Jack Bobier, Bill Engel, Ted Piepho, Secretary. Commissioner Marjorie Meinen arrived at 10:35 a.m.

Absent: Commissioner Jim Huggenberger.

The board reviewed the claims submitted by the county clerk for payment.

Jim Hanks, County's Labor Attorney, appeared before the board to discuss the Road Employees Contract.

Commissioner Meinen moved, seconded by Commissioner Engel to convene into Closed Executive Session to discuss Contract Labor negotiations.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Absent, Bobier- Yea, UNANIMOUS MOTION CARRIED 11:00 a.m.

Commissioner Bobier moved, seconded by Commissioner Engel to reconvene into open session.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Absent, Hartnett- Yea, UNANIMOUS MOTION CARRIED 12:10 p.m.

The board recessed for lunch at 12:10 p.m.

The board reconvened from lunch at 2:00 p.m. Duane Upton, Highway Supt. appeared before the board and presented a proposed One and Six Year Road Plan. He said that the board could change the information, but that he would like for them to start thinking about it. The Public Hearing is usually in February.

Mr. Upton discussed a couple of change orders on the Stork Bridge Project BRO-7022(6). One was a net increase of \$5,515.40 and the other was an increase of 11,969.25. Our portion would be 10% of those figures.

Commissioner Meinen moved, seconded by Commissioner Engel to approve the change orders and payment, and to authorize the chair to sign same to provide for the item of work, "1030.00 Earthwork Measured in Embankment (Revised)" and to provide for the item of work, "4976.05 Additional Work (Bank Stabilization)" in the increased amounts of \$5,515.40 and \$11,969.25 respectively.
ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Absent, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Mr. Upton also touched on Project STPE3925(1) and explained the two phases of the project to the board. The project is the hard surfacing of the Hubbard Jackson Road. He thought that it may get started as early as late 1999.

Commissioner Bobier moved, seconded by Commissioner Engel to convene into Board of Equalization.
ROLL CALL VOTE: Bobier- Yea, Huggenberger- Absent, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED 2:23 p.m.

Robert Giese, County Treasurer, submitted a Motor Vehicle Exemption Application by Region IV Office of Developmental Disabilities on a 1999 Ford S Club Van bearing the VIN 1FMNE31L8XHA11739.
Commissioner Meinen moved, seconded by Commissioner Bobier to approve the Motor Vehicle Exemption Application by Region IV Office of Developmental Disabilities on a 1999 Ford S Club Van bearing the VIN 1FMNE31L8XHA11739.
ROLL CALL VOTE: Huggenberger- Absent, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Meinen to increase the valuation of Lot 8, Block 12 Original So. Sioux City, from \$51,401 total value to 52,281 total value and add said property to the tax rolls.
ROLL CALL VOTE: Huggenberger- Absent, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Meinen moved, seconded by Commissioner Engel to reconvene into Board of Commissioners.
ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Absent, Bobier- Yea, UNANIMOUS MOTION CARRIED 2:33 pm.

Greg Koinzen appeared before the board and expressed desire to have the board approve an agreement with KSUX/KSCJ Broadcasting. He said that he sent it to the county attorney, but that it has not been approved yet and KSUX was wanting to finalize the agreement.
Commissioner Bobier moved, seconded by Commissioner Engel to approve the following agreement with KSUX/KSCJ Broadcasting.

AGREEMENT

This agreement made July 1, 1998, by and between KSUX/KSCJ Broadcasting Company, a Louisiana corporation, the Dakota County Law Enforcement Center (L.E.C.) Board, and the Dakota Covington, Homer Rural, and Emerson, Rural Fire Districts;

WHEREFORE, the parties agree that in order to continue the Emergency-911 communications system in Dakota County, Nebraska that a radio tower needs to be leased for the transmission of emergency information;

WHEREFORE, KSUX/KSCJ Broadcasting Company will lease an existing radio, tower to Dakota County, and the Emergency-911 communications effort which would substantially benefit at a reduced cost all of the parties;

NOW THEREFORE, in consideration of mutual covenants herein contained, the parties agree as follows:

1. That the KSUX/KSCJ Broadcasting Company, hereinafter referred to as Lessor, agrees to lease to the County of Dakota, the L.E.C. Board, and the Fire Districts above identified, hereinafter referred to as Lessee, a space on a radio tower located on property legally described as follows:

-SW 1/4 except NE 1/4 SW 1/4 3-27-8, Dakota County, Ne-

2. This agreement shall commence on July 1, 1998, and shall continue on a monthly basis for a period of 60 months. The Lessees (Fire Districts) agree to pay the rental rate of \$200.00 per month and all of the conditions and covenants herein contained shall continue in full force and effect during the term of said rental. In the event either party wishes to terminate said lease, notice of termination shall be given six months prior to the expiration of this lease in writing, delivered to either Lessor or Lessee at the following addresses: Lessee's address of Theodore Piepho, County Clerk, P.O. Box 38, Dakota City, Nebraska; Greg Koinzan, Communications Director, P.O. Box 355, Dakota City, Nebraska; Lessor's address of KSUX/KSCJ Broadcasting Company, P.O. Box 788, Baton Rouge, Louisiana 70821, (and the Fire Chiefs of Homer, Dakota City, and Emerson, NE.) This lease is contingent upon the lease from Myrtle M. Jensen, Landlord, to KSUX/KSCJ Broadcasting Company, continuing and in the event said lease is terminated, this lease likewise will terminate; notice of such termination by previous tenant, notice of such termination by Myrtle Jensen or by her successors and assigns shall be given in writing to Lessee, Dakota county, at least 90 days prior to termination;

3. In addition to said monthly rent, Dakota County agrees to gravel and maintain Ireton Avenue and 225th Street leading to tower sight and said graveling of said road shall be completed as soon as the agreement is executed;

4. The Lessee (L.E.C. Board) agrees to insure all of their equipment, and provide proof of such insurance to the Lessor. The Lessee agrees to repair and replace any and all equipment at its own cost and expense, except in the event of an act of negligence by Lessor causing damage to said equipment;

5. The Lessee (L.E.C. Board) agrees to pay Lessor for any damage that the equipment or installation of said equipment causes Lessee during the term of this agreement;

6. The parties may agree to renegotiate the terms of this contract for an additional five year period at a different rental rate. Notice of said termination above described should be given but the Lessees may agree to continue this term for an additional five year period at a newly negotiated rental rate to commence at the end of the five year period. This agreement shall be construed in accordance to the laws of the State of Nebraska;

7. This agreement constitutes the complete and binding agreement of the parties hereto.

This agreement is executed this 16th day November, 1998, by and between parties above described.

President, Emerson Fire District- President, Homer Fire District- President Dakota Covington Fire District- Chairman, Dakota County Board of Commissioners- Dakota County Clerk- President, KSUX/KSCJ Broadcasting Company- Co-Chairman, L.E.C. Board- Co-Chairman, L.E.C. Board.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Absent, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Engel to convene in Closed Executive Session to discuss legal matters.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Absent, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED 2:45 p.m.

Commissioner Meinen moved, seconded by Commissioner Engel to reconvene in open session.

ROLL CALL VOTE: Huggenberger- Absent, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 3:28 p.m.

Commissioner Meinen moved, seconded by Commissioner Bobier to adopt Resolution 98-19 as follows:

RESOLUTION 98-19
RESOLUTION DIVIDING AND TRANSFERRING GENERAL FUND

LEVY

WHEREAS, the Dakota County General Fund (0100) Levy for 1998 includes a portion for the maintenance of the county roads due to changes made by the legislature, and;

WHEREAS, the County Road and Bridge Fund (0300) exists for the purpose of maintaining the county roads, and;

WHEREAS, Dakota County budgeted to transfer monies from the General Fund (0100) to the County Road and Bridge Fund (0300), and;

WHEREAS, it is necessary to distribute that portion for the county roads to the County Road and Bridge Fund (0300), and;

WHEREAS, the Dakota County General Fund (0100) Levy for 1998 includes a portion for noxious weed control due to changes made by the legislature, and;

WHEREAS, the Weed Fund (5400) exists for the purpose of noxious weed control, and;

WHEREAS, Dakota County budgeted to transfer monies from the General Fund (0100) to the Weed Fund (5400), and;

WHEREAS, it is necessary to distribute that portion for the weed control to the Weed Fund (5400).

BE IT THEREFORE RESOLVED, by the Dakota County Board of Commissioners that the 1998 General Fund Levy or .2739 per \$100 valuation be distributed with 86.02% (.2356 per \$100) to the General Fund, 12.16% (.0333 per \$100) to the County Road and Bridge Fund, and 1.82% (.0050 per \$100) to the Weed Fund (5400).

FURTHERMORE, the Dakota County Treasurer is hereby directed to distribute the 1998 General Fund levy in the above prescribed manner. Passed and adopted this 16th day of November, 1998.

Jackie Hartnett, Chairman

ATTEST:

Theodore A. Piepho, County Clerk

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Absent, Bobier- Yea, UNANIMOUS MOTION CARRIED.

The board briefly discussed appointment to the Board of Adjustments.

Randy Lussier, Mark Erickson, Dave Launsby and Charles Rush were mentioned as possible contacts.

Commissioner Meinen moved, seconded by Commissioner Bobier to authorize the chair to sign the claim to the Nebraska HHSS Finance and Support for indirect costs for space occupied by the Department of Health and Human Services.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Absent, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

The board did not open the snow bids because only one bid was received and they did not wish to act on the copier purchase until Nanci Walsh returned from vacation.

Commissioner Engel moved, seconded by Commissioner Bobier to approve the minutes of November 2, 1998 as typed.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Absent, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Engel to approve the claims submitted by the county clerk as follows:

GENERAL FUND: Marge Meinen, mileage- 45.60; Perkins Office Solutions, supplies- 212.85; Sioux Business Products, supplies- 7.21; Star Printing & Publishing, minutes- 330.12; Five Star Awards, laminating- 3.00; Net Tech, computer reconfiguration- 180.00; Perkins Office Solutions, supplies- 63.12; Robert Giese, mileage/supplies- 103.20; Ruth Jensen, prior years- 12.00; Nadine Lewon, prior years- 17.00; Monroe Systems for Business, repairs- 107.26; MIPS, monthly support- 535.53; Office Systems, 134.16; Sams Club, supplies- 13.98; Mardell Sorensen, prior years- 26.00 Intergovernmental Data Svcs, data processing- 30.63; Irene Van Lent, prior years- 16.00; Betty O'Neill, prior years- 4.00; Homer Community Schools, supt contract- 350.00; Perkins Office Solutions, supplies- 3.28; Joanne Albrecht, election worker- 121.13; American Legion-Dakota City, poll rental- 40.00; American Legion- Jackson, poll rental- 40.00; Marvin Andersen, election worker- 95.88; Margaret Anderson, election worker- 95.43; Lois Appleton, election worker- 102.78; Annette Artz, election worker- 86.60; Elizabeth Bigham, election worker- 110.15; Lillian Bossow, election worker- 84.80; Evon Jo Buck, election worker- 80.13; Jannette Burns, elections worker- 80.13; Mary Cahill, election worker- 81.03; Josephine Cain, election worker- 81.03; Linda Carson, election worker- 17.50; Bonibel Chapman, election worker- 79.83; Coast to Coast, repairs- 23.63; Cornhusker Printing, envelopes- 193.00; Dakota City Fire Dept, poll rental- 40.00; Dakota County Treasurer, reimbursement- 7.28; Charlotte Doenhoefer, election worker- 17.50; Marie Dorcey, election worker- 87.80; Betty Dreas, election worker- 23.40; Arlen Edmisten, election worker- 25.75; Elections Systems & Software, supplies/scanner bd- 1867.34; Marie Erickson, election worker- 79.83; Catherine Eriksen, election worker- 82.83; Pharyce Eslick, election worker- 86.90; First Lutheran Church, poll rental- 60.00; Doris Georg, election worker- 88.40; Margaret Georgeson, election worker- 90.20; Ruth Gillaspie, election worker- 22.75; Eleanor Green, election worker- 80.13; Margaret Green, election worker- 87.80; Sharon Greenleaf, election worker- 94.40; Eunice Hansen, election worker- 79.83; Bobbi Jo Harsma, mileage- 7.50; Cherie Hogan, election worker- 27.55; Hubbard Community Center, poll rental- 40.00; Hungrys North, lunch/counting bd- 30.56; Honore Huse, election worker- 17.80; Marjorie Jarvill, election worker- 82.38; Leon Jepsen, election worker- 116.83; Ruth Jensen, election worker- 22.75; Jonathan Johansen, election worker- 25.15; Betty Jorgensen, election worker- 85.10; Irene King, election worker- 99.48; Joan Koch, election worker- 82.23; Darwin Kluver Jr, election worker- 27.55; Knights of Columbus Hall, poll rental- 40.00; Chris Knudsen, set up poll- 30.00; Dolores Kramper, election worker- 98.10; Shirley Kuhn, election worker- 95.43; Margaret Kunzie, election worker- 27.55; Donna Lane, election worker- 79.83; Anna Marie Lantz, election worker- 86.60; Lois Larson, election worker- 80.13; Marvel Lukens, election worker- 93.03; Vivian Mahon, election worker- 82.23; Tami Mari, election worker- 29.35; Clara Maurice, election worker- 88.40; Jeannine Mayberry, election worker- 82.83; Prentiss Morgan, election worker- 103.68; MIPS, monthly support- 44.36; Phyllis Nelson, election worker- 86.00; Darlene Nielsen, election worker- 86.60; Mary O'Dell, election worker- 95.88; Joyce Oban, election worker- 82.83; Vlasta Peltz, election worker- 82.83; Allen Perry, election worker- 19.30; Vickee Plafcan, election worker- 23.95; Delores Porter, election worker- 82.83; Joe Purucker, election worker- 39.10; Oma Rogers, election worker- 82.83; Ellen Rohde, election worker- 105.95; Salem Lutheran Church, poll rental- 40.00; Lois

Schock, election worker- 22.75; Mardell Sorensen, election worker- 103.08; So Sioux City Volunteer Fire Dept, poll rental- 40.00; American Legion- S Sioux City, poll rental- 60.00; Joan Spencer, election food- 80.62; Star Printing & Publishing, sample ballots/ad- 4762.55; Cleo Stephan, election worker- 82.23; Marlyn Stewart, election worker- 15.70; Patricia Stingley, election worker- 28.75; Hazel Tomek, election worker- 80.13; June Turpen, election worker- 82.83; Irene Van Lent, election worker- 87.80; Goldie Vanston, election worker- 82.83; Village of Homer, poll rental- 40.00; Theodore Voss, election worker- 25.15; Nanci Walsh, election worker- 22.75; Arlene Whalen, election worker- 82.23; Dorothy Wilcox, election worker- 82.83; Joe Wilson, election worker- 22.75; Clara Woten, election worker- 103.98; Joyce Yusten, election worker- 80.13; XPEDX, paper- 36.53; Fred Gillaspie, election worker- 22.75; Carol Johnston, election worker- 23.65; Warren Johnston, election worker- 23.65; Susan Nelson-Johansen, election worker- 25.15; Eve Sides, election worker- 22.75; Retha Curry, election worker- 105.75; Marcia Stinger, election worker- 109.35; Geraldine Tramp, election worker- 99.75; Mary Wolf, election worker- 119.63; Ruby Bargeon, election worker- 69.53; Lucille Cook, election worker- 69.63; Gloria French, election worker- 66.95; Melva Persinger, election worker- 69.53; Francine Ptak, election worker- 72.10; Dorothy Beermann, election worker- 69.53; Robert Boals, election worker- 61.80; Constance Denker, election worker- 69.53; Esther Watkins, election worker- 72.10; Randy Lussier, election worker- 72.10; Margaret Mari, election worker- 59.23; Honore Huse, election worker- 72.10; Evelyn Hoem, election worker- 69.53; Diane Sullivan, election worker- 98.83; Jim Jepsen, mileage- 12.00; Dan Krause, mileage- 24.00; Margaret Kunzie, mileage- 9.60; Dick Mc Cabe, mileage- 12.60; Richard Mc Near, mileage- 16.80; Marlan Millard, mileage- 8.40; Donald Miller, mileage- 10.80; Joe O'Neill, mileage- 13.20; Star Printing & Publishing, building permits- 48.00; Office Systems Co, copier contract- 300.15; Perkins Office Solutions, supplies- 19.41; Redfield & Company, journals- 268.98; Sioux Business Products, supplies- 1.19; B & C Office Tech, repair typewriter- 69.95; Redfield & Co, forms- 19.20; Judge Patrick Rogers, office supplies- 13.98; Sioux Business Products, supplies- 72.90; Commnet Cellular, phone- 22.99; Lexis Law Publishing, law books- 18.35; Viking Office Products, supplies- 40.95; Creighton Law Library, copies- 12.60; Georgetown Univ Law Center, subscription- 45.00; Lexis Law Publishing, law books- 37.23; Viking Office Products, envelopes- 47.98; American Psychological Assoc, law book- 34.95; Martin Cahill, mileage- 7.20; Scott Dugan, mileage- 105.00; Frank Gonzalez, interpreting- 260.00; Governors Policy Research, registration- 20.00; KTIV-TV, news tape- 30.00; Joe Morton & Son, surety bond- 85.00; Perkins Office Solutions, supplies- 98.88; Tina Nelson, transcribing- 50.00; West Group, law books- 81.00; William Binkard, atty fees- 293.50; Clerk of Dist Court, court costs- 619.00; Coffee King, jury coffee- 39.92; Fitch & Tott Law Firm, atty fees- 552.00; Dakota County Treasurer, sheriffs fee- 29.25; Douglas Luebe Law Office, atty fees- 436.40; M M Court Reporting, 163.00; Matthew Bender & Co, law books- 346.72; Jodi Mattson, mental hlth hearing- 100.00; Hong Cuc Thi Nguyen, interpreting- 30.00; Shirley Sides, mental health hearing- 100.00; West Group, law books- 1022.50; Dakota County Sheriff, papers/warrants- 260.52; William Binkard, atty fees- 378.00; Amy Huser, interpreting- 40.00; Hungry's North, jury meals- 46.70; Crary, Huff, Raby, Inkster, atty fees- 1308.00; Douglas Luebe Law Office, atty fees- 273.60; Stuart Mills, atty fees- 180.00; Tori Thompson, witness fee- 24.50; Colene Boyle, mileage- 24.00; David Griffith & Assoc, indirect cost allocation- 5310.07; Veronica Grijalba, mileage- 194.40; Regency Inn of Kearney, lodging/meals- 227.37; Cellular One, phone- 84.56; Dakota Food & Fuel, gas- 5.00; Executive Lawn Service, lawn care- 570.00; Gill Hauling Inc, garbage- 150.00; Rick Jensen, mileage/food- 334.92; Maintenance Engineering, light bulbs- 708.48; Menards, supplies- 61.31; Midamerican Energy, utilities- 739.47; N C Dean Contracting, repairs- 17.50; Nebraska Dept of Labor, boiler license- 150.00; Nebraska Public

Power, utilities- 1162.42; Payless Cashways, supplies- 33.99; Share Corporation, deodorizer- 136.00; Star Printing & Publishing, ad- 48.92; Trembly Pest Control, monthly service- 45.00; US West Communication, phone- 50.71; Dakota County Extension, wages/mileage/supplies- 3686.57; Cellular One, phone- 44.72; Cenex Fleetcard, fuel- 1774.31; City of So Sioux City, phones- 3.77; Crown Lincoln Mercury, repairs- 485.69; Crystal Oil, repairs/tires/fuel- 1114.50; Fremont Tire, repairs- 15.95; Harolds Photo Center, film processing- 89.76; Amy Huser, interpreting- 48.00; Jacks Uniforms & Equipment, uniform upkeep- 623.98; Jackson Glass, windshield- 342.75; Jims Service, service cars- 477.00; Levine Cleaners, sewing- 12.00; Lexis Law Publishing, law books- 6.28; Neva Neal, prior years- 9.00; Net Tech, computer repairs- 900.00; Racom Corp, radio repair- 65.00; Joe Ramirez, interpreting- 18.00; Ray Allen Mfg, narc bags- 39.95; Record Printing & Copy Center, office cards- 175.00; State of Ne HHS Lab, lab tests- 46.90; Mark Andrews, seminar- 99.02; Cellular One, phone- 80.66; Dakota County State Bank, pymt to Now it Works for repairs- 100.00; Doubletree Hotel, lodging- 580.76; Nebraska DMV, transcripts- 12.00; Robert Finney, seminar/mileage- 1173.73; Iowa Office Supply, copier contract- 62.22; Laser Recharge of Iowa, toner- 120.00; Lexis Law Publishing, law book- 254.99; M M Court Reporting, transcripts- 21.00; Edward Matney, mileage- 64.27; Midwest Office Automation, computer repair- 127.50; Joe Morton & Son, surety bond- 85.00; National Dist Atty Assoc, dues- 155.00; Perkins Office Solutions, supplies- 183.30; Sioux Business Products, supplies- 6.65; West Publishing Corp, law book update- 526.68; Braunger Food, food- 336.09; Cellular One, phone- 68.33; Coffee King, jail coffee- 38.25; Dakota Food & Fuel, fuel- 92.56; Dept of Correctional Svcs, boarding- 1714.09; Family Practice Center, inmate care- 140.00; Hy Vee, food- 412.00; Jacks Uniforms & Equipment, uniform upkeep- 318.70; Ne Nebr Juvenile Svcs, juvenile fees- 175.00; Metz Baking, bread products- 147.06; Office Systems Co, repairs/service- 48.35; Redlers Pharmacy, inmate meds- 305.80; Roberts Dairy, milk products- 115.50; Siouxland Federal Credit Union, pymt of acct fuel/transport cost/supplies- 272.75; Dakota Super Value, food- 328.13; Walmart, inmate meds/film processing- 49.12; Williams TV & Appliance, repairs- 49.95; XPEDX, supplies- 101.56; Joe Morton & Son, notary bond- 30.00; Secretary of State, notary- 30.00; Arch Paging, beeper fee- 8.63; Jan Brown, mileage/registration- 66.66; Michelle Hein, mileage/registration- 93.90; Pat Glover, mileage/registration- 263.90; Judy Klemme, mileage/registration- 139.40; Perkins Office Solutions, supplies- 27.99; Quill Corp, supplies- 41.42; Springhouse Publishing, handbook- 83.88; Cellular One, phone- 19.99; Sioux Business Products, supplies/chair- 132.95; NE Nebr Rural Public Power, crystal lake utilities- 45.00; AT &T, phone- 602.67; Amsterdam Printing & Litho, folders- 39.29; Dakota City Postmaster, meter postage- 2500.00; Executive Copy Systems, copier maintenance- 187.82; Lazette Gifford, website upkeep- 40.00; MIPS, monthly support- 235.40; So Sioux Chamber of Commerce, 3rd qtr economic development- 3166.66; US West, phone- 1609.32; XPEDX, computer paper- 1207.80 ROAD FUND: Aramark Uniform Services, shop supplies- 80.17; ATCO Mfg, sno go- 264.00; Duane Barclay Trucking, haul rock- 1014.75; Barkley Asphalt, hot mix- 30.00; Barry/Hewitt Inc, parts- 155.83; Big A Carquest Auto Parts, parts/filters- 281.20; Bridgestone/Firestone, tires- 212.00; Cellular One, phone- 55.15; Cenex Fleetcard, fuel- 2935.62; Circle R, labor/supplies- 150.40; Coast to Coast, supplies- 75.89; Farmers Coop, diesel fuel- 833.83; Fort Calhoun Stone Co, rock- 2941.61; Fremont Tire, tires- 266.40; Great Plains International, parts- 29.64; Harry Batchellers, parts- 39.33; Higman Sand & Gravel, road rock- 3078.14; Joes Dept Store, supplies/tools/parts- 301.12; Linweld Supply, oxy/acetylene- 14.70; Midwest Services & Sales, planks- 2913.70; Nebraska Public Power, electric service/signals- 70.22; Nebraska Salt & Grain, ice control- 686.62; Pilger Sand & Gravel, road gravel- 2283.64; Piorier Equipment, parts- 345.80; Presco Sales & Service, culverts- 576.00; William B Rohde, haul rock- 132.50; Shirley Runn, land rental- 450.00; Sioux City Filter

Service, clean filters- 59.41; Siouxland Hydraulic, parts- 29.80; Siouxland Mack, parts- 72.86; Stephans Welding, parts/iron- 274.25; Swaney Equipment, parts/filters- 105.12; Torco-Remfg, parts- 349.65; US West, phone- 50.72; Utility Equipment Co, pipe- 154.00; Warren Oil Co, fuel- 469.97; Ziegler Inc, parts/filters- 96.32

HARD SURFACE ROAD: National Bank of Commerce, principal/interest- 39768.69
ROAD IMPROVEMENT FUND: Hard Surface Fund, budget transfer- 15000.00; Jensen Construction, simmons project- 17115.00; Johnson-Erickson-O'Brien & Assoc, engineering- 3184.00

POOR RELIEF: Nebraska Dept of Social Services, admin fees- 38.00; Redlers Professional Pharmacy, prescription- 22.30

S T O P FUND: Sams Club, printer/supplies- 801.91

INHERITANCE TAX: Daum Painting & Drywall, patching walls- 1000.00

LAW ENFORCEMENT CENTER DEBT: National Bank of Commerce, principal/interest- 92612.83

COUNTY ROAD PAYROLL: Gross salaries- 11,583.09, Employers Retirement- 694.95, Employers Share Care Choices- 865.20, Employers Ameritas Dental- 121.92, Employers Paul Revere Life- 27.24, Employers Soc Sec tax- 689.52, Medicare- 161.26, Principal Mutual Life Insurance Co.- Arnold Mellick- 973.00, Walter Heinemann- 818.40, Robert Jacobsen- 818.40, Richard McNear- 818.40, Marlan G. Millard- 818.40, Willis Roeber- 818.40, Randall A. Crombie- 814.40, Joel Broekemeier- 1000.40, Richard Hoelsing- 810.40, Kimon A. Litras- 810.40, Donald Kunzie- 2,367.29, Ronald Harder- 715.20

ROAD FUND: Employee withholding paid to: Federal- 928.12, State- 242.60, Soc Sec- 689.52, Medicare- 161.26, Retirement- 463.36, Care Choices- 324.42, Ameritas Dental- 66.80, Lonestar- 9.76, Colonial- 103.38, Union Dues- 220.00, Credit Union- 32.00, Deferred Comp.- 223.00.

COUNTY GENERAL FUND: Gross salaries- \$58,506.30, Employers Share Retirement- 2,919.50, Employers Share Care Choices- 4,239.48, Employers Ameritas Dental- 607.57, Paul Revere Life- 143.40, Employers Soc Sec tax- 3,517.64, Medicare- 822.68.

Jackie Hartnett- 481.15, James Huggenberger- 458.08, Jack D. Bobier- 458.08, Marjorie A Meinen - 458.08, William F Engel - 458.08, Nanci Walsh- 861.50, Theodore A. Piepho- 1200.00, Joan Spencer- 861.50, Raemonda Perry- 834.98, Cindy Purucker- 412.31, Bobbi Jo Harsma- 746.31, Robert H. Giese- 1200.00, Charlotte J. Doenhoefer- 708.00, Ruth M. Jensen- 634.37, Ruth P Gillaspie- 861.50, Mardell A. Sorensen- 584.10, Phyllis A Ridge- 566.40, Ann Matthews- 684.00, Jolene M Heinemann- 540.00, Mark J. Dorsey- 458.08, Margaret Rahn- 861.50, Shirley Sides- , Cynthia Purucker- 267.20, Arnold Mellick- 212.15, Margaret Kunzie- 7.00, Colene H. Boyle- 1200.00, Veronica Grijalba- 861.50, Judy Lee Lockwood- 640.00, Martin G. Cahill- 1500.00, Scott M Dugan-1,069.62, Mary Gamble- 608.80, Shirley Sides- 405.00, Karilyn Watkins- 406.00, Richard Jensen- 807.69, Patricia A. Stingley- 732.00, James L. Wagner- 1500.00, Linda Carson- 953.60, Randall Walsh- 1,582.02, Eric Reed-, Rodney Herron- 1,415.33, Gary Powell- 1,305.90, Allen Burns, Jr.- 1,324.88, Adrienne Harral- 560.00, Jared Junge- 1061.50, Pat Barger- 913.00, David Burrell- 1198.81, Michael F Fredrickson- 920.96, Chad Sheehan- 1032.00, Cherie Hogan- 768.00, Robert Finney- 1,958.31, Laurie Barclay- 728.00, Edward Matney- 1,200.00, Rita Chase- 608.00, Mark L Andrews- 1,386.54, Linda J. Schovanec- 879.72, Margaret Stingley- 623.91, Kathleen Keeler- 874.00, Paula Harrigfeld- 748.13, Rebecca M Broer- 825.75, William Thompson- 813.79, Alma Gunderson- 782.00, Donna Lane- 182.00, Jeremy Bermel- 735.20, Derrick J Klug- 680.80, Wayne J Lenzen- 669.70, Brad Claypool- 680.80, Joseph Ramirez- 675.25, Duane H. Upton- 50.00, Margaret Kunzie- 756.00, Janice Brown- 1,062.16, Gloria Ann Dwyer- 708.00, Patricia Glover- 791.70, Judy Klemme- 865.60, Michelle Hein- 488.22, Dr Curtis Farrell- 115.38, Dr. David Grote- 200.00, Warren Johnston- 836.36.

Marico Cleaning- 1,279.08, Principal Mutual Life Insurance Co.-

GENERAL FUND: Employee withholding paid to: Federal- 5,932.32, State- 1,586.24, Soc Sec tax- 3,517.64, Medicare- 822.68, Retirement- 1,946.34, Care Choices- 1,196.74, Ameritas Dental- 225.67, Paul Revere Life- 1.20, Colonial Health- 346.48, Union Dues- 116.45, Credit Union- 1,956.54, Colonial Life- 34.52, Deferred Comp- 1,200.22, Garnishment- 595.85.

COPS FAST GRANT 97: Gross salaries- 940.98, Employers Retirement- 56.46, Care Choices- 72.10, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employees Soc Sec- 58.34, Employees Medicare- 13.64, Employees withholding paid to: Federal- 104.64, State- 30.21, Soc Sec- 58.34, Medicare- 13.64, Retirement- 37.64, Union Dues- 10.01, Donald D Mueller, Jr- 940.98.

COUNTY WEED CONTROL FUND: Gross salaries- \$647.31, Employers Retirement- 38.84, Employers Share Care Choices- 72.10, Ameritas Dental- 10.16, Employers Paul Revere Life- 2.40, Employers Share of Soc Sec- 40.13, Employers Share of Medicare - 9.39, Paul High- 647.31.

WEED FUND: Employee withholding paid to: Federal- 76.42, State- 17.73, Soc Sec tax- 40.13, Medicare- 9.39, Retirement- 25.89, Deferred Comp.- 10.00.

Employees General Net Pay: \$39,027.41

Road Net Pay: \$8,118.87

Cops Fast 97 Net: \$686.50

Weed Control Net: \$467.75

ROLL CALL VOTE: Meinen- Abstained, Bobier- Yea, Huggenberger- Absent, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Chair Hartnett adjourned their meeting at 3:58 p.m.

ATTEST:

County Clerk

Board Chair

DAKOTA COUNTY BOARD OF COMMISSIONERS
NOVEMBER 30, 1998 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Hartnett opened their regular scheduled meeting at 10:07 a.m. with the Pledge of Allegiance.

Present: Commissioners Jackie Hartnett, Jack Bobier, Bill Engel, Jim Huggenberger, Marjorie Meinen and Ted Piepho, Secretary.

Fred Franklin appeared before the board and expressed interest in being appointed County Surveyor.

Pat Somsky, Dick Brown and David Schmiedt appeared before the board regarding the NE Crime Commission Title II Grant #97-JJ10 Dakota County Juvenile Services Coordination and reported the following.

The Juvenile Services Coordination project is under way in Dakota County. To update the Commissioners, the following milestones have occurred to-date:

* Several meetings have occurred in the past couple of months with state and district probation, commissioner's representative, Boys and Girls Home,

electronic monitoring coordinator along with other members. These meetings have offered additional planning as to the roles, responsibilities and functions of the person/project.

* Interlocal Agreement Providing for Probation Officer, Service Coordinator, and Electronic Monitoring Services in Dakota County, Nebraska - signed. This serves as the agreement between local government and the state.

* Memorandum of Understanding signed between Dakota County and the Boys and Girls Home of Nebraska to provide juvenile services coordination to the county. This is an agreement between the County and Boys and Girls Home of Nebraska. It spells out the relationship between the two entities in broad terms. Auditors like this as well as the state, which specifies the sub-contracting agency.

* Completion of agreed upon Job Description

* Negotiations successfully completed with probation for the use of their Electronic Monitoring equipment at a reduced rate (Title II NCC grant # 97-JJ-13). Grant amended to 9/30/99.

MEMO, Dakota County Commissioners

September 24, 1998

Page 2

* There seems to be a strong commitment from all those attending the meetings thus far to make this work. Much enthusiasm and ability to remain flexible while obtaining results is apparent not only in the meetings but also through informal discussions between the various systems.

* Proposed distribution of time as indicated below:

Duties - Percent of time distribution

Function/ Service Type of Service Percent of Time	Intake Direct	Elec. Monitor. Direct	Diversion Direct	Case Direct	Super Direct	Ser. Coord. Admin	Total
	15%	15%	30%		20%	20%	100%

* Establishment of quarterly meetings to continue to implement project. A coordinating team has been designated and had met 11/19/98. I think it would be nice to have one of the Commissioners present. If for no other reason to keep you informed. Those attending this meeting at the courthouse were:

- * Judge Patrick Rogers
- * Magistrate Virginia Piper
- * Dick Brown, District Probation
- * Ed Matney, County Attorney
- * Mike Carlson, local probation office
- * Rich Pope, Boys and Girls Home of Nebraska
- * Dave Schmidt, Juvenile Services/Probation
- * Pat Somsky, Program Planner/Grants Management
- * Jeff Holloway, Boys and Girls Home of NE
- * Two other probation officers from Wayne

Dick Brown arranged this meeting. The following items were discussed at this meeting - how court, county attorney, probation and BGHNE would integrate and partner together. This team gathering will occur every quarter to evaluate the program, issues, and resolve the same. We were able to see an actual electronic monitor and how it works. Consensus was that it was a good meeting. I will make

sure the Commissioner appointee is invited to the next meeting, which is tentatively scheduled for the first week of February at the courthouse.

* Team goals established for second quarter accomplishments:

1. Hire and training of Juvenile Services Coordinator
2. Evaluation and program progress documentation established
3. Secure of Electronic Monitoring equipment on site
4. Secure office space and essentials for Juvenile Services Coordinator located at the Boys and Girls Home Staff Secure Shelter in South Sioux City
5. Purchase computer and printer
6. Visit and shadow with similar program in Lancaster County

* Juvenile Intake Officer - Dave Schmidt - has been hired and will begin his duties December 1, 1998. He has worked in probation before. Currently, he supervises one of the Boys and Girls Home of Nebraska units in South Sioux City. I think he has what it takes to do it. I will try to arrange to have him present and introduced at the meeting on November 30.

* Filed appropriate documentation with NE Crime Commission per grant requirements. The county has been sent copies of same:

1. Request for Payments.

* Filed the "Cash Report/Request" with a request of \$16,500 for the months of October, November and December. By the time we get the payment, I expect that it will be mid to late December. This way at least the county will be "sitting" on the money when bills come in. I know I will be submitting a reimbursement for computer/printer within the next 30-45 days. Not sure when probation will begin to cycle their quarterly requests for payments. This request may be over the amount of actual expenses but I am not sure what that will be since this is a new program. This was my best guess and I wanted to be conservative.

* Filed first quarter Grant Activity Summary

2. I have requested technical assistance from Jeff Hart in helping to set up a database of useful statistical documentation as we try to measure a host of indicators. Just wanted you to be aware of that.

County Commissioner's Action Required on November 30

* Action from the Commissioners is required at their meeting on November 30 to approve revised budget. A copy of the proposed revised budget is included with this report.

* Approval to submit "Subgrant Adjustment Request" form to the NE Crime Commission once approval to amend budget is received from the Commissioners on November 30. Since we are paying at the state rate for the Probation Officer/Juvenile Services Coordinator, it has changed the original budget. I think that for all parties involved, we need to keep as accurate an account of this as we can.

* Approval to extend grant period from June 30, 1999 to September 30, 1999. This will ensure that we spend all of the grant funds.

* Approval for Pat Somsy to proceed with the writing of the new Title II grant on behalf of Dakota County. In speaking with the Crime Commission/Jeff Hart, he informed me that notice has been sent out that the Request for Proposals (RFP) is available. Requests for the RFP's must be in writing. Due date for these grants are mid-January. As always, I will be asking for agenda time in January for your final approval.

Finally, I still need to get hold of Nanci Walsh to sort out how we are going to do the billings. Hopefully, this will be accomplished in the next two weeks or so.

Also attached to her presentation was a copy of the Revised Budget 11/18/98.

Dick Brown spoke and explained the hiring process for the Grant officer. They chose David Schmiedt because of his local and that he knows the community as well as his resume.

He said that Mr. Schmiedt was an employee of the Boys and Girls Home and if the grant would ever run out, they have agreed to accept him back on their staffing. In addition Mr. Schmiedt comes trained as he has been a probation officer. Mr. Brown continued by talking about the over all program and stressed the need to keep the kids out of the court system if at all possible.

Commissioner Meinen moved, seconded by Commissioner Bobier to approve and adopt the proposed revised budget as included with her report, with the total of \$59,673.33 with \$40,000.00 Federal Funds and \$19,673.34 Match Funds.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Meinen moved, seconded by Commissioner Bobier to approve and submit "Subgrant Adjustment Request" form to the NE Crime Commission for the amended budget and to authorize the chair to sign any documents required to be signed for the request.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Huggenberger to approve and extend the grant period from June 30, 1999 to September 30, 1999.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to approve and authorize Pat Somsy to proceed with the writing of the new Title II grant on behalf of Dakota County and to authorize the chair to sign all documents required to be signed by said grant.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Greg Koinzen, Dakota County Communications Director, appeared before the board on the subject of Hazardous Materials and joining and becoming a member of the Sioux City Haz Mat Team. The cost would be approximately \$17,000.00. He said that he had heard through the grape vine that IBP would pick up this cost, so that prompted him to set up a meeting with IBP. He found that IBP and BPI was not willing to pick up the full cost because they did not feel they were the only company that dealt with hazardous chemicals. Mr. Koinzen said that there were a couple of other companies that would pick up some of the cost, but that he still had some companies to contact yet.

It was questioned whether Dakota County needed to join Sioux City Haz Mat Team when they required an up front assessment cost of \$1.00 per person for the first year membership fee and \$.75 each year for the next two years membership fee and we can get the same service out of Omaha for no up front cost. Both teams would charge a per occurrence charge.

Mr. Koinzen felt that the response would be much quicker if we were a member of Sioux City's Haz Mat Team.

Mr. Koinzen is going to meet with the railroads and others who would have a vested interest in being served because they handle hazardous materials.

Fred Sherlock, Fred Gay, Fred Denker and Greg Koinzen met with the board concerning the KSUZ agreement. Mr. Gay and Mr. Sherlock reported that the cost went up from \$1200 to \$2400.00 and did not feel that they could pick up the cost. They said that they did their budgets three months ago and the contract dates back earlier than that and they also questioned why it took so long for approval.

That discussion led into the fact that the Sheriff's Office uses this equipment and they originally bore the cost of the original equipment and the fee for use of the tower.

The board felt that since the costs originated and were connected with the Joint Law Enforcement Center, that budget may be the budget to expense these costs. Mr. Gay and Mr. Sherlock concurred.

Mr. Gay continued that they were led to believe in the inception of the E911, the fire departments were led to believe that the \$.50 cost would only be used for the Communications Equipment cost including the upgrading and maintenance of the equipment. He felt that those monies were being used for other things and he mentioned that the cost has gone up to one dollar a phone, and afraid that it will be raised to two dollars down the road.

Chair Hartnett expressed that they should voice their concerns to the LEC Board and asked the Board's representative on the LEC Board to express the county's position.

Robert Giese, County Treasurer, appeared before the board on behalf of the Employees Association. He asked that the wording be changed because the agreement referred to full or part time employees, which did not include being able to send flowers to state employees inside the courthouse, when they are hospitalized. He thought that they should be included. Commissioner Engel moved, seconded by Commissioner Meinen to authorize Robert Giese to rewrite the Agreement with the Dakota County Employees Association and to request the county attorney's approval.
ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

The board discussed purchase of a copier. Ms. Walsh, board assistant, recommended purchasing the Toshiba, since it was originally the low bid. She reported that a couple of vendors have submitted better prices since then, but she thought that the original bids should be considered and the Toshiba was liked the best.

Commissioner Bobier moved, seconded by Commissioner Engel to purchase the Toshiba at the bid price of \$5,306.00 which includes the Auto Feeder and Duplex, sorter bin and stapler.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Ms. Thorsland, Assistant Office Manager for the State's Assessor Office, approached the board concerning the 1997 personal property of Material Processing Inc.

Mr. Parrot filed a protest protesting the Personal Property penalty assessed them and the board reduced the penalty from 50% to 10%; provided the proper paper work was filed within 5 working days from the date of board action. No

one ever filed the proper paper work so she questioned whether the board had to take any action on said appeal.
The consensus of the board was that the action was self explanatory and no further action was necessary.

The board discussed having Great Plains to represent the county in any of the TERC hearings.

Commissioner Bobier moved, seconded by Commissioner Meinen to accept Great Plains proposal to represent the county in the 1998 TERC Board Hearings.
ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

The board discussed the appointment of members to the Board of Adjustments and the same individuals were discussed as in last meeting. Charles Rush was suppose to talk to Arnie Mellick before he accepted the appointment.

Commissioner Huggenberger moved, seconded by Commissioner Bobier to acknowledge receipt and approve the Officials Reports submitted by the county officials as follows: Clerk of the District Court, Register of Deeds and County Clerk for the months of September and October and the County Sheriff's Report for July, August and September.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Warren Johnston appeared before the board and presented them with information concerning the School Land Lease (Old Crystal Lake). He said that they were combining the two pieces, the lease that the county has and the land across the road to the North. The lease of \$3,000 mentioned in the letter had been increased to \$5,000 over the telephone.

The way the letter read was that the county had to pay this amount up front and it was a per year lease.

Chair Hartnett appointed Jack Bobier, Fred Denker, Ted Piepho and Warren to meet after the meeting to sort out the information.

The board reviewed two snow removal bids. One from Dan O'Dell, who bid \$100 for each trip no matter the depth of the snow and the other bid was from Executive Lawn Service and his bid was as follows: 2 to 5" = \$110.00, 6 to 8" = \$165.00, 9 to 12" = \$220.00 and plus inches a \$250.00 minimum.

Commissioner Huggenberger moved, seconded by Commissioner Bobier to approve the payroll claims submitted by the county clerk as follows:

COUNTY ROAD PAYROLL: Gross salaries- 8,942.77, Employers Retirement- 536.53, Employers Share Care Choices- 793.10, Employers Ameritas Dental- 111.76, Employers Paul Revere Life- 24.84, Employers Soc Sec tax- 526.85, Medicare- 123.22, Principal Mutual Life Insurance Co.- 91.96

Arnold Mellick- 973.00, Walter Heinemann- 818.40, Robert Jacobsen- 818.40, Richard McNear- 818.40, Marlan G. Millard- 818.40, Willis Roeber- 654.72, Randall A. Crombie- 814.40, Joel Broekemeier- 810.40, Richard Hoelsing- 810.40, Kimon A. Litras- 810.40, Donald Kunzie- 80.64, Ronald Harder- 715.20

ROAD FUND: Employee withholding paid to: Federal- 756.68, State- 185.14, Soc Sec- 526.85, Medicare- 123.22, Retirement- 357.75, Care Choices- 324.42, Ameritas Dental- 50.10, Lonestar- 9.76, Colonial- 103.38, Union Dues- 200.00, Credit Union- 32.00, Deferred Comp.- 208.00.

COUNTY GENERAL FUND: Gross salaries- \$59,021.89, Employers Share Retirement- 2,890.66, Employers Share Care Choices- 4,239.48, Employers Ameritas Dental- 607.57, Paul Revere Life- 143.40, Employers Soc Sec tax- 3,549.63, Medicare- 830.19.

Jackie Hartnett- 481.15, James Huggenberger- 458.08, Jack D. Bobier- 458.08, Marjorie A Meinen - 458.08, William F Engel - 458.08, Nanci Walsh- 861.50, Theodore A. Piepho- 1200.00, Joan Spencer- 861.50, Raemonda Perry- 738.87, Cindy Purucker- 334.00, Bobbi Jo Harsma- 677.40, Robert H. Giese- 1200.00, Charlotte J. Doenhoefer- 708.00, Ruth M. Ruth P Gillaspie- 861.50, Phyllis A Ridge- 708.00, Ann Matthews- 684.00, Jolene M Heinemann- 465.00, Mark J. Dorcey- 458.08, Margaret Rahn- 861.50, Shirley Sides- 72.00, Cynthia Purucker- 338.18, Arnold Mellick- 212.15, Margaret Kunzie- 7.00, Colene H. Boyle- 1200.00, Veronica Grijalba- 861.50, Judy Lee Lockwood- 640.00, Martin G. Cahill- 1500.00, Scott M Dugan-1,069.62, Mary Gamble- 608.80, Shirley Sides- 438.75, Karilyn Watkins- 486.00, Richard Jensen- 807.69, Patricia A. Stingley- 732.00, James L. Wagner- 1500.00, Linda Carson- 953.60, Randall Walsh- 1,409.28, Eric Reed-, Rodney Herron- 1,230.77, Gary Powell- 1,428.18, Allen Burns, Jr.- 1,540.13, Adrienne Harral- 560.00, Jared Junge- 1199.00, Pat Barger- 1076.02, David Burrell- 1041.12, Michael F Fredrickson- 1424.11, Chad Sheehan- 1161.64, Cherie Hogan- 768.00, Robert Finney- 1,958.31, Laurie Barclay- 728.00, Edward Matney- 1,200.00, Rita Chase- 640.00, Mark L Andrews- 1,386.54, Linda J. Schovanec- 765.08, Margaret Stingley- 623.91, Kathleen Keeler- 973.75, Paula Harrigfeld- 973.75, Rebecca M Broer- 947.25, William Thompson- 774.40, Alma Gunderson- 884.00, Donna Lane- 250.25, Jeremy Bermel- 735.20, Derrick J Klug- 760.35, Wayne J Lenzen- 769.60, Brad Claypool- 773.30, Joseph Ramirez- 758.50, Duane H. Upton- 50.00, Margaret Kunzie- 756.00, Janice Brown- 912.56, Gloria Ann Dwyer- 708.00, Patricia Glover- 816.40, Judy Klemme- 865.60, Michelle Hein- 791.04, Dr Curtis Farrell- 115.38, Dr. David Grote-, Warren Johnston- 836.36. Marico Cleaning- 1,279.08, Principal Mutual Life Insurance Co.- 506.32 GENERAL FUND: Employee withholding paid to: Federal- 6,122.97, State- 1,654.58, Soc Sec tax- 3,549.63, Medicare- 830.19, Retirement- 1,927.11, Care Choices- 1,196.74, Ameritas Dental- 225.67, Paul Revere Life- 1.20, Colonial Health- 346.48, Union Dues- 105.45, Credit Union- 1,956.54, Colonial Life- 34.52, Deferred Comp- 1,200.22, Garnishment- 595.85. COPS FAST GRANT 97: Gross salaries- 1026.09, Employers Retirement- 61.57, Care Choices- 72.10, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employees Soc Sec- 63.62, Employees Medicare- 14.88, Employees withholding paid to: Federal- 116.89, State- 35.22, Soc Sec- 63.62, Medicare- 14.88, Retirement- 41.04, Union Dues- 10.01, Donald D Mueller, Jr- 1026.09. COUNTY WEED CONTROL FUND: Gross salaries- \$647.31, Employers Retirement- 38.84, Employers Share Care Choices- 72.10, Ameritas Dental- 10.16, Employers Paul Revere Life- 2.40, Employers Share of Soc Sec- 40.13, Employers Share of Medicare - 9.39, Paul High- 647.31. WEED FUND: Employee withholding paid to: Federal- 76.42, State- 17.73, Soc Sec tax- 40.13, Medicare- 9.39, Retirement- 25.89, Deferred Comp.- 10.00.

Employees General Net Pay: \$39,274.74
Road Net Pay: \$6,065.47
Cops Fast 97 Net: \$744.43
Weed Control Net: \$467.75

Visitors Promotion: \$5,898.58

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Huggenberger to accept the bid of Dan O'Dell for snow removal at \$100.00 per trip.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

The board asked Rick to contact someone to repair the carpet by the water fountain and replace one corner tile by the back door.

Commissioner Meinen mentioned that there was still money in the Handicap Assessability Fund and that there is not a need to carry it over from year to year. She suggested that the board look for places where those monies could be spent. It was suggested to remodel the Handicap restroom.

Chair Hartnett adjourned their meeting at 3:59 p.m.

ATTEST:

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

DAKOTA COUNTY BOARD OF COMMISSIONERS
DECEMBER 14, 1998 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Vice Chair Meinen opened their regular scheduled meeting at 1:30 p.m. with the Pledge of Allegiance.

Present: Commissioners Jack Bobier, Bill Engel, Jim Huggenberger, Marjorie Meinen and Ted Piepho, Secretary.

Absent: Commissioner Jackie Hartnett

Commissioner Engel moved, seconded by Commissioner Huggenberger to approve the minutes as typed in the official record.

ROLL CALL VOTE: Hartnett- Absent, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Russ Gifford, with Telepartners, appeared before the board.

1. He advised them that telepartners had a 5% rate increase.
 2. He addressed that the franchise agreement was up in 6 months and although they do not normally wait this long to negotiate another agreement, there were factors that caused him to decide to wait until now. He suggested that the agreement term be at least ten (10) years.
 3. New billing system and two new channels.
- He is to follow up by sending the county clerk a copy of the agreement.

Betty O'Neill, manager of the State Assessor's Office, presented several tax list corrections (39) amounting to a negative(-) \$7,579.25 to the tax rolls to the board for their action.

Commissioner Bobier moved, seconded by Commissioner Engel to approve the thirty-nine (39) tax list corrections as presented by Ms. O'Neill amounting to a negative(-) \$7,529.25 to the tax rolls.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Absent, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Engel to convene into Board of Equalization.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Absent, Engel- Yea, UNANIMOUS MOTION CARRIED 1:45 pm.

Betty O'Neill advised the board of a Notice of Rejection of Homestead Exemption that she sent out on a Melissa E. Nelson. This was for information purposes only and no action was necessary. She has 30 days to file a written appeal to the county clerk.

Commissioner Huggenberger moved, seconded by Commissioner Engel to reconvene as Board of Commissioners.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Absent, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED 1:47 p.m.

Commissioner Engel moved, seconded by Commissioner Bobier to appoint Martin Ferris to the South Sioux City Convention and Visitor's Bureau Board.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Absent, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Engel to transfer abandoned title #98342700013, to the towing agency for the towing and storage fees due against the vehicle as described in said title.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Absent, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED

Commissioner Huggenberger moved, seconded by Commissioner Bobier to authorize the chair to sign the Final Report for the Microloan CDBG 93BF025.

ROLL CALL VOTE: Hartnett- Absent, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Huggenberger to approve the terms as outlined in the DMG Maximus Agreement as follows:

AGREEMENT TO PROVIDE
PROFESSIONAL CONSULTING SERVICES
DAKOTA COUNTY, NEBRASKA

THIS AGREEMENT, entered into this 14th day of December, 1998, and effective immediately by and between DMG-MAXIMUS, INC. (hereinafter called the "Consultant") and the County of Dakota (hereinafter called the "County")
WITNESSETH THAT:

WHEREAS, the County has programs which it operates with outside funding, and

WHEREAS, the County supports these programs with support services paid from the County's general funds, and

WHEREAS, outsider users will pay a fair share of these costs if supported by an appropriate cost allocation plan, and

WHEREAS, the Consultant is staffed with personnel knowledgeable and experienced in the requirements of developing and negotiating such governmental cost allocation plans, and

WHEREAS, the County desires to engage the Consultant to assist in developing a plan which conforms to Federal requirements and will be approved by their representatives.

NOW THEREFORE, the parties hereto mutually agree as follows:

1. Employment of Consultant. The County agrees to engage the Consultant and the Consultant hereby agrees to perform the following services.

2. Scope or Services. The Consultant shall do, perform, and carry out in a good and professional manner the following services:

A. Annual development of a central services cost allocation plan based on actual costs for the most recently completed fiscal year, which identifies the various costs incurred by the County to support and administer nongeneral fund programs. This plan will contain a determination of the allowable costs of providing each supporting service, such as: purchasing, personnel, disbursement processing, etc. Consultant staff will analyze all data required, perform all cost allocation calculations, and complete the cost allocation plan in a form ready for the County to submit for Federal and State approval. County personnel involvement will be limited to locating and providing access to accounting and payroll records, answering questions to enable Consultant to appropriately interpret County records, and participation in brief interviews by selected personnel to enable Consultant to determine appropriate allocation of costs across County programs.

B. Negotiation of the completed cost allocation plan with the appropriate Federal and State representatives.

C. Training County personnel in preparing the claims to the State and other appropriate sources for recovery of funds due the County. Consultant will also monitor the progress of claims to insure the County receives recoveries due it.

3. Time of Performance. The services to be performed hereunder by the Consultant shall be undertaken and completed in such sequence as to assure their expeditious completion and best carry out the purposes of the agreement.

3a. Term of Contract. It is expressly understood and agreed that the effective date of this contract shall be the date first written above and shall continue in full force and effect until December 31, 2000. It is further agreed that this contract shall be automatically renewed for a two-year period on the same terms and conditions unless terminated by either party giving the other written notice by Certified Mail at the address for that party as hereinafter set forth at least fifteen days prior to the expiration of this contract.

Upon notice of termination, this contract shall remain in effect only until the County has received all recoveries due it as a result of the cost allocation plan, if any remain due, and has compensated Consultant as provided for herein.

4. Compensation. The County agrees to pay the Consultant one-half of the recovered funds not to exceed the sum of Five Thousand Nine Hundred Dollars (\$\$5,900) for all services required herein, which shall include reimbursement for expenses incurred for each annual cost allocation plan. Consultant agrees to complete the project and all services provided herein for said sum.

5. Method of Payment. Payment for the annual plan will be made by the County to the Consultant from recovered funds in the agreed-upon amount in paragraph 4. Payment is due in full following submission of the completed cost allocation plan to the County and upon receipt by the County of recovered funds from the indirect costs. Recoveries will be shared equally by the County and the Consultant until the amount in paragraph 4 is paid in full to the Consultant.

Should the County recover, from the plan, an amount less than the amount needed to satisfy Consultant's fees, then no further payment is due the Consultant. Should the County recover more than double the Consultant's fees, excess recoveries belong to the County and no additional fee is due the Consultant.

6. Changes. The County may, from time to time, require changes in the scope of the services of the Consultant to be performed hereunder. Such changes, which are mutually agreed upon by and between the County and the Consultant, shall be incorporated in written amendment to this agreement.

7. Services and Materials to be Furnished by County. The County shall furnish the Consultant with all available necessary information, data, and materials pertinent to the execution of this agreement. The County shall cooperate with the Consultant in carrying out the work herein and shall provide adequate liaison between the Consultant and other agencies of County government.

8. Termination of Agreement for Cause. If, through any cause, the Consultant shall fail to fulfill in timely and proper manner its obligation under this agreement, the County shall thereupon have the right to terminate this agreement by giving written notice via U. S. Post Office Certified Mail - Return Receipt Requested - to the Consultant of such termination and specifying the effective date thereof postmarked, at least fifteen (15) days before the effective date of such termination.

8a. Special Termination. Either party may, at its option, cancel any year of the plan preparation by giving the other party notice by September 30 of the year on which the plan will be based. For example, the County may cancel the work to be done based on fiscal year 2000 data by giving Consultant notice on or before September 30, 2000. The County may terminate this agreement at any time without cause by giving the Consultant written notice via Certified Mail. Under this provision, the Consultant shall be entitled to full compensation as specified in paragraph 4 for any cost allocation plan for which work has already begun.

9. Information and Reports. The Consultant shall, at such time and in such form as the County may require, furnish such periodic reports concerning the status of the project, such statements, certificates, approvals, and copies of proposed and executed plans and claims and other information relative to the project as may be requested by the County. The Consultant shall furnish the County, upon request, with copies of all documents and other materials prepared or developed in relation with or as part of the project.

10. Records and inspection. The Consultant shall maintain full and accurate records with respect to all matters covered under this agreement. The County shall have free access at all proper times to such records, and the right to examine and audit the same and to make transcripts therefrom, and to inspect all program data, documents, proceedings, and activities.

11. Accomplishment of Project. The Consultant shall commence, carry on, and complete the project with all practicable dispatch, in a sound economical and efficient manner, in accordance with the provisions thereof and all applicable laws. In accomplishing the project, the Consultant shall take such steps as are appropriate to insure that the work involved is properly coordinated with related work being carried on in the County.

12. Provisions Concerning Certain Waivers. Subject to applicable law, any right or remedy which the County may have under this contract may be waived in writing

by the County by a formal waiver, if, in the judgment of the County, this contract, as so modified, will still conform to the terms and requirements of pertinent laws.

13. Matters to be Disregarded. The titles of the several sections, sub-sections, and paragraphs set forth in this contract are inserted for convenience of reference only and shall be disregarded in construing or interpreting any of the provisions of this contract.

14. Completeness of Contract. This contract and any additional or supplementary document or documents incorporated herein by specific reference contain all the terms and conditions agreed upon by the parties hereto. and no other agreements, oral or otherwise, regarding the subject matter of this contract or any part thereof shall have any validity or bind any of the parties hereto.

15. County Not Obligated to Third Parties. The County shall not be obligated or liable hereunder to any party other than the Consultant.

16. When Rights and Remedies Not Waived. In no event shall the making by the County or any payment to the Consultant constitute or be construed as a waiver by the County of any breach of covenant, or any default which may then exist, on the part of the Consultant, and the making of any such payment by the County while any such breach or default shall exist in no wise impair or prejudice any right or remedy available to the County in respect to such breach of default.

17. Personnel. The Consultant represents that he has, or will secure at his own expense, all personnel required in performing the services under this agreement. Such personnel shall not be employees of or have any contractual relationship with the County. All of the services required hereunder will be performed by the Consultant or under his supervision, and all personnel engaged in the work shall be fully qualified to perform such services.

18. Consultant Liability If Audited. The Consultant will assume all financial and statistical information provided to the Consultant by the County' employees or representatives is accurate and complete. Any subsequent disallowance of funds paid to the County under the plan is the sole responsibility of the County. If any disallowance of funds is due substantially to errors committed by the Consultant, the Consultant's liability shall be limited to the actual percentage Consultant's fee is to total County recoveries as a result of the cost allocation plan not to exceed total fee paid to Consultant for the period of disallowance. Consultant will provide assistance to the County should an audit be undertaken of County indirect costs.

19. Copyright. The County acknowledges that the report format to be provided by Consultant is copyrighted. Consultant shall ensure that all copies of its report bear the copyright legend. County agrees that all ownership rights and copyrights thereto lie with Consultant. County may use the report solely for and on behalf of County's operations. County agrees that it will take appropriate action by instruction, agreement, or otherwise with its employees to satisfy its obligations with respect to use, copying, protection, and security of the report format.

20. Applicable Law. Nebraska law will govern the terms and performance under this contract.

21. Indemnification. Each party shall be responsible for its own acts and will be responsible for all damages, costs, fees, and expenses which arise out of the

performance of this Agreement and which are due to that party's own negligence, tortious acts, and other unlawful conduct and the negligence, tortious acts, and other unlawful conduct of its respective agents, officer, and employees. In the absence of negligence in Consultant's performance hereunder, County shall defend, indemnify, and hold Consultant free and harmless from and against any claims, demands, actions, damages, expenses, fees, and liabilities arising by virtue of any and all claims, demand, or actions brought by third parties which are related in any way to County's implementation of Consultant's recommendations and findings.

22. Delays. Consultant shall not be liable for delays in performance caused in whole or in part by County, third parties, or forces de majeure. The period of performance shall be extended by the time period of the delay contemplated by this paragraph.

23. Notices. Any notices, bills, invoices, or reports required by this agreement shall be sufficient if sent by both parties hereto in the United States mail, postage paid, to the addresses noted below:

DAKOTA COUNTY CLERK
County Courthouse
Dakota City Nebraska 68731

DMG-MAXIMUS, INC.
3050 Centre pointe Drive, Suite 850
Roseville, Minnesota 55113

IN WITNESS WHEREOF, the County and the Consultant have executed this agreement as or the date first written above.

DAKOTA COUNTY
By:
(County Official)

Attest:

DMC-MAXIMUS, INC
By
Thomas B. Carawan
Vice President

APPROVED AS TO FORM:
\S\ROBERT A. FINNEY
County Attorney

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Absent, UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Huggenberger to convene into closed executive session to discuss personnel matters.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Absent, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED 2:03 p.m.

Commissioner Huggenberger moved, seconded by Commissioner Engel to reconvene into open regular session.

ROLL CALL VOTE: Hartnett- Absent, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Warren Johnston appeared before the board and informed them that there were no takers on school land lease (Crystal Lake Lease) and what would most likely happen as a result that this happened.

He said that he would be getting his Veteran's Service Officer Reports in for 1997 and 1998 and that he has set up a tracking system that he would be giving the board quarterly and annual reports from here on out in a timely manner.

Vice Chair Meinen declared a 5 minute break at 2:47 p.m. and the board returned at 2:53 p.m.

Lance Hedquist, City Administrator for So. Sioux City, Kyle Hauser with South Sioux City Street Department and Arnold Mellick, County Road Foreman, appeared before the board concerning the joint agreement between the city and the county to preform materials and services for each other.

SCHEDULE II
CITY-COUNTY INTERLOCAL AGREEMENT SUPPLEMENT
SEPTEMBER, 1998

COUNTY RESPONSIBILITIES

The following roadways will be graded once a month or more if necessary, except those preceded by a asterisk; these roads will be done twice a month:

WEST SIDE

Woodway Avenue, from W 39th Street to end
Parkway Avenue from Woodway to end
5th Avenue from 29th Street to 39th Street
5th Avenue from 29th Street to 25th Street
West 31st Street to 3rd Avenue to dead end
West 22nd from 4th Avenue west 1 block
West 18th from 5th Avenue to dead end
9th Avenue from West 13th to West 9th Street
West 11th Street from 5th Avenue to 6th Avenue
6th Avenue from West 11th to West 10th
West 10th from 5th Avenue to 6th Avenue
Scenic Park east of boat ramp
* 9th Avenue
* Roundhouse Road
* 142nd Street

Daniel's Lane and DeeDee Lane will be done as requested.

EAST SIDE

East 7th Street from G Street 256' east
East 9th Street from end of paving to Riverview Drive
Riverview Drive from 9th Street to East 17th Street
Foundry Road from G Street to corporate limits
East 17th Street from Riverview Drive west to paving

Further Responsibilities:

Mowing all ditches on hard surface roads.
County will paint IBP white once a year and redo stripping in front of IBP truck entrance during the middle of the summer.
County paints Old Highway 20.
County paints 164th Street

JOINT CONTRACT

THIS JOINT CONTRACT made and entered into this _____ day of _____, 1998, by and between THE CITY OF SOUTH SIOUX CITY, DAKOTA COUNTY, NEBRASKA, and THE COUNTY OF DAKOTA COUNTY, STATE OF NEBRASKA.

WHEREAS, the parties hereto have entered into an understanding regarding the maintenance of certain streets, highways and rights of way within their respective jurisdictions due to the specialized nature of the equipment owned by each entity; and

WHEREAS, it is in the best interest of each of the parties hereto to enter into this joint contract to avoid the purchase of additional specialized street and road equipment; and

WHEREAS, the governing body of each of the aforesaid governmental subdivisions has duly adopted an ordinance or resolution authorizing the execution of this joint contract pursuant to the provisions of the Interlocal Cooperation Act (Sections 23-2201 to 23-2207, R.R.S., 1943, as amended).

NOW, THEREFORE, pursuant to the authority of said act of the legislature of the State of Nebraska and pursuant to the authority and direction of the ordinances and resolutions hereinabove referred to adopted by each of the governmental subdivisions who are parties hereto and in consideration of the mutual covenants and undertakings herein contained:

IT IS HEREBY AGREED by and between the aforesaid governmental subdivisions, and each of them, and each of their successors, as follows:

Duration. The term of this joint contract shall be for a period of ten years from the date of execution hereof, unless sooner terminated. This joint contract may be terminated prior to the expiration of such term by adoption of resolutions to that effect by either of the governmental subdivisions participating herein who have executed the joint contract. The termination of the joint contract shall not be made effective earlier than sixty days after adoption of the resolution by the governmental subdivision.

Administration. Due to the nature of the contract and the responsibilities of each governmental subdivision, it is determined that it is not necessary to create any separate legal or administrative entity for administration of the joint contract. In the alternative, administration of the joint contract shall be the responsibility of the City Street Superintendent or designate of South Sioux City, Dakota County, Nebraska, and the Highway Superintendent or Road Foreman of the County of Dakota, State of Nebraska.

Purpose. The purpose of the agreement is for the maintenance of certain streets, highways, road and rights of way for the use and benefit of each governmental subdivision. The responsibilities of each of the parties hereto shall be as defined in this joint contract.

Duties of The City of South Sioux City, Dakota County, Nebraska. The City of South Sioux City, Dakota County, Nebraska, agrees to perform the following:

Apply necessary salt and sand to IBP Avenue as it presently exists between South Sioux City, Nebraska, and Dakota City, Nebraska.

Remove snow from said IBP Avenue on light snow days as determined by said Highway Superintendent or Road Foreman;

Maintain all trees and shrubs planted in the medians on said IBP Avenue including, but not limited to, watering, fertilizer, insect control and trimming;

Purchase salt and or magnesium chloride for the County of Dakota, State of Nebraska for the maintenance of IBP Avenue, and other roads and highways with the County of Dakota, State of Nebraska, for the cost thereof based upon the amounts used. Provide equipment for the county use when requested and is available.

Providing all equipment and personnel necessary to conduct the activities herein described and is available.

Duties of county of Dakota, State of Nebraska. The County of Dakota, State of Nebraska agrees to perform the following:

Maintain all gravel streets within the corporate limits of the City of South Sioux City, Nebraska;

Provide dump trucks and other equipment for use on streets within the corporate limits of the City of South Sioux City, Nebraska.

Providing all equipment and personnel necessary to conduct the activities herein described.

Reimbursement of Costs. All snow removal performed by each party and the street sweeping performed by the City of South Sioux City, Nebraska. Shall be reviewed by December 1 and each governing body may determine whether compensation should be addressed.

Joint Duties. The parties hereto shall jointly provide employees and equipment for the striping and painting of paved streets and highways within their respective jurisdictions.

Acquisition and Disposition of Property. It is not anticipated that it will be necessary to acquire, hold or dispose of any real or personal property to be used in the joint undertakings pursuant to this contract. Such acquisition will be made only upon approval of both governing bodies and amendment of this contract.

Budgets. It is not necessary to create a separate budget for this joint contract and each party hereto shall include their share of the expense involved in their respective budget.

Severability. If any provision of this contract is determined to be invalid, such invalidity shall not affect the other provisions of this contract which can be given effect without the invalid provisions. Each provision of this contract is declared to be severable.

IN WITNESS WHEREOF, the governmental subdivisions who are parties hereto have, on the day and year first above written, caused this contract to be signed by the respective officers duly authorized and have caused their respective corporate seals to be hereto affixed.

THE CITY OF SOUTH SIOUX CITY,
DAKOTA COUNTY, NEBRASKA,

BY: _____
MAYOR

Attest:

City Clerk

THE COUNTY OF DAKOTA, STATE OF
NEBRASKA,

BY: _____
Chairman, Board of County
Commissioners

Attest:

County Clerk

No action was taken, but the city's attorney and the county attorney were going to look at the contract and the city had to add in the provision for the county to supply them with a certain amount of gravel each year.

Robert Finney, County Attorney, appeared before the board and briefed them on some local happenings and suggested that there are going to be some major expenses lurking in the county's future due to the drug busts.

Commissioner Huggenberger moved, seconded by Commissioner Bobier to approve the payroll claims as follows, with exception to Veronica Grijalba as her time sheet should reflect pay authorized pursuant to the employee agreement.

COUNTY ROAD PAYROLL: Gross salaries- 9,117.00, (Road Net Pay- \$6,171.98), Employers Retirement- 546.98, Employers Share Care Choices- 793.10, Employers Ameritas Dental- 111.76, Employers Paul Revere Life- 24.84, Employers Soc Sec tax- 537.66, Medicare- 125.74, Principal Mutual Life Insurance Co.-

Arnold Mellick- 973.00, Walter Heinemann- 818.40, Robert Jacobsen- 818.40, Richard McNear- 818.40, Marlan G. Millard- 818.40, Willis Roeber- 818.40, Randall A. Crombie- 814.40, Joel Broekemeier- 810.40, Richard Hoelsing- 810.40, Kimon A. Litras- 810.40, Ronald Harder- 806.40

ROAD FUND: Employee withholding paid to: Federal- 793.38, State- 195.86, Soc Sec- 537.66, Medicare- 125.74, Retirement- 364.72, Care Choices- 324.42, Ameritas Dental- 50.10, Lonestar- 9.76, Colonial- 103.38, Union Dues- 200.00, Credit Union- 32.00, Deferred Comp.- 208.00.

COUNTY GENERAL FUND: Gross salaries- \$55,467.10, (Employees General Net Pay- \$39,969.93), Employers Share Retirement- 2,785.97, Employers Share Care Choices- 4,239.48, Employers Ameritas Dental- 607.57, Paul Revere Life- 143.40, Employers Soc Sec tax- 3,329.26, Medicare- 778.67.

Jackie Hartnett- 481.15, James Huggenberger- 458.08, Jack D. Bobier- 458.08, Marjorie A Meinen - 458.08, William F Engel - 458.08, Nanci Walsh- 861.50, Theodore A. Piepho- 1200.00, Joan Spencer- 861.50, Raemonda Perry- 732.00, Cindy Purucker- 348.00, Bobbi Jo Harsma- 683.66, Robert H. Giese- 1200.00, Charlotte J. Doenhoefer- 708.00, Ruth M. Ruth P Gillaspie- 861.50, Phyllis A Ridge- 708.00, Ann Matthews- 269.33, Jolene M Heinemann- 600.00, Mark J. Dorcey-

458.08, Margaret Rahn- 861.50, Shirley Sides- 661.50, Mary Wolf- 100.00, Cynthia Purucker- 352.35, Arnold Mellick- 212.15, Margaret Kunzie- 7.00, Colene H. Boyle- 1200.00, Veronica Grijalba- 823.84, Judy Lee Lockwood- 648.00, Martin G. Cahill- 1500.00, Scott M Dugan-1,069.62, Mary Gamble- 608.80, Shirley Sides- 58.50, Karilyn Watkins- 682.00, Mary Wolf- 44.00, Richard Jensen- 807.69, Patricia A. Stingley- 732.00, James L. Wagner- 1500.00, Linda Carson- 953.60, Randall Walsh- 1,419.43, Eric Reed-, Rodney Herron- 1,230.77, Gary Powell- 1,213.20, Allen Burns, Jr.- 1,076.00, Adrienne Harral- 560.00, Jared Junge- 913.00, David Burrell- 935.97, Michael F Fredrickson- 880.90, Chad Sheehan- 535.68, Cherie Hogan- 1,008.00, Robert Finney- 1,958.31, Laurie Barclay- 968.00, Edward Matney- 1,200.00, Rita Chase- 859.25, Mark L Andrews- 1,386.54, Linda J. Schovanec- 764.00, Margaret Stingley- 542.50, Kathleen Keeler- 783.75, Paula Harrigfeld- 817.00, Rebecca M Broer- 882.00, William Thompson- 791.89, Alma Gunderson- 705.50, Donna Lane- 182.00, Jeremy Bermel- 735.20, Derrick J Klug- 636.40, Wayne J Lenzen- 636.40, Brad Claypool- 636.40, Joseph Ramirez- 518.00, Duane H. Upton- 50.00, Margaret Kunzie- 756.00, Janice Brown- 1,017.28, Gloria Ann Dwyer- 708.00, Patricia Glover- 965.25, Judy Klemme- 865.60, Michelle Hein- 602.55, Kathleen Blair- 147.00, Dr Curtis Farrell- 115.38, Dr. David Grote-, Warren Johnston- 836.36.

Marico Cleaning- 1,279.08, Principal Mutual Life Insurance Co.-

GENERAL FUND: Employee withholding paid to: Federal- 5,521.92, State- 1,457.36, Soc Sec tax- 3,329.26, Medicare- 778.67, Retirement-1,857.29, Care Choices- 1,196.74, Ameritas Dental- 225.67, Paul Revere Life-1.20, Colonial Health- 346.48, Union Dues- 105.45, Credit Union- 1,956.54, Colonial Life- 34.52, Deferred Comp- 1,090.22, Garnishment- 595.85.

COPS FAST GRANT 97: Gross salaries- 855.87, (Cops Fast 97 Net- \$627.91), Employers Retirement- 51.35, Care Choices- 72.10, Ameritas Dental- 10.16, Paul Revere Life- 2.40, Employees Soc Sec- 53.06, Employees Medicare- 12.41, Employees withholding paid to: Federal- 92.38, State- 25.87, Soc Sec- 53.06, Medicare- 12.41, Retirement- 34.23, Union Dues- 10.01, Donald D Mueller, Jr- 855.87.

COUNTY WEED CONTROL FUND: Gross salaries- \$647.31, (Weed Control Net- \$467.75), Employers Retirement- 38.84, Employers Share Care Choices- 72.10, Ameritas Dental- 10.16, Employers Paul Revere Life- 2.40, Employers Share of Soc Sec- 40.13, Employers Share of Medicare - 9.39, Paul High- 647.31.

WEED FUND: Employee withholding paid to: Federal- 76.42, State- 17.73, Soc Sec tax- 40.13, Medicare- 9.39, Retirement- 25.89, Deferred Comp.- 10.00.

Jury Pay, Total- \$1,869.96, C. Anderson- 40.10, K. Broyhill- 37.40, H. Fader- 37.70, M. Feller- 70.00, G. Fergen- 77.20, L. Gill- 42.20, K. Groskurth- 76.00, M. Gunsolley- 38.30, G. Haase- 70.00, D. Hayes- 37.40, C. Karch- 38.00, J. Kilker- 76.00, K. Koch- 36.80, T. Lane- 70.60, C. Levine- 74.80, J. Mattson- 38.00, R. McCoppin- 37.40, J. Mick- 50.60, E. Miller- 77.80, C. Novak- 40.70, K. Oatman- 37.40, L. Parker Sr.- 41.00, H. Preston- 76.00, T. Prine- 38.90, L. Roost- 38.90, W. Thompson- 74.80, R. Thrailkill- 95.20, E. Tomlinson- 37.40, R. VanVoorst- 35.00, M. Varin- 38.00, J. Vavra- 85.00, N. Wright- 37.40, M. Wolf, Bailiff- 167.96

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Absent, UNANIMOUS MOTION CARRIED.

Vice Chair Meinen adjourned their meeting at 3:50 p.m.

ATTEST:

County Clerk

Board Chairperson

*

*

*

*

*

*

*

DAKOTA COUNTY BOARD OF COMMISSIONERS
DECEMBER 21, 1998 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Vice Chair Meinen opened their regular scheduled meeting at 10:07 A.m. with the Pledge of Allegiance.

Present: Commissioners Bill Engel, Jim Huggenberger, Marjorie Meinen and Ted Piepho, Secretary. Commissioner Bobier arrived at 10:23 a.m.

Absent: Commissioner Jackie Hartnett

Commissioner Engel moved, seconded by Commissioner Huggenberger to approve the minutes as typed in the official record.

ROLL CALL VOTE: Hartnett- Absent, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Absent, UNANIMOUS MOTION CARRIED.

The board reviewed the claims submitted by the county clerk for payment.

Commissioner Huggenberger asked if anyone had heard about an arrest in Hubbard Saturday night or early Sunday morning. He explained the story he heard, but was felt the story could be one sided. The board commented that they would inquire about it with whomever comes down from the Sheriff's Office for the grievance hearing.

Commissioner Bobier arrived at 10:23 a.m.

The board and Mr. Mellick discussed how the road department graded the roads and how they determined which side of the road gravel would be windrowed on. Mr. Mellick said that they windrowed gravel on the east and south sides of the road because the windrowed gravel would cause more drifting on the road if it were windrowed on the North and West sides.

Commissioner Huggenberger moved, seconded by Commissioner Bobier to convene into closed session to discuss personnel.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Absent, UNANIMOUS MOTION CARRIED 10:41 a.m.

Commissioner Huggenberger moved, seconded by Commissioner Engel to reconvene in open session.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Absent, Engel- Yea, UNANIMOUS MOTION CARRIED 11:00 a.m.

Vice chair Meinen recessed their morning session at 11:40 a.m. for lunch.

The Board reconvened at 1:30 p.m. with the same members present as in the morning session.

Acting Chair Meinen opened the hearing for the Federal Forfeiture Fund at 1:30 p.m.

No one was in the audience to offer testimony pertaining to the proposed budget. Acting chair Meinen closed the hearing at 1:37 p.m.

The board reviewed the Pop Machine Agreement with the County Employees Association.

Commissioner Bobier moved, seconded by Commissioner Engel to approve the pop machine agreement with the County Employees Association as follows:

POP MACHINE RENEWAL AGREEMENT

This original agreement entered into this December 7, 1992, and retroactive to January 1, 1992 between the Dakota County Employee Association, hereinafter referred to as Employees and the Dakota County Board of Commissioners, hereinafter referred to as the Commissioners, be renewed and amended and read as follows:

I. That the Dakota County Employees desire to rent from the Dakota County Commissioners, space to establish pop machines in the premises of the Dakota County Courthouse.

II. That the Commissioners agree that such rental shall be fair and reasonable and shall be at the price of one cent per can of pop actually sold, said remittance to occur semiannually and an accounting of such remittance shall be made by the individuals responsible for the filling of the said pop machines.

III. That the rental is a fair rental value for the use of the space for the pop machines and the electricity used to utilize the same. The one cent per can of pop sold shall be deposited in the county general fund with a miscellaneous receipt. The balance of the proceeds collected shall be the only money the Dakota County Employees Association may use for the flower fund and for the employees annual recognition party.

a. It is understood that there will be no expenditures from this fund for funeral flower or memorial expended in excess of \$30.00 without the prior approval of both the County Commissioners and the Dakota County Employee's Association.

b. Said expenditures shall be made only for the death of an immediate relative as defined in the employee manual or the sickness of any State, or Dakota County Employee, employed on a full time or regular part-time basis in the Dakota County Courthouse or Courthouse Annex. Immediate family shall mean only the following: spouse, child or step-child, mother, father, sister and/or brother.

IV. This agreement is intended to comply with the terms of the audit requirements so that no private funds are generated without reasonable compensation back to the County and that this rental agreement will compensate the County fairly for the space and electricity utilized to operate the pop machines in the facility.

V. The terms of this agreement shall be annual and renewable each year upon agreement of the parties.

WHEREFORE the parties desire the agreement entered into on the 7th day of December, 1992 to be extended one additional year. BE IT THEREFORE agreed that the Dakota County Board of Commissioners and the Dakota County Employee's Association agree to the renewal and amendments to this agreement this 21st day of December, 1998.

DAKOTA COUNTY COMMISSIONERS

___(ABSENT)_____
Jacqueline Hartnett, Chair

\\s\ William F. Engel

\s\ Jack Bobier

\s\ Marjorie Meinen

\s\ James Huggenberger

Dakota County Employees Association

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Absent, Engel- Yea, UNANIMOUS MOTION CARRIED.

Gary Powell, Kathy Keeler, Linda Schovanec and Jerrod Junge appeared before the board concerning Grievance 0002. The Grievance was that the Sheriff would not let the sheriff's employees build up comp time rather than being paid overtime.

When questioned by the board about one half of the employees wanted to be paid comp time and one half wanted to receive the overtime.

Sheriff Wagner had filed a statement with the county clerk to be read into the hearing and that was as follows:

The Dakota County Sheriff's Office struggles to cover vacations, personal days and sick leave that are required, besides days when officers are at training, it would be an additional burden if we were to cover comp time when it can be paid directly in cash.

Therefore I am asking the board to stay with my decision to pay in cash rather than in comp time.

If the board would remember we paid off all comp time when the contract was settled, as to illuminate trying to cover it and the main argument of the union at that time was they wanted paid overtime for hours worked not comp time.

Mr Bobier, who sat on the county's negotiations team thought that he remembered that Gary stated just that.

The union representatives wanted to discuss other issues that was not pertinent to the grievance, such as: not enough jailers, not enough deputies and that Rod Herron did not receive K-9 Handlers fee and he worked to many hours.

Vice Chair Meinen said they would consider their grievance and make a determination next week.

Greg Koinzen, Communications Director, appeared before the board and discussed the possibility of putting the antenna, which sits on rented space on the KSUC tower, to relocate that tower and put it on the county's road tower. Mr. Koinzen said that the tower was considered in a promulgation study when the system was put in, but it was felt that they would not get the coverage for parts of the Emerson area. He continued that they were trying to locate that report.

Conversation led into the HazMat joining the HazMat team from Iowa.

Russ Gifford, with Telepartners, appeared before the board inquiring whether the county would be able to adopt the resolution needed for renewing and increasing the CATV Permit.

Commissioner Bobier moved, seconded by Commissioner Engel to adopt Resolution 98-20, and subject to the County Attorney's Approval, renewing, FOR A PERIOD OF TEN (10) YEARS, THE CATV PERMIT GRANTED BY THE BOARD OF COUNTY COMMISSIONERS OF DAKOTA COUNTY, NEBRASKA TO TELEPARTNERS L.L.C, A SUCCESSOR IN INTEREST TO JONES INTERCABLE FUN 1 B/C, SUCCESSOR IN INTEREST TO NORTHEAST NEBRASKA CABLEVISION LIMITED PARTNERSHIP, SUCCESSOR IN INTEREST TO APOLLO COMMUNICATIONS, INC., AND AMENDING THE CATV PERMIT TO INCREASE THE FRANCHISE FEE as follows:

RESOLUTION NO. 98-20

A RESOLUTION RENEWING, FOR A PERIOD OF TEN (10) YEARS, THE CATV PERMIT GRANTED BY THE BOARD OF COUNTY COMMISSIONERS OF DAKOTA COUNTY, NEBRASKA TO TELEPARTNERS L.L.C, A SUCCESSOR IN INTEREST TO JONES INTERCABLE FUN 1 B/C, SUCCESSOR IN INTEREST TO NORTHEAST NEBRASKA CABLEVISION LIMITED PARTNERSHIP, SUCCESSOR IN INTEREST TO APOLLO COMMUNICATIONS, INC., AND AMENDING THE CATV PERMIT TO INCREASE THE FRANCHISE FEE

WHEREAS, the Board of County Commissioners of Dakota County, Nebraska (the "Board") granted to Apollo Communications, Inc. a permit to install, operate and maintain a community antenna television system (the CATV System) within the unincorporated portions of Dakota County, Nebraska (the County) by a Resolution adopted May 29, 1984 (the "CATV Permit"); and

WHEREAS, by Resolution 85-15, adopted December 30, 1985, the Board approved the assignment and transfer of the CATV Permit to Northeast Nebraska Cablevision Limited Partnership; and

WHEREAS, by a Resolution adopted January 12, 1988, the Board approved the assignment and transfer of the CATV Permit to Jones Cable Income Fund 1-B/C Venture (Grantee); and

WHEREAS, by a Resolution (98-15) adopted July 27, 1998, the Board approved the assignment and transfer of the CATV Permit to TelePartners, L.L.C. (Grantee); and

WHEREAS, the CATV Permit is scheduled to expire on or about May 29, 1999, and Grantee has requested, and the County has agreed, to extend the term of the CATV Permit for an additional period of ten (10) years; and

WHEREAS, the County has reviewed Grantee's performance under the CATV Permit; has considered the financial, technical, and legal qualifications of Grantee; and has considered all information Grantee has presented to it; and

WHEREAS, based on Grantee s representations and information, the County has determined that, subject to the terms and conditions set forth herein and the provisions of the CATV Permit, the renewal of the CATV Permit is consistent with the public interest.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF DAKOTA COUNTY, NEBRASKA:

1. The CATV Permit is hereby renewed for an additional period of ten (10) years from and after the date this RESOLUTION is adopted by the chairperson and the Board. Grantee shall have thirty (30) days after adoption of this RESOLUTION to accept the CATV Permit in writing. This RESOLUTION shall be effective as of the date of adoption by the Board provided it is accepted by Grantee pursuant to the terms of this Paragraph 1.

2. The second paragraph following the Recitals of the CATV Permit is hereby amended by deleting the paragraph in its entirety and replacing it with the following language:

BE IT FURTHER RESOLVED that Grantee shall pay to the County annually, not later than May 1st of each year, a franchise fee in the amount of \$400.00 or an amount equal to five percent (5%) of the annual gross revenue received by Grantee for basic cable service and expanded tier services, whichever is greater.

3. With the exception of the amendment to the CATV Permit described in Paragraph 2 of this RESOLUTION, the CATV Permit is renewed under the same terms and conditions as set forth in the CATV Permit, which is hereby incorporated by this reference as if fully set forth herein and attached as Exhibit A.

4. All RESOLUTIONS, resolutions or parts of RESOLUTIONS or resolutions in conflict herewith are hereby repealed.

5. The Board further acknowledges that it is not aware of any breach by Grantee of the CATV Permit or applicable law, and that Grantee is presently operating its CATV System in compliance with the terms and conditions of the current CATV Permit.

Adopted by the Board of Commissioners of Dakota County, Nebraska on December 21st, 1998.

.....
.....
.....
.....

BOARD OF COUNTY COMMISSIONERS
DAKOTA COUNTY, NEBRASKA

(37055/sco)
Exhibit A

BOARD OF COUNTY COMMISSIONERS
DAKOTA COUNTY, NEBRASKA

RE: (CATV) SERVICE PERMIT

WHEREAS, the County Board of all counties in Nebraska are authorized and empowered by Chapter 23, Article 3 (x), R.R.S., Nebr., 1943, as amended, to grant permits for the construction, installation, operation and maintenance of a community antenna television (CATV) service within their county limits and outside the limits of any incorporated city or village on a nonexclusive basis.

WHEREAS, Apollo Communications, Inc., has made application for such a permit pursuant to the terms of Chapter 23, Article 3 (x), R.R.S., Nebr., 1943, as amended.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Dakota County, Nebraska, that Apollo Communications, Inc., be hereby granted a fifteen (15) year non-exclusive permit to construct, install, operate, and maintain a CATV system within the limits of Dakota County but outside the limits of any incorporated city or village within Dakota County subject to the applicable rules and regulations of the Federal Communications Commission and the provisions of Chapter 23, Article 3 (x), R.R.S. 1943.

BE IT FURTHER RESOLVED that Apollo Communications, Inc. shall pay to the County annually, not later than May 1st of each year, an occupation tax in the amount of \$400.00 or an amount equal to three percent (3%) of the annual gross subscription rates received by Apollo Communications, Inc., for basic cable service and extended Tier 2 service, whichever is the greater amount.

These charges pertain only to those subscribers within the limits of Dakota County, Nebraska, but outside the limits of any incorporated city or village and do not pertain to nor include revenues received from those subscribers residing within any Mobile Home Park located within the limits of Dakota County whose streets, alleys and easements are on private property.

BE IT FURTHER RESOLVED that Apollo Communications, Inc. shall furnish CATV service to any person, subject to reasonable rules and regulations, applying therefor along the lines of its wires, cables or other conduits at reasonable and compensatory rates, including installation charges, and shall fix said rates at an amount that shall not exceed rates proposed and charged by Apollo Communications, Inc., in municipalities in Dakota County that Apollo serves.

BE IT FURTHER RESOLVED that Apollo Communications, Inc., shall furnish to and file with the Clerk of Dakota County a proper map showing the exact location of all underground cables and equipment constructed, together with a statement showing the exact nature of the same.

DATED this 29th day of May, 1984.

\S\Gretchen Hirschbach

\S\Robert Garvey

\S\Leo Pat Engel

\S\Charles Rush

\S\Paul Culbertson

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Absent, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

Huggenberger moved, seconded by Engel to amend the Federal Forfeiture Fund FY 1998/99 Budget of Expenditures to \$10,000.00 and to amend the Budget of Revenues and Cash on Hand of said budget to \$10,000.00 and a copy of said budget is to be filed with the county clerk and State Auditor's Offices.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Absent, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Huggenberger to approve and authorize the Vice Chair to sign and send the following letters to Mr. Rob Davis, P.E., District Liaison Assistance Engineer, Nebraska Department of Roads, P.O. Box 1707, Norfolk NE 68702-1707 relative to Project STPE-3925-(1):

Mr. Rob Davis, P.E.

District Liaison Assistance Engineer

Nebraska Department of Roads

P.O. Box 1707

Norfolk NE 68702-1707

RE: STPE-3925 (1)

Hubbard Northeast

Dakota County, Nebraska

Dear Mr Davis:

At the December 21st meeting of the Dakota County Board of Commissioners, discussion was held concerning the commitments made by Dakota County at the time of the Plan-in-Hand inspection held on July 15, 1997.

After discussion, a motion was made by Commissioner Bobier and seconded by Commissioner Huggenberger to reaffirm the commitments made by Dakota County as follows:

Dakota County agrees to do the following items of construction work on the project.

1 GRAVEL: Furnish, haul, and spread gravel surface course for driveway and intersections after the paving is completed and accepted by the Project Engineer.

Motion passed.

Respectfully submitted,

BOARD OF COMMISSIONERS

DAKOTA COUNTY, NEBRASKA

By Marjorie A. Meinen

Vice Chair

Copy: Duane H. Upton, JEO Norfolk

Mr. Rob Davis, P.E.

District Liaison Assistance Engineer

Nebraska Department of Roads

P.O. Box 1707

Norfolk NE 68702-1707

RE: STPE-3925 (1)

Hubbard Northeast
Dakota County, Nebraska

Dear Mr. Davis:

We take this opportunity to inform you that the utility companies have been informed that any relocation of their utilities must be completed prior to the beginning of construction by the bridge contractor.

Sincerely,

BOARD OF COMMISSIONERS
DAKOTA COUNTY, NEBRASKA

By Marjorie A. Meinen
Vice Chair

Copy: Duane H. Upton, JEO Norfolk

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Absent, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Engel to authorize the Vice Chair to write and sign a Letter of Support to Mr. Allen Curtis of the Nebraska Crime Commission to make an application for Title II Grant.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Absent, UNANIMOUS MOTION CARRIED.

Dakota County received an Proxy vote for Ameritas Mutual Insurance Holding Company to vote for the Agreement and Plan of Merger between AMIHC and Acacia Mutual Holding Corporation.

Commissioner Bobier moved, seconded by Commissioner Engel to authorize the Vice Chair to cast the county's vote on behalf of the county FOR the Merger.

ROLL CALL VOTE: Hartnett- Absent, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Engel to approve the Accounts Payable Claims submitted by the county clerk as follows:

GENERAL FUND: Best Western Central, lodging - 98.00; Holiday Inn, lodging - 373.82; James Huggenberger, lodging, mileage - 253.50; Perkins, file cabinet - 139.00; Star Printing, printing - 227.24; Coast to Coast, supplies - 21.75; Daum Painting, repair trim - 90.00; Des Moines, stamp - 22.20; Nebraska State Bank, deposit box - 35.00; Norfolk Printing, title envelopes - 1408.75; Perkins Office, supplies - 572.30; RL Polk, manual update - 86.00; US West Directory, phone book -10.65; Robert Giese, mileage - 102.00; Intergovernmental Data Svc, data processing - 28.57; Ruth Jensen, prior years benefit - 12.00; Nadine Lewon, prior years benefit - 17.00; MIPS, support - 417.20; Office Systems, supplies - 68.74; Soo Rent All, conveyor - 76.08; Mardell Sorensen, prior years benefit - 26.00; Irene Van Lent, prior years benefit - 16.00; Commercial Computer Systems, assistance - 25.00; Mark Dorcey, registration reimbursement, mileage - 109.80; Joe Morten Ins, bond - 85.00; Betty O'Neill, prior years benefit - 4.00; Homer Community Schools, contract - 350.00; ES&S Software, files - 7.35; MIPS, support - 44.36; Best Western, lodging - 98.00; Arnold Mellick, mileage - 60.00; NACO P&Z, dues - 15.00; Bear Graphics, envelopes - 191.10; Nebraska State Bank, safety deposit box - 15.00; Norfolk Printing, binders - 281.38; Creighton Law Review, books - 25.00; DAS Central Stores, forms - 33.00; Dixon Co Court, transcribing - 3.30; Lexis Law Publishing, law books - 39.74; National Assoc for Court Mngt, dues - 75.00; Thurston Co Court, transcribing - 6.19; West Group, books - 338.00; AE Computer, hard drive - 125.00; Cellular One, phone - 139.96; Comnet Cellular, phone - 33.38; Connie Blatchford, deposition - 96.25; Martin

Cahill, reimbursement - 16.00; Scott Dugan, seminar, mileage - 180.00; Frank Gonzalez, interpret - 200.00; Lexis Law Publishing, manual - 37.23; M M Court Reporting, transcript - 21.00; Nebr State Bar Assoc, dues - 400.00; Nebr Supreme Court, supplement - 34.25; Perkins, supplies - 12.99; Somsak Saythongphet, interpret - 30.00; Star Printing, cut & pad - 26.13; Clerk of Supreme Court, copies - 1.50; Univ of Nebr, copies - 7.20; West Group, book - 81.00; Mark Albin, court case - 127.05; Dakota Clerk of Dist Court, cases - 660.00; Clerk Supreme Court, filing fee - 103.00; Dakota County Treasurer, money order - 39.12; Frank Gonzalez, interpret - 90.00; Randy Hisey, atty fees - 654.00; Lexis Law, books - 98.45; Doug Luebe Office, atty fees - 619.20; MIPS, jury list - 567.80; Crary, Huff, Raby, Inkster, atty fees - 1215.00; West Group, law books - 1602.74; Dakota County Sheriff, warrants, papers - 556.94; Dakota County Court, claims - 109.75; Brandon Fleming, witness fee - 20.00; Frank Gonzalez, interpret - 390.00; Maria Gonzalez, witness fee - 22.10; Duane Hoffmeyer, atty fees - 294.56; Tom Lovan, interpret - 37.50; Stuart Mills, atty fees - 390.00; Hong Nguyen, interpret - 25.00; Oscar Sanchez, interpret - 150.00; Chad Saunders, witness fee, mileage - 29.00; Best Western, lodging - 311.25; Colene Boyle, mileage - 4.80; Deluxe Business Forms, checks - 384.24; Veronica Grijalba, mileage - 48.00; Karilyn Watkins, reimburse convention fees, mileage, meals - 194.33; A-Team Heating & Cooling - labor, materials - 320.48; Bomgaars, supplies - 1.80; Cellular One, phone - 23.40; Coast to Coast, repairs - 25.80; Gill Hauling, garbage - 150.00; Rick Jensen, mileage - 162.00; Joe's Dept, supplies - 1.99; Lessman Electric, light - 170.00; Maintenance Engr, freight charge - 35.00; Menards, supplies - 96.37; NPPD, utilities - 1280.41; Dan O'Dell, snow removal - 100.00; O'Keefe Elevator, repair, inspection - 425.75; Payless, supplies - 98.00; Temply Pest Control, pest control - 45.00; US West, fire alarm, phone - 50.71; XPEDX, supplies - 286.15; Stockman Inn, lodging - 84.00; Dakota County Extension, mileage, copier rental, misc - 850.38; Anytime Lock & Key, keys - 15.00; Cellular One, phone - 60.50; Cenex Fleetcard, fuel - 1038.79; City of So Sioux City, phones - 17.74; JP Cooke, stamps - 75.51; Crown Lincoln, repairs - 1103.12; Crystal Oil, repairs, fuel - 329.48; Electronic Engr, pagers, walkies - 16530.50; Harolds Photo, film - 59.74; Amy Hueser, interpret - 58.50; Jacks Uniforms, upkeep - 225.15; Jims Service, tires, service - 219.70; Joes Department, flares - 243.36; K&S Service, repair - 218.38; Neva Neal, prior years benefit - 9.00; Racom Corp, pager - 65.00; Connie Blatchford, transcription - 17.50; Cellular One, phone - 60.01; DMV, transcripts - 20.00; Robert Finney, supplies reimbursement - 30.34; Iowa Office Supply, maint/copier - 37.25; M M Court Reporting, depositions - 84.00; Nebr State Bar, dues - 500.00; St Lukes, blood draws - 100.00; St Luke's Medical Center, medical transcripts - 11.25; West Group, books - 160.50; Boys & Girls Home, boarding - 9319.00; Braunger Foods, food - 690.37; Cellular One, phone - 41.33; Coffee King, coffee - 49.20; Dakota Co Sheriff, meals, keys - 21.66; Dakota Food & Fuel, fuel - 133.48; Dept of Correctional Services, boarding - 3453.78; Electronic Engr, walkies - 3220.00; Fremont Tire, service - 15.95; Hy Vee, food - 884.91; Metz Baking, bread products - 253.45; Nebraska Law Enforcement, training - 203.20; Office Systems, typewriter contract - 69.85; Redlers Pharmacy, inmate meds - 114.40; Roberts Dairy, milk products - 109.84; Quest Diagnostics, lab test - 18.60; SFCU, fuel payment - 58.90; Sioux Sales, misc - 16.00; Randall Foods, food - 445.44; Strategic Monitoring, monitors - 1221.00; Walmart, inmate meds, supplies - 92.15; XPEDX, spoons, plates - 121.65; Sioux City Journal, subscription - 171.00; Sioux Business, supplies - 3.63; Apex, medichest - 114.30; Arch Paging, monthly fee - 8.75; Kathleen Blair, meals - 28.86; Jan Brown, mileage, lodging, meals - 258.98; Pat Glover, meals - 30.30; Michelle Hein, mileage - 89.40; Judy Klemme, mileage - 88.80; Eva Nottleman, mileage - 6.30; Perkins Office, supplies - 6.00; Quill corp, organizer - 70.28; Cellular One, phone - 20.17; Office Systems, supplies - 73.75; Perkins, supplies - 46.16; AT&T, phone - 623.72; Bomgaars, misc - 3.58; Dakota City Postmaster,

postage - 2500.00; Dakota County Treasurer, road tax - 6862.50; William Engel, auctioneer fee - 293.48; Executive Copy, copier maintenance - 110.00; Lazette Gifford, website upkeep - 40.00; MIPS, support - 235.40; Nebr Assoc of Co Officials, assessment expense - 899.00; Net Tech Inc, freenet setup - 210.00; Thompson Publishing, subscription updates - 248.00; Toshiba, copier - 5186.00; US West, phones - 1575.15; US West, pay phone - 63.53; Walmart, misc supplies - 40.12; Nanci Walsh, reimbursement - 16.67; XPEDX, paper - 1097.57.

ROAD/BRIDGE FUND: Ahlers Law Firm, contract - 1156.85; Aramark Uniform Serv, towels - 127.53; Barclay Long Haul, rock - 267.75; Beane Plumbing & Heating, repairs/labor - 108.98; Big A/Carquest Auto Parts, parts, filters - 420.16; Bridgestone/Firestone, tires - 1327.45; Cellular One, phones - 52.48; Cenex Fleetcard, fuel - 1562.69; Coast to Coast, parts, supplies - 14.09; Electronic Engr, guy wires/tower - 125.00; William Engel, auctioneer fee - 367.12; Farmers Cooperative, fuel - 1007.57; Fort Calhoun Stone Co, rock - 388.12; Gilmore & Assoc, reset corner - 1211.65; Higman Sand & Gravel, road rock - 1323.12; Jackson Glass, replace windows - 174.66; Joes Department Store, parts, supplies - 104.46; Knoepfler Chev, parts - 18.45; Lincoln Chemicals, supplies - 250.00; Linweld Supply, oxy/acetylene - 26.10; Medical Enterprises, drug screening - 89.70; Arnold Mellick, bridge inspection - 2500.00; Midwest Services & Sales, sign letters - 59.07; Nebraska Public Power, IBP signal - 116.32; Nebraska Salt & Grain, ice control - 637.47; Nebraska State Bank, grader payment - 12280.38; Newman Signs, signs - 323.80; Pilger Sand & Gravel, road gravel - 2379.75; Piorier Equip, parts - 55.47; Presco Sales & Service, blades - 3444.40; Roto-Rooter, pump tank - 80.00; Sioux City Filter, clean filters - 129.53; Sioux City Bolt, bolts - 18.91; Sioux City Iron Co, parts - 41.84; Soo Rent All, post hole digger - 74.42; South Sioux Feed & Supply, erosion control - 178.30; Star Printing, ad - 15.50; State of Nebraska, guardrails - 250.00; Swaney Equipment, parts - 11.40; Threaded Products, bolts - 75.98; Torco-remfg, parts - 213.70; TSC Industries, welder - 369.99; Tri State Communications, radio repair - 68.00; United Building Center, repair - 103.29; US West Comm, phone - 53.21; Village of Hubbard, dust control - 490.00; Walding Chiropractic Clinic, drug screening - 30.00; Warren Oil, fuel - 607.30; Ziegler Inc, parts - 130.29.

ROAD IMPROVEMENT FUND: Jensen Construction, Simmons project - 51709.95; Johnson-Erickson-O'Brien, engineering - 17454.30.

RELIEF-MEDICAL FUND: Redlers Pharmacy, prescription - 45.60.

INSTITUTIONS FUND: Beatrice State Development Ctr, boarding/qtrly payment - 1461.00; Hastings Regional Center, boarding/qtrly payment - 435.00; Norfolk Regional Center, boarding/qtrly payment - 641.60.

VETERANS AID FUND: Veterans Service Officer, emergency relief rent & fuel - 2000.00.

S.T.O.P. FUND: 21st Century Hard Armor, tac light - 198.50.

INHERITANCE TAX FUND: Daum Painting & Drywall, repair - 75.00; No Butts Bin Co, cigarette bins - 872.35.

NOXIOUS WED CONTROL FUND: Paul High, mileage, meals, lodging - 137.67; Nebraska Weed Control Assoc, dues - 130.00.

E-911 EMERGENCY SERVICE FUND: City of South Sioux City, qrtly operating expense - 74,320.90.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Absent, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Bobier to acknowledge receipt of and approve the Officials Reports filed by the County Clerk and the Register of Deeds for November, 1998.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Absent, Engel- Yea, UNANIMOUS MOTION CARRIED.

The board members reported on the different committee meetings that they attended in the last month.

Mr. Huggenberger added that he thought the county should get an environmental soil test done on the land that the building sits on at IBP that is being donated to DCIT for head start and even start programs.

Mr. Huggenberger also mentioned environmental soil testing should be done on the property that is being considered for purchase by the board for the County Road Department.

Vice Chair Meinen adjourned their meeting at 3:00 p.m.

ATTEST:

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

DAKOTA COUNTY BOARD OF COMMISSIONERS
DECEMBER 28, 1998 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Hartnett opened their regular scheduled meeting at 1:30 p.m. with the Pledge of Allegiance.

Present: Commissioners Jack Bobier, Bill Engel, Jim Huggenberger, Marjorie Meinen, Jackie Hartnett and Ted Piepho, Secretary.

Commissioner Engel moved, seconded by Commissioner Meinen to approve the minutes as typed in the official record.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

The board considered Grievance 002 filed by the Communication Workers Union. Ms. Walsh said that neither side can obligate the other side to pay comp time. The legal method of pay is to actual pay time and one-half for overtime hours. She continued by informing the board that the contract had not been violated. Commissioner Bobier moved, seconded by Commissioner Engel to deny Grievance 002 filed by the Communication Workers Union as the comp time issue does not violate the contract as the contract requires mutual agreement between the employee and the employer.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Meinen- Yea, Huggenberger- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Linda Kastning, SIMPCO, appeared before the board and asked that the county be the lead agency in making an CDBG Application for assistance for purchase and /or remodeling of homes.

Commissioner Huggenberger moved, seconded by Commissioner Engel that Dakota County make application to be the lead agency in the CDBG Application.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Robert Giese, County Treasurer, appeared before the board and asked that they consider Motor Vehicle Exemption Applications by Northeast Nebraska Senior Center and Goldenrod Hills Community Services for tax exempt status.

Commissioner Huggenberger moved, seconded by Commissioner Bobier to convene as Board of Equalization.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED 1:58 p.m.

Commissioner Meinen moved, seconded by Commissioner Engel to approve the Motor Vehicle Exemption Application applied for by the Northeast Nebraska Senior Center on a 1989 Ford 3 ton Van bearing the VIN 1FTFE24H6KHC27396 and a 1987 Plymouth Voyager Van bearing the VIN P1FH45K1KR180964.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Bobier to approve the Motor Vehicle Exemption Application applied for by the Golden Rod Hills Community Services on a 1984 Suburban bearing the VIN 1GFK16C3EF143325, a 1996 GMC School Bus bearing the VIN 1GDHC31K7TF502405, 1989 & 1994 Dodge Vans bearing the VINs 2B5WB35Y8KK317300 & 2B5W835Y9RK118752 respectively and a 1991 Chevrolet Van bearing the VIN 1GNEV16R4MF133697.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to reconvene as Board of Commissioners.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 2:00 p.m.

Greg Koinzen, Communication Director, visited with the board concerning the communications equipment located on the KSUX Tower.

Ms. Walsh, assistant to the board, advised the board that the road employees did not accept the proposed contract. Therefore the board had to extend the contract or the road employees could not work beyond January 1.

Commissioner Huggenberger moved, seconded by Commissioner Meinen to extend the present contract with Nebraska Public Employees Local 251 until February 28, 1999 with the present terms and conditions.

ROLL CALL VOTE: Engel- Yea, Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Ms. Walsh advised the board that the cost accounting package and the voice mail that was purchased with the phone system was not Y2K compatible. She said that there was a special promotion that we would save money by making it Y2K compatible rather than waiting.

Commissioner Meinen moved, seconded by Commissioner Bobier to authorize the Y2K update to the Courthouse telephone system's Cost Accounting Package and the Voice Mail.

ROLL CALL VOTE: Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Meinen moved, seconded by Commissioner Bobier to approve the payroll claims as follows:

COUNTY ROAD PAYROLL: Gross salaries- 9,117.00, Employers Retirement- 546.98, Employers Soc Sec tax- 565.24, Medicare- 132.21.

Arnold Mellick- 973.00, Walter Heinemann- 818.40, Robert Jacobsen- 818.40, Richard McNear- 818.40, Marlan G. Millard- 818.40, Willis Roeber- 818.40, Randall A. Crombie- 814.40, Joel Broekemeier- 810.40, Richard Hoelsing- 810.40, Kimon A. Litras- 810.40, Ronald Harder- 806.40

ROAD FUND: Employee withholding paid to: Federal- 860.13, State- 211.73, Soc Sec- 565.24, Medicare- 132.21, Retirement- 364.72. Credit Union- 32.00, Deferred Comp.- 208.00.

COUNTY GENERAL FUND: Gross salaries- \$46,512.15, Employers Share Retirement- 2,127.72. Employers Soc Sec tax- 2,883.78, Medicare- 674.44.

Jackie Hartnett-, James Huggenberger-, Jack D. Bobier-, Marjorie A Meinen -, William F Engel -, Nanci Walsh- 861.50, Theodore A. Piepho-, Joan Spencer- 861.50, Raemonda Perry- 735.43, Cindy Purucker- 348.01, Bobbi Jo Harsma- 668.00, Robert H. Giese-, Charlotte J. Doenhoefler- 708.00, Ruth M. Ruth P Gillaspie- 861.50, Phyllis A Ridge- 708.00, Ann Matthews- 684.00, Jolene M Heinemann- 502.50, Mark J. Dorcey-, Margaret Rahn- 861.50, Shirley Sides- 693.00, Mary Wolf-, Cynthia Purucker- 357.79, Arnold Mellick- 212.15, Margaret Kunzie- 7.00, Colene H. Boyle-, Veronica Grijalba- 775.34, Judy Lee Lockwood- 640.00, Martin G. Cahill-, Scott M Dugan-1,069.62, Mary Gamble- 608.80, Shirley Sides-, Karilyn Watkins- 753.75, Mary Wolf-, Richard Jensen- 884.62, Patricia A. Stingley- 732.00, James L. Wagner-, Linda Carson- 953.60, Randall Walsh- 1,405.78, Eric Reed-, Rodney Herron- 1,230.77, Gary Powell- 1,401.55, Allen Burns, Jr.- 1,237.36, Adrienne Harral- 560.00, Jared Junge- 1,045.00, David Burrell- 1,001.06, Michael F Fredrickson- 1,081.02, Chad Sheehan- 1,552.28, Jeremy Bermel- 900.67, Cherie Hogan- 777.15, Robert Finney-, Laurie Barclay- 742.60, Edward Matney- 1,200.00, Rita Chase- 664.00, Mark L Andrews- 1,386.54, Linda J. Schovanec- 764.00, Margaret Stingley- 670.43, Kathleen Keeler- 890.63, Paula Harrigfeld- 779.00, Rebecca M Broer- 861.75, William Thompson- 855.37, Alma Gunderson- 807.50, Donna Lane- 182.00, Derrick J Klug- 691.90, Wayne J Lenzen- 703.00, Brad Claypool- 703.00, Joseph Ramirez- 693.75, Duane H. Upton- 50.00, Margaret Kunzie- 756.00, Janice Brown- 940.98, Gloria Ann Dwyer- 708.00, Patricia Glover- 768.30, Judy Klemme- 865.60, Michelle Hein- 336.81, Elva Nottleman- 75.00, Kathleen Blair- 784.00, Dr Curtis Farrell- 115.38, Dr. David Grote-, Warren Johnston- 836.36.

Marico Cleaning- 1,279.08, Principal Mutual Life Insurance Co.-, Dakota City Postmaster- 85.00.

GENERAL FUND: Employee withholding paid to: Federal- 4,902.22, State- 1,297.52, Soc Sec tax- 2,883.78, Medicare- 674.44, Retirement- 1,418.43, Credit Union- 1,879.16, Deferred Comp- 820.22.

COPS FAST GRANT 97: Gross salaries- 990.00, Employers Retirement- 59.40, Employers Soc Sec- 61.38, Employees Medicare- 14.36, Employees withholding paid to: Federal- 111.69, State- 32.94, Soc Sec- 61.38, Medicare- 14.36, Retirement- 39.60, Union Dues-, Donald D Mueller, Jr- 990.00.

COUNTY WEED CONTROL FUND: Gross salaries- \$647.31, Employers Retirement- 38.84, Employers Share of Soc Sec- 40.13, Employers Share of Medicare- 9.39, Paul High- 647.31.

WEED FUND: Employee withholding paid to: Federal- 76.42, State- 17.73, Soc Sec tax- 40.13, Medicare- 9.39, Retirement- 25.89, Deferred Comp.- 10.00.

Visitors Prom: 6,523.58

Employees General Net Pay: \$32,636.38, Road Net Pay: \$6,742.97, Cops Fast 97 Net: \$730.03, Weed Control Net: \$467.75.

ROLL CALL VOTE: Meinen- Yea, Bobier- Yea, Huggenberger- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Meinen moved, seconded by Commissioner Engel to approve the officials claims as follows:

COUNTY GENERAL FUND: Gross salaries- \$10,271.60, Employers Share Retirement- 616.30, Employers Soc Sec tax-, 636.83, Employers Medicare- 148.93.

Jackie Hartnett- 463.04, James Huggenberger- 203.60, Jack Bobier- 441.14, Marjorie Meinen- 441.14, William F. Engel- 441.14, Theodore A. Piepho- 1,189.24, Robert H Giese- 1,189.24, Mark Dorcey- 454.66, Coylene H. Boyle- 548.70, Martin G Cahill- 1,486.94, James Wagner- 1,486.94, Robert Finney- 1,925.82,

Employee withholding paid to: Federal- 1,167.81, State- 325.13, Soc Sec Tax- 636.83, Medicare- 148.93, Retirement- 410.88, Credit Union- 127.38, Deferred Comp- 270.00.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Engel to commend Commissioner Jim Huggenberger on his proficiency and dedication to the county and fellow board members during his tenure on the County Board.

ROLL CALL VOTE: Huggenberger- Yea, Hartnett- Yea, Engel- Yea, Meinen- Yea, Bobier- Yea, UNANIMOUS MOTION CARRIED.

Chair Hartnett adjourned their meeting at 2:45 p.m.

ATTEST:

County Clerk

Board Chairperson

* * * * * * *