

COUNTY BOARD OF COMMISSIONERS
JANUARY 6, 2003 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE
DAKOTA CITY, NEBRASKA

Chair Engel called their regular scheduled meeting to order at 1:30 p.m. Present were: Commissioners Bobier, Hartnett, Denker, Engel, Todd and Ted Piepho, Secretary. ABSENT: All present.

Pam Devries, Health Nurse, appeared before the board to get permission to get rid of the Health Department's old refrigerator since they are getting a new one with a grant through Homeland Security.

Commissioner Hartnett moved, seconded by Commissioner Bobier to authorize the Health Department to sell the Health Department's refrigerator to Pat Glover for a reasonable price of 50 to 75 dollars.

ROLL CALL VOTE: Denker- Yea, Todd- Yea, Hartnett- Yea, Bobier- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Denker moved, seconded by Commissioner Bobier to transfer Dakota County Abandoned Vehicle Title # 02360700009 on a 1986 Buick bearing the serial number 1G4AL19R3GD446161, # 02360700008 on a 1983 Chevrolet Caprice Classic bearing the serial number 1G1AN69H1DX140971 to Axles & Gears dba C & H Truck parts for consideration of the storage and towing charges due against said vehicles.

ROLL CALL VOTE: Engel- Yea, Todd- Yea, Bobier- Yea, Denker- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Hartnett to approve the Final Pay Application in the amount of 15,187.59 on the Dakota County Hubbard West Project C-22(171).

ROLL CALL VOTE: Todd- Yea, Hartnett- Yea, Bobier- Yea, Engel- Yea, Denker- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Hartnett to adopt Resolution 03C-001 requesting that 80% of the construction costs be made softmatch credit and authorize the chairman and Highway Superintendent to sign the Certification of Compliance as follows:

RESOLUTION

WHEREAS, Dakota County requests credit for 80% of the eligible construction cost of County Project No. C-22(171)5 namely the replacement of Bridge No. C002200305P with a 3-span, 93 foot long precast concrete plank bridge with steel sheet pile abutments, be applied as credit for the non-federal share of future Highway Bridge Replacement and Rehabilitation Program projects, in accordance with the provisions of Title 23 United States Code Off-System Bridge Program.

WHEREAS, said Bridge No C002200305P has been replaced with a 3-span, 93 foot precast concrete plank bridge with steel sheet pile abutments in accordance with the plans and specifications and,

WHEREAS, said project meets all of the conditions necessary to qualify for the credit mentioned above, Subject to the penalties of U.S. Code, Title 18, section 1020.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners for Dakota County, Nebraska, that the Board Chairperson, William F. Engel, and the Dakota

County Highway Superintendent, Duane H. Upton be authorized to sign the Certification of Compliance on behalf of Dakota County, Nebraska.
Adopted this 6th day of January, 2003, at Dakota City, Nebraska
BOARD OF COUNTY COMMISSIONERS
OF DAKOTA COUNTY, NEBRASKA

\s\ William F. Engel
Chairperson

ATTEST:

\s\ Theodore A. Piepho
County Clerk

Board Member Bobier, moved the adoption
of said Resolution.

Roll Call __5__yea __0__nay
Resolution adopted, signed and billed as

adopted.

ROLL CALL VOTE: Todd- Yea, Hartnett- Yea, Bobier- Yea, Engel- Yea, Denker- Yea,
UNANIMOUS MOTION CARRIED.

Commissioner Denker moved, seconded by Commissioner Todd to transfer Dakota County Title # 99112700021 in the name of Dakota County on a 1999 Ford Crown Victoria Sheriff's Car bearing the serial number 2FAFP71W7XX173162 to the insurance company in exchange of a total payout by the insurance company due to the vehicle being totaled.

ROLL CALL VOTE: Hartnett- Yea, Bobier- Yea, Engel- Yea, Denker- Yea, Todd- Yea,
UNANIMOUS MOTION CARRIED.

Jim Wagner, County Sheriff, appeared before the board to let them know that the jail was full and if they would have had an opportunity to observe, people were sleeping on the floor.

Discussion was had concerning overcrowded conditions and the need for a new jail.

Mr. Wagner also brought up the fact that the backup communications was not in operation. Mr. Wagner and Pat Foust, LEC Director discussed the need for the backup system to be operational.

The board asked that they find out what the costs would be to make the present system operational.

Commissioner Bobier moved, seconded by Commissioner Todd to convene into closed executive session to discuss personnel.

ROLL CALL VOTE: Bobier- Yea, Engel- Yea, Denker- Yea, Todd- Yea, Hartnett- Yea,
UNANIMOUS MOTION CARRIED 2:30 p.m.

Commissioner Hartnett moved, seconded by Commissioner Denker to reconvene in open session.

ROLL CALL VOTE: Engel- Yea, Denker- Yea, Todd- Yea, Hartnett- Yea, Bobier- Yea,
UNANIMOUS MOTION CARRIED 2:41 p.m.

Chair Engel recessed their meeting at 2:41 p.m. until 3:19 p.m. so Officials, Department Heads and employees could attend a coffee in honor of off going board members Jack Bobier and Fred Denker.

Commissioner Hartnett moved, seconded by Commissioner Bobier to approve the minutes of December 23, 2002, as typed in the official record.

ROLL CALL VOTE: Todd- Yea, Hartnett- Yea, Bobier- Yea, Engel- Yea, Denker- Yea,
UNANIMOUS MOTION CARRIED.

Commissioner Bobier moved, seconded by Commissioner Denker to approve the payroll claims submitted by the County Clerk as follows:

COUNTY GENERAL FUND: Gross salaries- \$70,362.22, General Fund Employees Net Pay- \$47,298.31, Employer deductions paid: Retirement- 4163.62, Unicare- 11,239.36, Unicare Dental- 714.26, Unicare Life- 269.66, Social Security Tax- 4,206.52, Medicare- 983.79.

Jack Bobier- 269.68, Fred Denker- 269.68, William Engel- 495.00, Jackie Hartnett- 472.00, Lyle Todd- 472.00, Nanci Walsh- 1051.68, Marisol Curiel- 677.86, Theodore Piepho- 1380.20, Cynthia Purucker- 420.40, Joan Spencer- 1010.97, Darlene Davis- 762.40, Robert Giese- 1380.20, Ruth Gillaspie- 1010.97, Jolene Heinemann- 816.00, Kimberly Kuehl- 666.01, Phyllis Ridge- 836.00, Mark J. Dorcey- 529.50, Margaret Rahn- 1010.97, Cynthia Purucker- 428.29, Margaret Kunzie- 7.85, Arnold Mellick- 237.71, Lynette Beermann- 1,380.20, Carol Dunham- 760.00, Tracy Smock- 897.13, Scott M Dugan- 1,726.28, Mary Gamble- 888.00, Michelle Criss- 448.00, Richard Jensen- 1181.21, Andrew Jensen- 35.00, Franklin Morse- 24.00, Patricia Stingley- 828.00, Sandy Beers- 940.00, Jeremy Bermel- 1662.88, Anthony Bos- 1123.40, Linda Carson- 48.00, Brian Ellinger- 1299.45, Melvin Harrison III- 720.00, Rodney Herron- 1470.34, Jared Junge- 1806.35, Michael Kreegar- 1361.78, Gayle Richards- 700.00, James Roberts- 1639.03, William Thompson- 1683.41, James Wagner- 1,726.28, Randall Walsh- 1767.10, Laurie Barclay- 918.40, Rita Chase- 812.05, Debra Fergen- 1653.85, Robert Finney- 2233.00, Amber Hegarty- 1403.85, Aimee Kennedy- 522.50, Timothy Maher- 1480.77, Nicole Sims- 1049.65, Rebecca Broer- 1460.36, Richard Criss- 856.76, Leonard Cunningham- 1183.20, Michael Gregerson Jr.- 1227.87, Alma Gunderson- 1325.80, Todd Hammer- 1140.50, Paula Harrigfeld- 406.91, Cathy Harsma- 901.00, Lisa Hathaway- 812.78, Brandi McManigal- 231.63, Joseph Purucker- 930.60, Kevin Rohde- 1333.61, Linda Schovanec- 1124.48, Margaret Stingley- 793.24, Judy Vandenberg- 108.00, Margaret Kunzie- 848.00, Duane Upton- 50.00, Margaret Kunzie- 80.00, Arnold Mellick- 140.00, Leon Pies- 1040.00, Pamela DeVries- 1,339.00, Gloria Ann Dwyer- 816.00, Patricia Glover- 939.74, Alan Boyd- 877.46, Unicare, Cobra and medical leave insurance payment- 725.12, MariCo Cleaning- 1,678.00, Principal Mutual- 774.77.

GENERAL FUND: Employee withholding paid to: Federal- 6611.97, State- 2210.88, Social Security Tax- 4206.52, Medicare- 983.79, Retirement- 2817.36, Unicare- 1584.33, Unicare Dental- 305.42, Colonial Health- 35.20, Credit Union- 1,557.31, Colonial Life- 3.00, Deferred Comp- 700.22, Garnishments- 1417.42, Aflac Health- 401.44, Aflac Life/Dsbl- 80.05, Aflac Flex Plan- 189.00.

COUNTY ROAD PAYROLL: Gross salaries- \$37,721.03, Road Employees Net Pay- \$27,093.31, Employer deductions paid: Retirement- 2527.81, Unicare Health- 2356.64, Unicare Dental- 149.76, Unicare Life- 56.00, Social Security Tax- 2287.59, Medicare- 534.99, Principal Mutual- 138.87.

Joel Broekemeier- 3159.90, Randall Crombie- 3236.65, Ronald Harder- 3226.03, Walter Heinemann- 3215.65, Richard Hoelsing- 2857.36, Robert Jacobsen- 3054.40, Fred Kellogg- 3155.65, Adam Krause- 272.00, Kimon Litras- 3093.65, Richard McNear- 3054.40, Arnold Mellick- 1161.89, Marlan Millard- 3054.40, Leon Pies- 2006.15, James Swanson- 3172.90.

ROAD FUND: Employee withholding paid to: Federal- 3639.79, State- 1235.40, Social Security- 2287.59, Medicare- 534.99, Retirement- 1685.21, Unicare- 639.48, Unicare Dental- 59.43, Reassure America Life- 9.76, Colonial Health- 33.01, Union Dues- 200.00, Credit Union- 32.00, Deferred Comp.- 81.68, Aflac Health- 125.30, Aflac Life/Dsbl- 64.08.

COPS FAST GRANT: Gross salaries- 2216.34, Cops Fast Employee Net Pay- 1713.55, Employer deductions paid: Retirement- 113.45, Unicare- 362.56, Unicare Dental-

23.04, Unicare Life- 8.84, Social Security- 149.81, Medicare- 35.04, Brad Claypool- 1463.90, Brent Gilster- 952.44.
COPS FAST GRANT: Employee withholding paid to: Federal- 334.19, State- 103.24, Social Security- 149.81, Medicare- 35.04, Retirement- 80.51.

ROLL CALL VOTE: Todd- Yea, Hartnett- Yea, Bobier- Yea, Engel- Yea, Denker- Yea, UNANIMOUS MOTION CARRIED.

Nancy Walsh, Board Assistant, mentioned advertising for cleaning service. She presented specifications for the service.

Chair Engel adjourned their meeting at 3:52 p.m.
ATTEST \s\ William F. Engel, Chair
\s\ Theodore A. Piepho
County Clerk

COUNTY BOARD OF COMMISSIONERS
January 13, 2003 PROCEEDINGS
Re-organizational Meeting
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Engel called their re-organizational meeting to order at 1:30 p.m. with Pledge of Allegiance.
PRESENT: Commissioners Hartnett, Engel, Todd, Miller, Bousquet, and Ted Piepho, Secretary.
ABSENT: All present

Chair Engel opened nominations for Chairman.

Commissioner Hartnett nominated Commissioner Todd to serve as the 2003 Chair of the Dakota County Board of Commissioners.

Commissioner Miller moved, seconded by Commissioner Hartnett that nominations cease and that the secretary cast a unanimous ballot for Commissioner Todd to serve as the board's chair until the next reorganizational meeting.
ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Abstained, UNANIMOUS MOTION CARRIED.

Chair Todd nominated Jackie Hartnett to serve as the 2003 Vice-Chair of the Dakota County Board of Commissioners until the next reorganizational meeting.

Commissioner Bousquet moved, seconded by Commissioner Miller that nominations cease and the secretary cast a unanimous ballot for Commissioner Hartnett to serve as the board's Vice-chair until the next reorganizational meeting.
ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Abstained, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Pat Foust, LEC Director, briefly discussed Small Pox inoculation and there is a meeting at 1:00 p.m. January 17, 2003 at WIT. He encouraged all elected officials to attend.

Mr. Foust said that the USDA also needs more information for the grant that they applied for to replace the communications equipment in the LEC.

Kerry Longwell appeared before the board to ask the board if the county would put a tube in to drain the ditches in front of his house.

Commissioner Engel moved, seconded by Commissioner Miller to direct the Road Foreman to install a tube in the drive adjoining Mr. Longwell's ditch to east of his property.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Bousquet, 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 in Homer and Dakota County State Bank, Nebraska State Bank, and Siouxland National Banks in South Sioux City.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Miller, 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: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller moved, seconded by Commissioner Hartnett, 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, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller moved, seconded by Commissioner Bousquet to adopt the same holidays as last year as identified in the Employee Handbook. Be it further resolved that the courthouse close at 12:00 noon Christmas Eve and that the employees get one and one-half personal days.

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bouquet moved, seconded by Commissioner Hartnett, to adopt the Burial Policy as adopted September 19, 1989 and revised January 7, 2002.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller moved, seconded by Commissioner Engel, to appoint the South Sioux City Star as the legal newspaper of the county for the calendar year 2003.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Miller, to establish the first Wednesday in October as County Government Day and that the Veteran Service Office be responsible for scheduling the events for that day.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller moved, seconded by Commissioner Bousquet to approve the Employee Association Agreement 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.

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet that Commissioners meetings be conducted according to the Robert Rules of Orders.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

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

Area Agency for Aged Advisory Board	Betty Benscotter
Area Agency on Aging Governing Board	Bousquet
SIMPCO	Miller
Region IV Mental Health Board	Hartnett
County Health Board	Hartnett
Region IV Developmental Disabilities	Todd
R C & D	Miller
Ag Land Valuation Board	Denker
Planning & Zoning	Bousquet
Golden Rod Hills	Engel
NE Nebraska Joint Housing Authority	Mellick

Working Committees

Economic Development	Todd (Normally the Chair)
Freenet	Nanci Walsh
Civil Defense/(LEPC,PEP)	Bousquet
Finance/Budget	Todd & Hartnett
Legislative	Miller
Personnel/Policies	Engel & Miller
Property/Space Utilization	Engel & Bousquet
Road Committee	Engel & Bousquet
Safety	Hartnett & Engel
LEC	Bousquet, Todd & Jim Cahill
ADA	Engel & Jensen
Recycling	Hartnett
Transportation	Engel (Todd Alternate)
Weed Control	Road Committee
Emergency Closings	Wagner/Todd/Engel/ Nanci Walsh

DCIT	Miller
DCIT Public Safety	Hartnett
Highway 35 Committee	Engel & Todd
Press Committee	Hartnett & Walsh
Storm Water Board	Bousquet
Storm Water Planning	Hartnett

Note: Other Committees members serve on as Board Members, but not appointed by the county board chair are as follows:

NIRMA	Hartnett
Jail Standards	Hartnett

Jim Hurms with SIMPCO appeared before the board to discuss Agency Regional Planning. He left a resolution supporting the formation of the Northern Great Plains Regional Authority and the Recognition of SIMPCO to serve as the local Development District.

Chair Todd told him that they would have the County Attorney review it.

Commissioner Hartnett moved, seconded by Commissioner Engel to convene into Closed Executive Session to discuss personnel.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED 2:41 p.m.

Commissioner Hartnett moved, seconded by Commissioner Miller to reconvene into open session.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED 3:05 p.m.

Commissioner Hartnett moved, seconded by Commissioner Miller to accept the Weed Report as presented by Mr. Mellick.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller moved, seconded by Commissioner Hartnett to amend the Humane Society Agreement adopted on November 27, 2000, as follows:

SIOUXLAND HUMANE SOCIETY, INC.
AGREEMENT WITH THE
COUNTY OF DAKOTA COUNTY, NEBRASKA

This Agreement effective the 7th day of January, 2003 is entered into by and between the SIOUXLAND HUMANE SOCIETY, INC. (hereinafter "SHS"), and the COUNTY OF DAKOTA, state of Nebraska (hereinafter "County").

WHEREAS, SHS is a nonprofit corporation which maintains facilities for humane shelter, care and disposal of dogs, cats and other animals; and

WHEREAS, the County has certain responsibilities to enforce its Resolutions and state laws pertaining to stray or unleashed animals; and

WHEREAS, the County wishes to use the services and facilities of SHS, from time to time, to assist the County in the enforcement of said ordinances and state laws and in the humane treatment of animals.

IT IS THEREFORE AGREED as follows:

1. Impoundment. Upon delivery of any animal to SHS by any authorized representative of the County, SHS shall provide humane shelter services, including feeding and medical care and, if necessary, isolation, for a period of at least three (3) days. If the animal has not been retrieved by its rightful owner by the end of such period, the animal shall be disposed of as determined by SHS, in its sole discretion.
2. Authorized Representative. For purposes of this Agreement, an authorized representative of the County shall mean any sheriff of sheriffs deputy, any police officer, any animal control officer or any person authorized by telephone by County personnel.
3. Fees for Services. SHS shall be paid the following fees for its services:
 - a. For each animal brought to the shelter, an incoming fee of \$10.00;
 - b. For housing each animal, \$7.00 per day, for a maximum period of 4 days.(In accordance with SHS policy, each animal will be held for a minimum of three (3) days for a minimum housing fee of \$18.00.
4. Responsibility for Fees.
 - a. In the event the rightful owner of the animal retrieves the animal from SHS, all fees shall be collected from the owner prior to release of the animal. In addition, SHS reserves the right to charge additional fees to such owner. SHS shall make a report to the County of all animals retrieved by their owners.

b. In the event the rightful owner does not retrieve the animal within 4 days, the County shall be responsible for such fees upon submission of an itemized statement from SHS. Fees are due within ten (10) days of billing.

5. Animals Captured or Impounded by County- The County agrees to turn over to SHS for adoption or disposal any animals impounded by the County which are not claimed by the rightful owner within the time period provided by County Resolution.

6. Right to Euthanize. Notwithstanding any minimum holding period provided herein, SHS reserves the right to euthanize at any time any animal which SHS determines, in its sole discretion, is suffering needlessly and will not benefit from medical treatment.

7. Hold Harmless. The County agrees to hold SHS and its employees, volunteers and directors harmless from any right, demand, claim or cause of action arising from any wrongful receipt, impounding or disposition of any animal which is sheltered, retrieved, euthanized or disposed of under this Agreement, so long as SHS complies with the terms of this Agreement.

8. Representations. The County represents that it has been duly authorized to enter into this agreement by the proper body and that the person executing the same on behalf of the County is authorized to do so. SHS represents that it has been duly authorized to enter into this agreement by its board of directors.

9. Term of Agreement. This agreement shall remain in force until properly terminated by either party. Termination shall be effected by either party giving written notice to the other at least thirty (30) days prior to the date of termination. For the purpose of giving notice, the addresses of the parties stated below are sufficient until such time as a party notifies the other of a change in address,

SIOUXLAND HUMANE SOCIETY, INC.

COUNTY OF DAKOTA

By: _____
Executive Director

By: _____
Chairperson, County Board

Signed: _____, 2003
Date

Signed: _____, 2003
ATTEST: Date

Theodore A. Piepho,
County Clerk

Address:
1665 18th Street
Sioux City, Iowa

Address:
Dakota County Board of Commissioners
%Dakota County Clerk
P.O. Box 39
Dakota City, NE 68731-0039

ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- No, MOTION CARRIED.

In discussing the Humane Agreement, Commissioner Bousquet thought that the county should have better communications when an animal is picked up.

Commissioner Hartnett moved, seconded by Commissioner Engel to transfer Dakota County Abandoned Vehicle Title #03008700009 on a 1989 Oldsmobile Delta Royale bearing the serial number 1G3HN54C0K1818623 to Axles & Gears dba C & H Truck parts for consideration of the storage and towing charges due against said vehicles.

ROLL CALL VOTE: Engel- Yea, Miller- Yea, Bousquet- Yea, Todd- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to send the following Letter of Support
January 13, 2003

Kent Neumann
Nebraska Loess Hills
R C & D
408 N. Oakland Avenue
Oakland NE 68045

Dear Mr. Neumann:

The Dakota County Board of Commissioners is offering their support and are willing to partner with the Lewis & Clark Scenic Byway in their effort to secure funding for an informational Kiosk along the byway -US Highway 75 in Nebraska.

The Kiosk will provide historical information about Lewis and Clark and the Corps of Discovery. The kiosk will also serve to increase awareness and interest in local history.

The site of the kiosk will be near the site of "Tom won tonga" or the "Big Village".

Lewis & Clark camped in this area for over a week waiting to meet with tribal members, but they were all gone on a buffalo hunt. Lewis and Clark's camp is called "Fish Camp" due to the large number of fish they caught.

Tourism is very important to our area and to Nebraska. We're confident that a kiosk will help increase local interest and tourism to our area.

Yours truly,

Lyle Todd
County Board Chair

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd adjourned the meeting at 3:55 p.m.
DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:
\S\ _____
Theodore A. Piepho,
County Clerk

COUNTY BOARD OF COMMISSIONERS
January 21, 2003 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Todd called their regular scheduled meeting to order at 10:00 a.m. with Pledge of Allegiance.

PRESENT: Commissioners Hartnett, Engel, Todd, Bousquet, and Ted Piepho, Secretary.

ABSENT: Commissioner Miller.

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

Chair Todd recessed their meeting at 11:30 p.m. for lunch.

Chair Todd reconvened their meeting at 1:30 p.m. with the same in attendance as in the morning session.

Commissioner Hartnett moved, seconded by Commissioner Engel to approve the Accounts Payable and Payroll claims submitted by the County Clerk as follows: COUNTY GENERAL FUND: Gross salaries- \$70,040.52, General Fund Employees Net Pay- \$47,253.49, Employer deductions paid: Retirement- 4,106.10, Unicare- 11,420.64, Unicare Dental- 749.47, Unicare Life- 283.59, Social Security Tax- 4,187.21, Medicare- 979.23.

Richard Bousquet- 674.32, William Engel- 472.00, Jackie Hartnett- 472.00, Pamela Miller- 674.32, Lyle Todd- 495.00, Nanci Walsh- 1051.68, Marisol Curiel- 555.63, Bobbi Jo Harsma- 420.40, Theodore Piepho- 1380.20, Cynthia Purucker- 420.40, Joan Spencer- 1010.97, Darlene Davis- 762.40, Robert Giese- 1380.20, Ruth Gillaspie- 1010.97, Jolene Heinemann- 795.60, Kimberly Kuehl- 740.00, Phyllis Ridge- 836.00, Mark J. Dorsey- 529.50, Margaret Rahn- 1010.97, Cynthia Purucker- 420.40, Margaret Kunzie- 7.85, Arnold Mellick- 237.71, Lynette Beermann- 1380.20, Carol Dunham- 760.00, Tracy Smock- 897.13, Scott M Dugan- 1726.28, Mary Gamble- 888.00, Michelle Criss- 640.00, Richard Jensen- 1181.21, Patricia Stingley- 828.00, Sandy Beers- 940.00, Jeremy Bermel- 1300.00, Anthony Bos- 963.20, Linda Carson- 48.00, Brad Claypool- 1225.75, Brian Ellinger- 1292.01, Thomas Hardy- 504.00, Melvin Harrison III- 1461.24, Rodney Herron- 1470.34, Jared Junge- 1467.00, Michael Kreegar- 1077.35, Gayle Richards- 700.01, James Roberts- 1477.35, William Thompson- 1480.31, James Wagner- 1,726.28, Randall Walsh- 1467.80, Laurie Barclay- 918.40, Rita Chase- 872.00, Debra Fergen- 1653.85, Robert Finney- 2233.04, Amber Hegarty- 1403.85, Aimee Kennedy- 760.00, Timothy Maher- 1480.77, Nicole Sims- 1049.65, Rebecca Broer- 1265.93, Richard Criss- 945.59, Leonard Cunningham- 939.60, Michael Gregerson Jr.- 913.68, Alma Gunderson- 988.00, Todd Hammer- 1235.40, Paula Harrigfeld- 397.36, Cathy Harsma- 930.25, Lisa Hathaway- 822.56, Brandi McManigal- 204.00, Joseph Purucker- 889.70, Kevin Rohde- 1084.30, Linda Schovanec- 1003.75, Margaret Stingley- 647.50, Judy Vandenberg- 112.00, Margaret Kunzie- 848.00, Duane Upton- 50.00, Margaret Kunzie- 80.00, Arnold Mellick- 140.00, Pamela DeVries- 1,339.00, Gloria Ann Dwyer- 816.00, Patricia Glover- 978.90, Alan Boyd- 877.46, Unicare, Cobra payment- 385.61, MariCo Cleaning- 1,678.00.

GENERAL FUND: Employee withholding paid to: Federal- 6,390.43, State- 2,132.69, Social Security Tax- 4,187.21, Medicare- 979.23, Retirement- 2,780.99, Unicare- 1,584.41, Unicare Dental- 305.43, Colonial Health- 35.20, Credit Union- 1,558.31, Colonial Life- 3.00, Deferred Comp- 725.22, Garnishments- 1,417.42, Aflac Health- 401.44, Aflac Life/Dsbl- 107.05, Aflac Flex Plan- 179.00.

COUNTY ROAD PAYROLL: Gross salaries- \$14,142.97, Road Employees Net Pay- \$9,786.04, Employer deductions paid: Retirement- 933.40, Unicare Health- 2,356.64, Unicare Dental- 149.89, Unicare Life- 56.13, Social Security Tax- 825.77, Medicare- 193.12.

Joel Broekemeier- 1054.40, Randall Crombie- 1088.18, Ronald Harder- 1050.40, Walter Heinemann- 1058.40, Richard Hoelsing- 1050.40, Robert Jacobsen- 1058.40, Fred Kellogg- 1046.40, Adam Krause- 314.50, Kimon Litras- 1050.40, Richard McNear- 1058.40, Arnold Mellick- 1161.89, Marlan Millard- 1058.40, Leon Pies- 1046.40, James Swanson- 1046.40.

ROAD FUND: Employee withholding paid to: Federal- 1107.20, State- 363.76, Social Security- 825.77, Medicare- 193.12, Retirement- 622.31, Unicare- 639.51, Unicare Dental- 59.43, Reassure America Life- 9.76, Colonial Health- 33.01, Union Dues- 200.00, Credit Union- 32.00, Deferred Comp.- 81.68, Aflac Health- 125.30, Aflac Life/Dsbl- 64.08.

COPS FAST GRANT: Gross salaries- 1,300.32, Cops Fast Employee Net Pay- 954.72, Employer deductions paid: Unicare- 181.28, Unicare Dental- 11.53, Unicare Life- 4.43, Social Security- 80.62, Medicare- 18.85, Brent Gilster- 1300.32.

COPS FAST GRANT: Employee withholding paid to: Federal- 185.53, State- 60.60, Social Security- 80.62, Medicare- 18.85.

VISITORS PROMOTION: Lodging Tax- 4,322.85.

GENERAL FUND: Cellular One, phone- 28.49; Five Star Awards, name plates- 18.10; Hy Vee, coffee supplies- 126.37; NACO, workshop registration- 325.00; Perkins, supplies- 208.90; Daniel Rohde, prior years service- 23.08; Charles Rush, prior years service- 34.62; S Sioux City Star, publishing- 253.48; Lyle Todd, mileage- 30.96; Cellular One, phone- 27.84; Robert & Patricia Chitwood, lektriever lease purchase- 1989.27; Eloise Gormally, prior years service- 103.86; Microfilm Service Bureau, record scanning- 1491.12; Perkins, supplies- 25.26; Robert Giese, mileage- 6.40; Charlotte Doenhoefer, prior years- 10.00; Ruth Jensen, prior years- 12.00; Nadine Lewon, prior years- 17.00; Mardell Sorensen, prior years- 26.00; Irene Van Lent, prior years- 16.00; Computer SOS, equipment repair- 32.50; Terra Scan Inc, treasurers system- 3500.00; Monroe Systems, calculator- 189.23; NE Information Management Services, data service- 27.00; Staples, supplies- 234.57; Microfilm Imaging Systems, scanner lease- 240.00; Elections Systems & Software, ballot artwork- 525.00; Hampton Inn, convention lodging- 155.90; SIMPCO, service contract- 376.00; Star Printing & Publishing, hearing notice- 12.47; Nebraska Workforce Development, unemployment- 1224.00; Lynette Beermann, call/registration- 258.50; Colene Boyle, prior years- 46.16; Executive Copy System, maintenance agreement/overage- 277.55; Iowa Office Supply, supplies- 51.66; Computer SOS, equipment repair- 131.25; Sioux City Journal, want ad- 162.72; Star Printing & Publishing, want ad- 5.08; Norfolk Printing, motion calendars- 28.00; DAS Material Division, supplies- 348.63; Iowa Office Supply, supplies- 133.99; Lexis Nexis, law materials- 80.65; Midwest Office Automations, maintenance agreement- 269.51; Nebraska Law Review, law materials- 59.08; Office Systems, supplies- 13.10; Kurt Rager, reimbursement- 58.08; Redfield & Co, supplies- 280.39; Thurston County Court, transcription supplies- 7.60; United Bank of Iowa, copier lease- 158.04; West Group, law materials- 63.00; Scott Dugan, mileage- 243.95; Frank Gonzalez, interpreting- 80.00; Omaha World Herald, attorney ads- 440.44; Sioux City Journal, attorney ads- 67.10; United Bank of Iowa, copier lease- 90.40; West Group, law materials- 126.00; Clerk of District Court, court costs- 843.00; Coffee King, jury coffee- 39.92; MIPS, jury list/labels- 595.00; National Information Center, zip code books- 39.95; Frank Gonzalez, interpreting- 80.00; William Binkard, attorney fees- 3233.79; Randy Hisey, attorney fees- 2316.00; Michael Schmeidt, attorney fees- 766.00; Lori Ubbinga, attorney fees- 285.00; Dakota County Sheriff, papers/warrants- 1579.11; JURY PAYROLL: Scott Bieber- 37.88; Dave Bracht- 35.36; Brian Byrne- 38.60; Christie Conrad- 35.00; Joan Deroin- 42.92; Angela Dorcey- 40.40; Patrick Dorcey- 41.48; Suzann Ekberg- 38.60; Chrissy Fahey-

38.24; Judith Farley- 37.16; Tracy Flockhart- 35.72; Rebecca Georgesen- 35.00- Patricia Giese- 35.36;; Heather Grandgenett- 37.88; James Gunderson- 37.30; Josaleen Gutzmann- 47.96; Kevin Hansen- 36.08; Stephen Heide- 37.88; Jason Heisinger- 40.04; Kenneth Houlsworth- 35.72; Brett Irwin- 35.36; Jesse Jensen- 42.56; Toni Lauer- 37.88; Corey Millard- 40.04; Kenzie Moore- 35.00; Carol Neal- 35.00; Ami O'Dell- 39.32; Janene Olson- 35.00; Peggy Ott- 37.16; Lester Paulsen- 40.76; Sheryl Quint- 39.32; Ann Verzani- 39.32; Jason Wenquist- 35.72; Matthew Wineland- 35.36; Christine Craig, bailiff- 75.00; Dakota County Court, court costs- 246.00; Sandra Inkster Ehrich, attorney fees- 685.00; Shelly Horak, attorney fees- 441.00; Hurley Law Office, attorney fees- 1434.00; Ashley Robert Jones, witness fees- 23.60; Doug Luebe Law Office, attorney fees- 208.30; Clerk of District Court, mileage- 54.56; A Team Heating & Cooling, service- 147.00; Bomgaars, supplies- 55.93; Cellular One, phone- 25.86; City of Dakota City, utilities- 1177.00; Gill Hauling, dumpster service- 110.00; G & R Controls, apogee course- 985.00; WW Grainger, supplies- 334.88; Foulk Bros. Plumbing, jail repairs- 75.97; Hardware Hank, supplies- 21.31; Rick Jensen, mileage- 164.79; Menards, supplies- 219.28; MidAmerican Energy, utilities- 1262.82; Nebraska Public Power District, utilities- 1763.74; O'Keefe Elevator, service- 95.00; Overhead Door, jail door- 55.00; Nebraska State Fire Marshall, inspection- 120.00; Sam's Club, supplies- 152.99; Superior Wholesale, janitorial supplies- 449.50; Qwest, fire alarm phone- 43.16; Trembly Pest Control, monthly fee- 50.00; XPEDX, janitorial supplies- 152.65; Dakota County Extension, mileage/copier rental/supplies- 869.44; Ammunition, ammo- 189.00; Bobber's Car Wash, tokens- 100.00; Cellular One, phones- 103.44; Cenex Fleetcard, fuel- 15.24; Circle S Stop & Shop, fuel- 18.14; JP Cooke Co, notary stamp- 25.67; Crystal Oil, repairs- 102.95; Dakota County Sheriff, meals/tuition/training- 1095.72; Dakota Food & Fuel, fuel- 237.41; Harold's, film processing- 56.58; Jack's Uniforms, uniforms/equipment- 2183.45; Jackson Glass, windshield- 270.33; Jim's Service, service/tires- 849.70; K & S Auto Service, service/tires- 196.98; Midwest Radar & Equipment, radar recertification- 405.00; NLETC, lodging/training- 75.00; Linda Pasewalk, CPR classes- 150.00; Philfleet, fuel- 2212.37; AJ Phillips Publishing, accident report sets- 457.00; Racom Corp, phone line- 509.00; Rogers Frame Repair, repairs- 697.68; Siouxland Federal Credit Union, aol- 23.90; Siouxland Humane Society, animal control- 40.00; State of Nebraska HHS Lab, lab fees- 110.00; Team Ford, repairs- 78.93; Walmart, supplies- 176.98; Neva Neal, prior years- 103.86; Armon Todd, prior years- 69.24; Aspen Publishers Inc, law book- 146.81; Cellular One, phone- 77.58; Nebraska DMV, transcripts- 8.00; Document Depot & Destruction, shredding- 80.00; Robert Finney, cell phone repair- 16.04; H2O4U, water cooler- 31.50; Iowa Office Supply, copier maintenance- 45.13; Lexis Nexis, law book updates- 446.90; Platte County Court, certified copies- 3.25; Record Printing, letterhead/second sheets- 422.49; St Luke's Home Health, blood draws- 200.00; Tech Truck, equipment repair- 395.00; West Group, law updates- 159.00; Yankton County Court, certified copy- 21.00; City of S Sioux City, lec operations- 43027.26; Cellular One, phone- 25.86; Perkins, supplies- 9.91; Ahlers, Cooney, Dorweiller Attorneys, attorney fees- 34.98; Bob Barker Co, mattresses- 275.95; Boys & Girls Home, juvenile boarding- 1200.00; PA Braunger, food products- 1806.71; Cedar County Sheriff, prisoner boarding- 10200.00; Cellular One, phone- 55.72; Coffee King, jail coffee- 51.20; JP Cooke CO, notary stamp- 25.66; Dakota Super Value, food- 678.92; Earthgrains Co, bread products- 888.13; Guard-Rite Services, transports- 1020.86; Amy Hueser, interpreting- 30.00; Hy Vee, food- 1711.46; Jack's Uniforms & Equipment, uniforms/equipment- 126.00; The Apothecary Shop, inmate medication- 14.56; Mercy Business Health, inmate care- 330.00; Nebraska Dept. of Corrections, safekeeper/medical care- 3577.55; Northeast Nebraska Juvenile Services, juvenile care- 12722.00; Norix Group, stack-a-bunks- 1520.00; Linda Pasewalk, CPR classes- 150.00; Redfield & Co, sheriff fee sheets- 98.67; Redler's Pharmacy, inmate medications- 1529.54; Sam's Club, food/supplies-

361.46; Siouxland Federal Credit Union, credit card payment/supplies- 134.50; Siouxland Lock & Key, duplicate keys- 7.50; Thurston County Sheriff, prisoner boarding- 5670.00, Sandra Townsend, interpreting- 20.00; XPEDX, supplies- 465.69; Walmart, supplies- 92.06; Briggs Corp, medical supplies- 41.81; Pam DeVries, mileage- 166.44; Dunes Family Medicine, consulting- 250.00; Pat Glover, mileage- 77.74; Perkins, supplies- 145.18; Alan Boyd, mileage- 534.70; Cellular One, phone- 47.45; Office Systems CO, copier contract- 86.00; Perkins, supplies- 71.28; Warren Johnston, prior years- 11.54; Lexis Nexis, law books- 2413.18; West Group, law books- 3842.40; Northeast Nebraska Public Power, crystal lake utilities- 13.50; Aflac/Flex One, service fees- 40.00; AT & T, phone- 17.11; Dakota County Register of Deeds, filing fee- 8.00; Gifford & Associates, tracking program- 250.00; Lazette Gifford, website upkeep- 40.00; IBM, qtrly maintenance agreement- 250.80; Independent Business Systems, postage meter repair- 59.00; MIPS, monthly support- 382.91; Betty O'Neill, prior years- 46.16; Pitney Bowes, postage meter rental- 190.00; Qwest, phones- 1405.01; Region IV Inc, qtrly payment- 5320.25; Region IV Mental Health & Substance Abuse, qtrly payment- 5751.25; Sam's Club, treats for carolers- 27.48; STP Inc dba C&H Truck Parts, storage contract- 750.00; US Postal Service, meter postage- 2500.00; WCS Telecom, phone- 421.58; Perkins, fax repair- 85.00; NACO, semi annual dues- 954.00

ROAD FUND: Ahlers, Coone, Dorweiler Attorneys at Law, attorney fees- 172.85; Air Filter Cleaning, clean filters- 82.11; Aramark, towel service- 225.97; ATCO, supplies- 370.50; Bridgestone/Firestone, tires- 72.00; Cellular One, phone- 52.99; Circle R, parts- 197.50; Gill Hauling, dumpster service- 40.00; Ron Harder, reimburse CDL- 50.00; Higman Sand & Gravel, road rock- 1982.51; Hubbard, Mini Mart, fuel- 1813.93; H2O4U, water service- 10.00; Inland Truck Parts, parts- 709.19; Jackson Glass, parts/labor- 437.71; Joe's Dept. Store, parts/supplies- 188.29; Kar-Life Battery CO, parts- 180.00; Lawson Products, bolts/screws- 95.09; Linweld, oxygen tanks- 29.84; Marx Truck & Trailer, parts- 277.84; Midwest Service & Sales, grader blades- 1213.80; Mike's Electric & Plumbing, wiring- 2227.43; Nebraska Public Power District, homer service- 112.13; Northeast Coop, grease- 36.00; Northeast Nebraska Telephone, phone- 163.44; O'Reilly's Auto, parts/supplies- 780.28; Piorier Equipment, parts- 15.57; Powerplan, parts- 799.93; Presco, chains/blades- 2595.50; Rees Mack Sales, parts- 313.66; Road Machinery Supply, parts- 83.77; Willis Roeber, prior years- 69.24; Sioux City Iron, supplies- 29.23; Siouxland NAPA, parts/filters- 516.41; Stephan Welding, labor- 38.50; Jeffrey Sukup, tools- 31.55; Team Ford, deductible on repairs- 107.00; Torco Remfg, parts- 254.50; Town & Country, parts/labor- 93.66; Warren Oil, fuel- 2810.28; Willers Inc dba Pilger Sand & Gravel, road rock- 1039.20; Wilmes Hardware Hank, supplies- 19.07; Ziegler Inc, parts- 480.53

HARD SURFACE ROAD: JEO Consulting, bridge- 440.50; Oden Enterprises, final payment- 15187.59

ROAD IMPROVEMENT FUND: JEO Consulting, engineering- 2257.50

Veteran's AID: Veteran's Service Office, emergency aid- 800.00

INHERITANCE TAX: GA Johnson Construction, consulting- 1360.82; HMN Architects, consulting- 7469.03

WEED FUND: Maurice Crofoot, prior years- 103.86; L Colin Green, prior years- 57.70; Nebraska Weed Association, membership- 70.00

ROLL CALL VOTE: Miller- Absent, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to reappoint Alan Boyd as Veteran's Service Officer, Duane Upton as Highway Superintendent, Arnie Mellick as Planning & Zoning Administrator, Weed Supt. and Road Foreman, and to reappoint Pat Foust as the Emergency Management Director.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Absent, UNANIMOUS MOTION CARRIED.

Robert Giese, County Treasurer, presented the Treasurer's Semi-annual Report for the board to review and sign.

Commissioner Hartnett moved, seconded by Commissioner Engel to acknowledge receipt of and approve the Treasurer's Semi-annual report for period ending December 31, 2002.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Absent, Engel- Yea, UNANIMOUS MOTION CARRIED.

Carol Larvick with the Extension Office appeared before the board and asked the board to approve the appointment of Bob Boals and Judy Bottger to a three (3) year term on the Ag. Extension Board and to appoint Dick Lietschuck to a one (1) year term and she added that they have agreed to serve.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to appoint Bob Boals and Judy Bottger to a three (3) year term on the Ag. Extension Board and to appoint Dick Lietschuck to a one (1) year term with the terms all beginning February 3, 2003.

ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Absent, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Bousquet to acknowledge of and approve the Official's Reports filed by the County Clerk, Register of Deeds and Clerk of the District Court for December, 2002 and to approve the quarterly report filed by the County Sheriff for October, November and December, 2002.

ROLL CALL VOTE: Todd- Yea, Miller- Absent, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to transfer Dakota County Abandoned Vehicle Title; #03016700022 on a 1981 Datsun bearing the serial number JN1PN04SXBM104490 to Axles & Gears dba C & H Truck parts for consideration of the storage and towing charges due against said vehicles.

ROLL CALL VOTE: Miller- Absent, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Bousquet to authorize the Sheriff's Office to purchase a patrol vehicle to replace the recent patrol car that was totaled in an accident.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Absent, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Bousquet to hire and appoint Fred Denker as Consultant and Dakota County's Member to serve on the Ag Land Board and that he shall be paid \$250.00 for his service.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Absent, Engel- Yea, UNANIMOUS MOTION CARRIED.

Nanci Walsh, Assistant to the Board, opened the cleaning bids. They were as follows: ServiceMaster- \$45,600 annual, Kotalik Cleaning from Ponca- \$41,000 annual, Systems Management- \$35,940 annual, Fresh Start- \$50,784- 50,784 annual, Marico Inc.- \$43,008 Annual and Diversified- \$42,600.

Chair Todd referred the bids to the Courthouse Committee.

Dick Ericksen, State's Appraiser for Dakota County, presented PA&T Preliminary Statistics to the board.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to adopt Resolution 03C-02 SUPPORTING THE FORMATION OF THE NORTHERN GREAT PLAINS REGIONAL AUTHORITY AND THE RECOGNITION OF SIMPCO TO SERVE AS THE LOCAL DEVELOPMENT DISTRICT, AS SET FORTH IN THE AUTHORIZING LEGISLATION FOR THE NORTHERN GREAT PLAINS REGIONAL AUTHORITY, FOR DAKOTA COUNTY NEBRASKA as follows:

RESOLUTION # 03C-02

A RESOLUTION SUPPORTING THE FORMATION OF THE NORTHERN GREAT PLAINS REGIONAL AUTHORITY AND THE RECOGNITION OF SIMPCO TO SERVE AS THE LOCAL DEVELOPMENT DISTRICT, AS SET FORTH IN THE AUTHORIZING LEGISLATION FOR THE NORTHERN GREAT PLAINS REGIONAL AUTHORITY, FOR DAKOTA COUNTY NEBRASKA

WHEREAS, the Northern Great Plains Regional Authority (the "Authority") was established in the Farm Security and Rural Investment Act of 2002 (the "Farm Bill"); and

WHEREAS, the purpose of the Authority is to assist areas experiencing high rates of poverty, unemployment and out-migration in the states of Iowa, Minnesota, Nebraska, North Dakota and South Dakota; and

WHEREAS, the structure of the Authority is modeled after two highly successful regional authorities, the Appalachian Regional Commission and Delta Regional Authority; and

WHEREAS, the Authority's authorizing legislation states that local development districts (LDDs) shall operate as the lead organizations for the purposes of providing multi-jurisdictional planning, technical assistance, leadership and civic development assistance; and

WHEREAS, the terminology used to describe an LDD includes a typical planning district's governing board make-up of at least 50 percent local government representation; and

WHEREAS, Nebraska State Statute Chapter 13, Article 19 provides for the creation of Nebraska planning and development regions and provides for the formation of development districts as a voluntary organization by agreement pursuant to the Interlocal Cooperation Act; and

WHEREAS, the Siouxland Interstate Metropolitan Planning Council (SIMPCO) was established in 1966 by Interlocal Cooperation Agreement among counties and communities in Northeast Nebraska and Northwest Iowa; and

WHEREAS, since that time SIMPCO has grown to include communities in Plymouth, Cherokee, Ida, Monona and Woodbury Counties in Iowa, Dakota, Dixon and Thurston Counties in Nebraska, and Union and Clay Counties in South Dakota; and

WHEREAS, the Siouxland Economic Development Corporation, under the umbrella of SIMPCO, operates in six counties in Iowa, two counties in South Dakota, Dakota and Dixon Counties in Nebraska; and

WHEREAS, SIMPCO provides staff for and manages the Northeast Nebraska Joint Housing Authority, and has managed many other programs over the years for communities in the Counties of Dakota, Dixon, and Thurston; and

WHEREAS, the Local Economic Development District is comprised of the five Iowa Counties in Iowa and Dakota County in Nebraska; and

WHEREAS, SIMPCO will work with communities in the SIMPCO area, including those in, Dakota, Dixon and Thurston Counties in Nebraska on its Small Community Partnership Program (a tri-state USDA Rural Development RBOG grant) and on the Rural Strategic Investment Program of the 2002 Farm Bill; and

WHEREAS, the SIMPCO Board of Directors is comprised of at least fifty (50) percent local government representation; and

WHEREAS, the planning and development districts such as SIMPCO are established regional organizations with extensive experience in providing multi-jurisdictional planning, technical assistance, and leadership and civic development assistance to local governmental entities; and

WHEREAS, SIMPCO currently serves in the capacity of the primary liaison for federal, state, and local governments, private sector and the public within the region; and

WHEREAS, Nebraska Governor Johanns has appointed Al Wenstrand, Director of the Nebraska Department of Economic Development, as the State representative to the Northern Great Plains Regional Authority.

NOW THEREFORE BE IT RESOLVED THAT THE DAKOTA COUNTY BOARD OF COMMISSIONERS:

1. Supports the formation of the Northern Great Plains Regional Authority, including the nomination of a Federal Co-Chair and Tribal Co-Chair by the President, with confirmation by the Senate.
2. Designates the Siouxland Interstate Metropolitan Planning Council (SIMPCO), our Local Development District, to serve as the lead organization (Local Development District) for the Northern Great Plains Regional Authority and for the Rural Strategic Investment Program.

Dated this 21st day of January, 2003

\s\ Lyle Todd

ATTEST:

\s\ Theodore A. Piepho

ROLL CALL VOTE: Todd- Yea, Miller- Absent, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd adjourned the meeting at 3:23 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____

ATTEST:

\S\ _____

Theodore A. Piepho,
County Clerk

Lyle Todd, Board Chair

COUNTY BOARD OF COMMISSIONERS
JANUARY 27, 2003 PROCEEDINGS
SOUTH SIOUX CITY FIRE HALL
SOUTH SIOUX CITY COUNCIL MEETING
SOUTH SIOUX CITY, NE

Chair Todd called their Special Information Meeting concerning the constuction and financing of a new jail to order at 5:00 p.m. at the North Fire Hall in South Sioux City during a South Sioux City Council Meeting.

PRESENT: Commissioners Miller, Hartnett, Engel, Todd, Bousquet, and Ted Piepho, Secretary.

ABSENT: All Present.

Steve Davis, with HMN Architects, and Gerry Johnson, from GA Johnson Construction and Construction Manager for the Project, presented a power point presentation. It showed the problems with the existing jail (including being overcrowded) and gave an overall review where and what the new jail would look like.

Rob Wood and Brad Bear, with Smith Hayes, were present to answer any financing questions.

Mr. Davis, Mr. Johnson and the County Board answered questions from the audience.

Chair Todd adjourned the meeting at 5:33 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:

\S\ _____
Theodore A. Piepho,
County Clerk

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COUNTY BOARD OF COMMISSIONERS
JANUARY 27, 2003 PROCEEDINGS
DAKOTA CITY FIRE HALL
DAKOTA CITY, NE

Chair Todd called their Special Information Meeting concerning the constuction and financing of a new jail to order at 6:03 p.m. at the Dakota City Fire Hall in Dakota City.

PRESENT: Commissioners Miller, Hartnett, Engel, Todd, Bousquet, and Ted Piepho, Secretary.

ABSENT: Commissioner Bousquet departed the meeting at 7:00 p.m.

Steve Davis, with HMN Architects, and Gerry Johnson, from GA Johnson Construction and Construction Manager for the Project, presented a power point presentation. It showed the problems with the existing jail (including being overcrowded) and gave an overall review where and what the new jail would look like.

Rob Wood and Brad Bear, with Smith Hayes, were present to answer any financing questions.

Mr. Davis, Mr. Johnson and the County Board answered questions from the audience.

Chair Todd adjourned the meeting at 7:15 p.m.
DAKOTA COUNTY, NEBRASKA

ATTEST: BY: \s\ _____
 Lyle Todd, Board Chair
\S\ _____
 Theodore A. Piepho,
 County Clerk

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COUNTY BOARD OF COMMISSIONERS
JANUARY 27, 2003 PROCEEDINGS
COUNTY ROAD SHOP
HUBBARD, NE

Chair Todd called their Special Information Meeting concerning the constuction and financing of a new jail to order at 7:40 p.m. at the County Road Shop in rural Hubbard.

PRESENT: Commissioners Miller, Hartnett, Engel, Todd, Bousquet, and Ted Piepho, Secretary.
ABSENT: Commissioner Bousquet.

Steve Davis, with HMN Architects, and Gerry Johnson, from GA Johnson Construction and Construction Manager for the Project, presented a power point presentation. It showed the problems with the existing jail (including being overcrowded) and gave an overall review where and what the new jail would look like.

Rob Wood and Brad Bear, with Smith Hayes, were present to answer any financing questions.

Mr. Davis, Mr. Johnson and the County Board answered questions from the audience.

Chair Todd adjourned the meeting at 9:00 p.m.
DAKOTA COUNTY, NEBRASKA

ATTEST: BY: \s\ _____
 Lyle Todd, Board Chair
\S\ _____
 Theodore A. Piepho,
 County Clerk

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COUNTY BOARD OF COMMISSIONERS
JANUARY 29, 2003 PROCEEDINGS
EMERSON FIRE HALL
EMERSON, NE

Chair Todd called their Special Information Meeting concerning the constuction and financing of a new jail to order at 7:00 p.m. at the Emerson Fire Hall in Emerson.

PRESENT: Commissioners Miller, Hartnett, Todd, Bousquet, and Ted Piepho, Secretary.

ABSENT: Commissioner Engel.

Steve Davis, with HMN Architects, and Gerry Johnson, from GA Johnson Construction and Construction Manager for the Project, presented a power point presentation. It showed the problems with the existing jail (including being overcrowded) and gave an overall review where and what the new jail would look like.

Rob Wood and Brad Bear, with Smith Hayes, were present to answer any financing questions.

Mr. Davis, Mr. Johnson and the County Board answered questions from the audience.

Chair Todd adjourned the meeting at 7:35 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:
\S\ _____
Theodore A. Piepho,
County Clerk

* * * * *

COUNTY BOARD OF COMMISSIONERS
JANUARY 29, 2003 PROCEEDINGS
HOMER VILLAGE HALL
HOMER, NE

Chair Todd called their Special Information Meeting concerning the constuction and financing of a new jail to order at 8:10 p.m. at the Homer Village Hall in Homer.

PRESENT: Commissioners Miller, Hartnett, Todd, Bousquet, and Ted Piepho, Secretary.

ABSENT: Commissioner Engel.

Steve Davis, with HMN Architects, and Gerry Johnson, from GA Johnson Construction and Construction Manager for the Project, presented a power point presentation. It showed the problems with the existing jail (including being overcrowded) and gave an overall review where and what the new jail would look like.

Rob Wood and Brad Bear, with Smith Hayes, were present to answer any financing questions.

Mr. Davis, Mr. Johnson and the County Board answered questions from the audience.

Chair Todd stepped out of the meeting to meet with Fred Denker from 8:40 to approximately 8:52 p.m.

Chair Todd adjourned the meeting at 9:48 p.m.
DAKOTA COUNTY, NEBRASKA

ATTEST: BY: \s\ _____
 Lyle Todd, Board Chair
\S\ _____
 Theodore A. Piepho,
 County Clerk

COUNTY BOARD OF COMMISSIONERS
FEBRUARY 03, 2003 PROCEEDINGS
DAKOTA COUNTY COURTHOUSE
COUNTY BOARD MEETING ROOM
DAKOTA CITY NEBRASKA

Chair Todd called their regular scheduled meeting to order at 1:30 p.m.

PRESENT: Commissioners Miller, Hartnett, Engel, Todd, Bousquet, and Ted Piepho, Secretary.
ABSENT: All Present.

The board delayed the Planning & Zoning Board appointments until March 1, 2003.

Pat Foust appeared before the board and talked about the email that he received concerning the USDA Grant application (loan) that he applied for to purchase new E911 equipment. He covered the following material.

Applicant Eligibility - Dakota County would be an eligible entity to receive assistance. In reviewing the formation and development of the Joint Law Enforcement Center I would like clarification on the following items:

1. Did the South Sioux City - Dakota County Law Enforcement Co-Location Agreement (agreement) establish a separate legal entity "Joint Law Enforcement Center"? The Dakota County attorney should be able to provide you with this opinion. If it did I would recommend that this assistance be provided to this separate legal entity versus Dakota County.

2. If this agreement did not establish a separate legal entity how are the following functions handled:

a. The manner of acquiring, holding, and disposing of real and personal property not originally belonging to Dakota County and South Sioux City.

b. The manner of financing the acquisition of real and personal property.

c. The reporting of the actual financial activity of the facility. It appears that the City actually pays and monitors the costs in relation to the proposed budget. Dakota County reimburses the City 50% of the costs on a monthly basis based on budget projections with quarterly adjustments. There is discussion on the development of budgets and their submission to the LEC

Board but noting on the reporting of actuals.

3. If Dakota County ends up being the applicant we would like them to see if commercial credit is available for this project. They will need to get a written turn down letter from a commercial lender.

4. Would like copies of the past 5 years financial history on the operations of the LEC. Also would like a copy of their proposed budget for this fiscal year.
5. Will need to get an opinion from the County Attorney (ultimately bond counsel) on the issuing requirements and debt instruments which can be used for this issue.
6. Who currently holds title to the present facility?
7. The applicant appears to have a considerable amount of cash on hand in their General Fund. Is there a reason why they cannot use some of these funds for the costs of this project? Based on the agreement the County would only need to pay 50% of these costs.
8. The agreement indicates that the governing boards of both the County and City must approve any capital purchases in excess of \$5,000. Has this been done. It appears the County has given some approval for it since they authorized the submission of this application for funding.
9. In addition to the agreement, we would like copies of the resolutions passed by the County and City authorizing the execution of this agreement.

Pat Foust also asked the board for a location to place the backup dispatch system in the basement of the courthouse. He preferred that it had its own little space and he thought at least 12 square foot was needed.

Fred Franklin, County Surveyor, appeared before the board and explained the duties of the county surveyor.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to adopt Resolution 03C-003 supporting the Haven House.

RESOLUTION 03C-003

BE IT RESOLVED BY THE BOARD OF DAKOTA COUNTY COMMISSIONERS THAT on this 3rd day of February 2003 that we the undersigned duly elected Commissioners of Dakota County hereby find as follows:

1. Haven House Family Services Center, a non-profit corporation incorporated under the laws of Nebraska in 1979, has provided services in the area of domestic violence and sexual assault in Northeastern Nebraska including Dakota County.
2. In 1997, Haven House entered into collaborative efforts and grant requests to provide increased levels of services to Dakota County residents.
3. That in October 1998 these collaborative efforts resulted in the receipt of a grant to form the Dakota County Community Coordinated Response Team.
4. That in order to continue the services and programs created by these efforts Haven House has prepared for submission, a grant request to the Nebraska Crime Commission for funds available under the Violence Against Women Act.

THEREFORE, BE IT RESOLVED THAT THE UNDERSIGNED COMMISSIONERS HEREBY EXPRESS SUPPORT OF THIS GRANT REQUEST AND COMMEND AND SUPPORT THE EFFORTS PUT FORTH IN THE REDUCTION OF DOMESTIC VIOLENCE AND SEXUAL ASSAULT IN OUR COUNTY.

DATED this 3rd day of February 2003.

Commissioner

Commissioner

Commissioner

Commissioner

ATTEST:

County Clerk

Commissoner

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Engel to approve the union contract negotiated between Dakota County and Nebraska Public Employees Local #251, American Federation of State, County and Municipal Employees, AFL-CIO for 2002, 2003 and 2004, which authorizes an increase in salary for the road employees of a dollar, fifty cents and thirty-five cents per year respectively.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

The board discussed the appointment for County Surveyor Mr. Todd was in favor of appointing Terry L. Schulz from Schulz Surveying out of Wayne. Discussion was had as to who to appoint. It was brought up that Fred Franklin had GPS equipment and could set section corners with that. The complaint about Fred Franklin was that he was slow responding to people's surveying needs.

Commissioner Engel moved, seconded by Commissioner Miller to reappoint Fred Franklin as County Surveyor.

Further discussion was had and the question was asked of Bob Finney, County Attorney if they appointed him, whether it would be a 4 year appointment being that it is an elected position.

Mr. Finney said that he thought that it would.

ROLL CALL VOTE: Bousquet- Nay, Hartnett- Nay, Todd- Nay, Miller- Yea, Engel- Yea, MOTION DEFEATED.

The board discussed the cleaning contracts.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to award the cleaning contract to Kotalik Janitorial Services.

ROLL CALL VOTE: Hartnett- Yea, Todd- Nay, Miller- Nay, Engel- Nay, Bousquet- Yea, MOTION DEFEATED.

Commissioner Miller thought that the bid should be awarded to someone in the county. The reasons for doing so that in case of inclement weather the courthouse has to be cleaned.

Commissioner Miller moved, seconded by Commissioner Engel to award the cleaning contract to Service Master of Siouxland.

ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Miller to convene into closed executive session to discuss litigation.

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 2:51 p.m.

Chair Todd declared open session at 3:10 p.m.

Chair Todd recessed their meeting at 3:10 p.m.

Chair Todd reconvened their meeting at 3:18 p.m.

Commissioner Engel moved, seconded by Commissioner Miller to approve the Payroll Claims submitted by the County Clerk as follows:

COUNTY GENERAL FUND: Gross salaries- \$70,714.46, General Fund Employees Net Pay- \$47,013.20, Employer deductions paid: Retirement- 4,184.00, Unicare- 11,964.48, Unicare Dental- 760.34, Unicare Life- 287.34, Social Security Tax- 4,190.64, Medicare- 980.08.

Richard Bousquet- 472.00, William Engel- 472.00, Jackie Hartnett- 472.00, Pamela Miller- 472.00, Lyle Todd- 495.08, Nanci Walsh- 1051.68, Marisol Curiel- 465.84, Bobbi Jo Harsma- 785.63, Theodore Piepho- 1380.20, Cynthia Purucker- 420.40, Joan Spencer- 1010.97, Darlene Davis- 762.40, Robert Giese- 1380.20, Ruth Gillaspie- 1010.97, Jolene Heinemann- 816.00, Kimberly Kuehl- 740.00, Phyllis Ridge- 836.00, Mark J. Dorsey- 529.50, Margaret Rahn- 1010.97, Cynthia Purucker- 420.40, Margaret Kunzie- 7.85, Arnold Mellick- 237.71, Lynette Beermann- 1380.20, Carol Dunham- 760.00, Tracy Smock- 897.13, Scott M Dugan- 1726.28, Mary Gamble- 888.00, Michelle Criss- 576.00, Richard Jensen- 1181.21, Patricia Stingley- 828.00, Sandy Beers- 940.00, Jeremy Bermel- 1527.54, Anthony Bos- 963.20, Brad Claypool- 1329.64, Brian Ellinger- 1284.40, Melvin Harrison III- 1617.10, Rodney Herron- 1470.34, Jared Junge- 1601.48, Michael Kreegar- 1161.64, Gayle Richards- 700.01, James Roberts- 1384.77, William Thompson- 1503.32, James Wagner- 1,726.28, Randall Walsh- 1742.50, Laurie Barclay- 918.40, Rita Chase- 836.58, Debra Fergen- 1653.85, Robert Finney- 2233.04, Amber Hegarty- 1403.85, Aimee Kennedy- 608.00, Timothy Maher- 1480.77, Nicole Sims- 1049.65, Rebecca Broer- 1235.05, Richard Criss- 876.42, Leonard Cunningham- 1073.00, Michael Gregerson Jr.- 1086.80, Alma Gunderson- 1142.41, Todd Hammer- 1029.50, Paula Harrigfeld- 363.18, Cathy Harsma- 830.25, Lisa Hathaway- 878.98, Brandi McManigal- 284.76, Joseph Purucker- 1063.35, Kevin Rohde- 1090.24, Linda Schovanec- 1022.42, Margaret Stingley- 744.66, Judy Vandenberg- 56.00, Margaret Kunzie- 848.00, Duane Upton- 50.00, Margaret Kunzie- 80.00, Arnold Mellick- 140.00, Pamela DeVries- 1,339.00, Gloria Ann Dwyer- 816.00, Patricia Glover- 1063.99, Dr. David Grote- 100.00, Alan Boyd- 877.46, Unicare, Cobra payment-, MariCo Cleaning- 1,678.00, Principal Mutual- 778.29, NACO- 50.00.

GENERAL FUND: Employee withholding paid to: Federal- 6,565.96, State- 2,187.90, Social Security Tax- 4,190.64, Medicare- 980.08, Retirement- 2,835.69, Unicare- 1,162.81, Unicare Dental- 345.04, Colonial Health- 35.20, Credit Union- 1,558.31, Colonial Life- 3.00, Deferred Comp- 745.22, Garnishments- 1,417.42, Aflac Health- 401.44, Aflac Life/Dsbl- 93.55, Aflac Flex Plan- 179.00.

COUNTY ROAD PAYROLL: Gross salaries- \$13,798.69, Road Employees Net Pay- \$9,489.94, Employer deductions paid: Retirement- 931.39, Unicare Health- 2,356.64, Unicare Dental- 149.76, Unicare Life- 54.54, Social Security Tax- 804.42, Medicare- 188.13, Principal Mutual- 139.51.

Joel Broekemeier- 1054.40, Randall Crombie- 1058.40, Ronald Harder- 1050.40, Walter Heinemann- 1058.40, Richard Hoelsing- 1050.40, Robert Jacobsen- 1058.40, Fred Kellogg- 1046.40, Kimon Litras- 1050.40, Richard McNear- 1058.40, Arnold Mellick- 1161.89, Marlan Millard- 1058.40, Leon Pies- 1046.40, James Swanson- 1046.40.

ROAD FUND: Employee withholding paid to: Federal- 1093.41, State- 357.08, Social Security- 804.42, Medicare- 188.13, Retirement- 620.97, Unicare- 639.48, Unicare Dental- 59.43, Reassure America Life- 9.76, Colonial Health- 33.01, Union Dues- 200.00, Credit Union- 32.00, Deferred Comp.- 81.68, Aflac Health- 125.30, Aflac Life/Dsbl- 64.08.

COPS FAST GRANT: Gross salaries- 1,104.67, Cops Fast Employee Net Pay- 834.15, Employer deductions paid: Retirement-, Unicare- 181.28, Unicare Dental- 11.52, Unicare Life- 4.42, Social Security- 68.49, Medicare- 16.02, Brent Gilster- 1104.67.

COPS FAST GRANT: Employee withholding paid to: Federal- 139.07, State- 46.94, Social Security- 68.49, Medicare- 16.02, Retirement-.
ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to approve the minutes of January 21, 2003, the three meeting on January 27, 2003 and the two meeting on January 29, 2003 as typed.
ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd recessed their meeting at 3:28 p.m. until Monday, February 10, 2003 at the Marina Inn for the joint City County School meeting.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:
\S\ _____
Theodore A. Piepho,
County Clerk

Pat Foust also asked the board for a location to place the backup dispatch system in the basement of the courthouse. He preferred that it had its own little space and he though at least 12 square foot was needed.

Fred Franklin, County Surveyor, appeared before the board and explained the duties of the county surveyor.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to ROLL adopt Resolution 03c-003 supporting the Haven House.
RESOLUTION

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3. That in October 1998 these collaborative efforts resulted in the receipt of a grant to form the Dakota County Community Coordinated Response Team.

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DATED this 3rd day of February 2003.

Commissioner

Commissioner

Commissioner

Commissioner

ATTEST:

County Clerk

Commissoner

CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea,
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Commissioner Hartnett moved, seconded by Commissioner Engel to approve the union contract negotiated between Dakota County and _____ for 2002, 2003 and 2004 authorizing an increase in salary for the road employees of a dollar, fifty cents and 35 cents respectively.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

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Commissioner Engel moved, seconded by Commissioner Miller to reappoint Fred Franklin as County Surveyor.

Further discussion was had and the question was asked of Bob Finney, County Attorney if they appointed him, whether it would be a 4 year appointment being that it is an elected position.

Mr. Finney said that he thought that it would.

ROLL CALL VOTE: Bousquet- Nay, Hartnett- Nay, Nay- Yea, Miller- Yea, Engel- Yea, MOTION DEFEATED.

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Chair Todd declared open session at 3:10 p.m.
Chair Todd recessed their meeting at 3:10 p.m.
Chair Todd reconvened their meeting at 3:18 p.m.

Commissioner Engel moved, seconded by Commissioner Miller to approve the Payroll Claims submitted by the County Clerk as follows:

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COUNTY ROAD PAYROLL: Gross salaries- \$13,798.69, Road Employees Net Pay- \$9,489.94, Employer deductions paid: Retirement- 931.39, Unicare Health- 2,356.64, Unicare Dental- 149.76, Unicare Life- 54.54, Social Security Tax- 804.42, Medicare- 188.13, Principal Mutual- 139.51.

Joel Broekemeier- 1054.40, Randall Crombie- 1058.40, Ronald Harder- 1050.40, Walter Heinemann- 1058.40, Richard Hoelsing- 1050.40, Robert Jacobsen- 1058.40, Fred Kellogg- 1046.40, Kimon Litras- 1050.40, Richard McNear- 1058.40, Arnold Mellick- 1161.89, Marlan Millard- 1058.40, Leon Pies- 1046.40, James Swanson- 1046.40.

ROAD FUND: Employee withholding paid to: Federal- 1093.41, State- 357.08, Social Security- 804.42, Medicare- 188.13, Retirement- 620.97, Unicare- 639.48, Unicare Dental- 59.43, Reassure America Life- 9.76, Colonial Health- 33.01, Union Dues- 200.00, Credit Union- 32.00, Deferred Comp.- 81.68, Aflac Health- 125.30, Aflac Life/Dsbl- 64.08.

COPS FAST GRANT: Gross salaries- 1,104.67, Cops Fast Employee Net Pay- 834.15, Employer deductions paid: Retirement-, Unicare- 181.28, Unicare Dental- 11.52,

Unicare Life- 4.42, Social Security- 68.49, Medicare- 16.02, Brent Gilster- 1104.67.

COPS FAST GRANT: Employee withholding paid to: Federal- 139.07, State- 46.94, Social Security- 68.49, Medicare- 16.02, Retirement-.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to approve the minutes of January 21, 2002, the three meeting on January 27, 2003 and the two meeting on January 29, 2003 as typed.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd recessed their meeting at 3:28 p.m. until Monday, February 10, 2003 at the Marina Inn for the joint City County School meeting.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:

\S\ _____
Theodore A. Piepho,
County Clerk

COUNTY BOARD OF COMMISSIONERS
FEBRUARY 10, 2003 PROCEEDINGS
MARINA INN - CARLISLE ROOM
SOUTH SIOUX CITY, NEBRASKA

Chair Todd reconvened their regular scheduled meeting of February 3, 2003, to order at 6:15 p.m. at the Carlisle Room in the Marina Inn.

PRESENT: Commissioners Miller, Hartnett, Engel, Todd and Ted Piepho, Secretary.
ABSENT: Commissioner Bousquet.

Marina Inn - Carlisle Room
Dinner and Program 6:15 P.M.

Pledge of Allegiance

Welcome and Introductions - Mayor William "Bill" McLarty

Acknowledgment of Boards and Roll Calls as Necessary

Comments by the Youth Leadership Councils - Josh Lewis, SSC and Tyler Kirkholm, Homer

Volunteer of the Year Award to Rick Voss by So. Sioux City Council President Al Bengtson

Branding - Al Bengtson

Serving of the Meal

The following brief addresses will be made during the meal:

State of the County Address - County Board Chairperson Lyle Todd

State of the School Address - School Board President Rick Robinette

State of Dakota City Address - Mayor Chuck Carson

State of South Sioux City Address - Mayor William "Bill" McLarty

Comments by other Public Bodies

Issues to be Discussed - A Three Minute Introduction of the issue will be made followed by Interactive Comments by the Board Members

1. Jail Status Led by Lyle Todd
2. Community/County Priorities - SIMPCO and DCIT Surveys - Jim Hurm and Diane Lutt
3. County Wide Housing - Lance Hedquist
4. School Parking and Access Issues - Steve Rector
5. Hubbard Recreational Dam Led by Dick Sklener, Randy Hummel NRD
6. Transportation Issues - Jim Hurm and Lance Hedquist
 - a. 35 Expressway and Interchange
 - b. Paving of 48th Street and C Avenue
 - c. County Industrial Incentive Program
7. Lewis and Clark Update by Skip Meisner
8. Indoor Pool Study Update - Joe Baxter
9. Fire Training Facility - Written Report by Denis Campbell

Chair Todd adjourned their meeting at 8:45 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:

\S\ _____
Theodore A. Piepho,
County Clerk

COUNTY BOARD OF COMMISSIONERS
FEBRUARY 18, 2003 PROCEEDINGS
DAKOTA COUNTY COURTHOUSE
COUNTY BOARD MEETING ROOM
DAKOTA CITY NEBRASKA

Chair Todd called their regular scheduled meeting to order at 10:00 a.m.

PRESENT: Commissioners Hartnett, Engel, Todd, Bousquet, and Ted Piepho, Secretary.

ABSENT: Commissioner Miller

Commissioner Hartnett moved, seconded by Commissioner Engel to approve the payroll claims submitted by the County Clerk for payment as follows:

COUNTY GENERAL FUND: Gross salaries- \$69,383.78, General Fund Employees Net Pay- \$46,215.38, Employer deductions paid: Retirement- 4,042.01, Unicare- 11,964.48, Unicare Dental- 760.98, Unicare Life- 288.00, Social Security Tax- 4,108.15 and Medicare- 960.73.

Richard Bousquet- 472.00, William Engel- 472.00, Jackie Hartnett- 472.00, Pamela Miller- 472.00, Lyle Todd- 495.08, Nanci Walsh- 1051.68, Marisol Curiel- 640.08, Bobbi Jo Harsma- 825.04, Theodore Piepho- 1380.20, Cynthia Purucker- 420.40, Joan Spencer- 1010.97, Darlene Davis- 762.40, Robert Giese- 1380.20, Ruth Gillaspie- 1010.97, Jolene Heinemann- 805.80, Kimberly Kuehl- 666.01, Phyllis Ridge- 836.00, Mark J. Dorsey- 529.50, Margaret Rahn- 1010.97, Cynthia Purucker- 420.41, Margaret Kunzie- 7.85, Arnold Mellick- 237.71, Lynette Beermann- 1380.20, Carol Dunham- 760.00, Tracy Smock- 897.13, Scott M Dugan- 1726.28, Mary Gamble- 888.00, Michelle Criss- 640.00, Andrew Jensen- 35.00, Richard Jensen- 1181.21, Patricia Stingley- 828.00, Sandy Beers- 940.00, Jeremy Bermel- 1300.00, Anthony Bos- 963.20, Brad Claypool- 1059.53, Brian Ellinger- 1521.40, Melvin Harrison III- 1336.56, Rodney Herron- 1470.34, Jared Junge- 1304.00, Michael Kreegar- 1042.10, Eric Reed- 798.00, Gayle Richards- 665.00, James Roberts- 1229.24, William Thompson- 1445.80, James Wagner- 1,726.28, Randall Walsh- 1451.40, Laurie Barclay- 918.40, Rita Chase- 872.00, Debra Fergen- 1653.85, Robert Finney- 2233.04, Amber Hegarty- 1403.85, Aimee Kennedy- 693.50, Timothy Maher- 1480.77, Nicole Sims- 1049.65, Rebecca Broer- 1006.53, Richard Criss- 873.43, Leonard Cunningham- 954.10, Michael Gregerson Jr.- 933.54, Alma Gunderson- 988.00, Todd Hammer- 1020.80, Paula Harrigfeld- 796.37, Cathy Harsma- 825.13, Lisa Hathaway- 840.50, Brandi McManigal- 195.50, Joseph Purucker- 868.00, Kevin Rohde- 956.89, Linda Schovanec- 1022.42, Margaret Stingley- 647.50, Margaret Kunzie- 848.00, Duane Upton- 50.00, Margaret Kunzie- 80.00, Arnold Mellick- 140.00, Pamela DeVries- 1,339.00, Gloria Ann Dwyer- 816.00, Patricia Glover- 1031.61, Alan Boyd- 877.46, Unicare, Cobra payment- 1,110.73, MariCo Cleaning- 1,678.00.

GENERAL FUND: Employee withholding paid to: Federal- 6,340.71, State- 2,081.97, Social Security Tax- 4,108.15, Medicare- 960.73, Retirement- 2,735.76, Unicare- 2,162.89, Unicare Dental- 345.05, Colonial Health- 35.20, Credit Union- 1,558.31, Colonial Life- 3.00, Deferred Comp- 745.22, Garnishments- 1,417.42, Aflac Health- 401.44, Aflac Life/Dsbl- 93.55, Aflac Flex Plan- 179.00.

COUNTY ROAD PAYROLL: Gross salaries- \$13,798.69, Road Employees Net Pay- \$9,489.91, Employer deductions paid: Retirement- 931.39, Unicare Health- 2,356.64, Unicare Dental- 149.89, Unicare Life- 54.67, Social Security Tax- 804.42, Medicare- 188.13.

Joel Broekemeier- 1054.40, Randall Crombie- 1058.40, Ronald Harder- 1050.40, Walter Heinemann- 1058.40, Richard Hoelsing- 1050.40, Robert Jacobsen- 1058.40, Fred Kellogg- 1046.40, Kimon Litras- 1050.40, Richard McNear- 1058.40, Arnold Mellick- 1161.89, Marlan Millard- 1058.40, Leon Pies- 1046.40, James Swanson- 1046.40.

ROAD FUND: Employee withholding paid to: Federal- 1093.41, State- 357.08, Social Security- 804.42, Medicare- 188.13, Retirement- 620.97, Unicare- 639.51, Unicare Dental- 59.43, Reassure America Life- 9.76, Colonial Health- 33.01, Union Dues- 200.00, Credit Union- 32.00, Deferred Comp.- 81.68, Aflac Health- 125.30, Aflac Life/Dsbl- 64.08.

COPS FAST GRANT: Gross salaries- 1,173.90, Cops Fast Employee Net Pay- 880.92, Employer deductions paid: Retirement-, Unicare- 181.28, Unicare Dental- 11.53, Unicare Life- 4.43, Social Security- 72.78, Medicare- 17.02, Brent Gilster- 1173.90.

COPS FAST GRANT: Employee withholding paid to: Federal- 151.40, State- 51.78, Social Security- 72.78, Medicare- 17.02, Retirement-.

SOUTH SIOUX CITY CHAMBER OF COMMERCE: Visitors Promotion, Lodging Tax- 6,243.06.

ROLL CALL VOTE: Miller- Absent, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd recessed their Meeting at 12:00 noon for lunch.

Chair Todd Reconvened their Meeting at 1:26 p.m. from Lunch.

PRESENT: Commissioners Hartnett, Engel, Todd, Bousquet, and Ted Piepho, Secretary.

ABSENT: Commissioner Miller arrived at 1:42 p.m.

The board discussed the appointment of the County Surveyor. There was concern the present County Surveyor reacted in a untimely manner. Mr. Engel said he would like to see the county stay with the present surveyor. Commissioner Bousquet echoed Commissioner Todd's comments of last meeting and said that Arnie Mellick, Road Foreman, told him that Mr. Franklin did hold up a couple of county projects.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to appoint Terry L. Shultz as the County Surveyor for the remainder of the term expiring in January 2007.

ROLL CALL VOTE: Engel- No, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Absent, MOTION CARRIED.

Madelyn Thorsland, State's Assessor for Dakota County, presented many Tax List Corrections dating from 1995 to 2002 amounting in a negative \$44,685.28 to the Tax Rolls.

Commissioner Miller arrived at 1:42 p.m.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to authorize the Tax List Corrections submitted by Madelyn Thorsland, State's Assessor for Dakota County, itemizing changes to the tax rolls dating from 1995 to 2002 and amounting in a negative \$44,685.28.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Engel to convene as Board of Equalization.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED. 1:45 p.m.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to appoint Commissioner Todd to preside as Chair of the Board of Equalization during Calendar Year 2003.

ROLL CALL VOTE: Hartnett- Yea, Todd- Abstained, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

Robert Finney, County Attorney, and Dick Erickson, State's Appraiser, for Dakota County, appeared before the Board and requested an Closed Executive Session to discuss settlement in litigation in legal matters.

Commissioner Bousquet moved, seconded by Commissioner Miller to convene into Closed Executive Session to discuss litigation.

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 1:46 p.m.

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

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED 2:00 p.m.

Commissioner Miller moved, seconded by Commissioner Miller to accept the proposal by the County Attorney and the State's Appraiser, for Dakota County to

settle the TERC case with Arbor Acres by agreeing to decrease Arbor SS,L.P 's 2001 and 2002 value from \$7,823,465 to \$7,450,920 on Lot 45 Missouri View 1st Filing parcel number 220144656.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bousquet moved, seconded by Commissioner Hartnett to approve the zoning request of Phil Krampfer to change the zoning of property located in the SE Quarter (1/4) of the NE Quarter (1/4) further described as follows: Referring to the Northwest corner of said Quarter Quarter Section; thence southerly a distance of 546.12 feet along the west line of said Quarter' Quarter Section to the point of beginning; thence southerly deflecting 000 degrees, 00 minutes, 00 seconds, a distance of 194.42 feet along said line; thence easterly deflecting 093 degrees, 04 minutes, 11 seconds left, a distance of 231.71 feet; thence northwesterly deflecting 138 degrees, 50 minutes, 05 seconds left, a distance of 263.14 feet; thence northwesterly on a 1008.74 foot radius curve to the right, deflection to the initial tangent being 000 degrees, 00 minutes, 00 seconds, a distance of 31.25 feet to the point of beginning containing 0.51 acre, more or less.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd opened the One and Six Year Road hearing at 2:10 p.m.

Duane Upton talked briefly about each project. When done Joe Baxter from the City of South Sioux City submitted a written request by Lance Hedquist as follows:

February 18,2003

Chairman Todd and
Dakota County Commissioners
PO Box 338
Dakota City, NE 68731

Dear Chairman Todd and Dakota County Commissioners:

RE: 1 and 6 Year Plan

The City of South Sioux City appreciates the past and continued cooperation in building a better county for all of our citizens to enjoy.

In regards to 48th Street, we are fortunate to have new private sector investments by this new street including K and B Transportation and Siouxland Concrete's new production plant. When the city needed to place a new water line to this area, we acquired a 60 foot right-of-way in lieu of the standard 12 foot easement to enable 48th Street to be continued to C Avenue. This is a prime industrial area between South Sioux City and Dakota City and paving this road should expand our tax base by getting new private sector investments to build in this area; just as K and B Transportation and Siouxland Concrete have done.

With the needed right-of-way in hand, we would encourage the county to place this as a priority paving project from the end of the existing paving to C Street. Secondly, just as the new road from Hubbard to Jackson provides improved access between those two cities, the paving of C Avenue from Dakota City to South Sioux City would be a logical one to place in your 1 and 6 year plan.

Thank you for the opportunity to comment.

Sincerely,

Lance Hedquist
City Administrator

Mr. Upton suggested that rather than adding the project at this time he would like a chance to look at the proposal and the One and Six can be amended any time through the year to include the project.

Chair Todd closed the public hearing at 2:36 p.m.

Commissioner Hartnett moved, seconded by Commissioner Engel to approve the One and Six Year Road Plan as prepared by JEO Consulting Group, INC. of Norfolk, Nebraska.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea. UNANIMOUS MOTION CARRIED.

Steve Davis and Gerry Johnson, presented information concerning having another Jail Bond Issue.

Commissioner Engel moved, seconded by Commissioner Miller to adopt Resolution 03C-004 to hold a Special Election on May 20, 2003 as follows:

RESOLUTION 03C-004

A RESOLUTION OF THE COUNTY OF DAKOTA, IN THE STATE OF NEBRASKA, CALLING FOR SUBMISSION TO THE ELECTORS OF THE COUNTY OF A PROPOSITION FOR THE ISSUANCE OF BONDS OF THE COUNTY TO FINANCE ACQUISITION, CONSTRUCTION, EQUIPPING AND FURNISHING OF COUNTY JAIL FACILITIES, AND THE LEVY OF A TAX TO PAY INTEREST, PREMIUM, IF ANY, AND PRINCIPAL ON THE BONDS AS THE SAME BECOME DUE.

BE IT RESOLVED by the Board of Commissioners of the County of Dakota in the State of Nebraska as follows:

1. The Board of Commissioners of the County of Dakota, in the State of Nebraska ("County") finds and determines that it is advisable to submit to the electors of the County a proposition for the issuing of bonds of the County in the amount of not to exceed Nine Million Dollars (\$9,000,000) to pay the costs of acquisition, construction, equipping and furnishing of County jail facilities, and for the levy of a tax based on actual valuation of all taxable property in the County for the purpose of paying principal, interest, and premium on the bonds as they become due and payable.

2. It is hereby ordered to be placed on the May 20, 2003, special election to be held in the County the following proposition for consideration by all qualified electors of the County:

"Shall the County of Dakota, State of Nebraska issue its negotiable bonds in the principal amount of not to exceed Nine Million Dollars (\$9,000,000) for the purpose of paying costs of acquiring, constructing, equipping and furnishing County jail and facilities and costs of issuance of the bonds (said bonds to be dated and become due on such date or dates that may be determined by the County Board of Commissioners at the time of their issuance and to bear interest of such rate or rates as shall be determined by the County Board); and

Shall the County of Dakota, State of Nebraska levy annually, as long as any of said bonds are outstanding, a tax upon all of the taxable property in said County sufficient in rate and amount to pay the interest, premium, if any, and principal of said bonds as the same become due and payable, which tax shall be in addition to and in excess of the annual levy permitted for County building purposes pursuant to Section 23-120(2) of the Nebraska Revised Statutes."

3. The County Election Commissioner is authorized and directed to make all necessary arrangements for inclusion of the proposition on the 20th day of May, 2003, special election ballot including preparation and publication of notice of such election and of the sample ballot as required by law. This Resolution shall be in full force and effect from and after its passage and publication as required by law.

Dated this 18th day of February, 2003.

Moved by Commissioner Engel and seconded by Commissioner Miller that the above Resolution be adopted. Motion Carried.

Yeas: 5 Nays: 0 Absent: 0

ATTEST:

\s\ Theodore A. Piepho

SEAL

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd recessed their meeting at 3:52 p.m.
Chair Todd reconvened their meeting at 4:06 p.m.

Commissioner Hartnett moved, seconded by Commissioner Engel to approve the minutes of February 3, 2003 as typed and presented to the Board.
ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to approve the Accounts Payable Claims presented by the County Clerk as follows:
GENERAL FUND: Cellular One, phone- 27.36; Jackie Hartnett, mileage- 82.80; NACO, board handbook- 85.00; NE Nebraska Association of County Officials, workshop registrations- 69.00; Perkins, supplies- 125.87; Sioux City Journal, publishing- 11.86; City of S Sioux City, joint meeting- 175.00; S Sioux City Star, publishing- 739.80; Lyle Todd, mileage- 180.00; Nanci Walsh, mileage- 200.30; Cellular One, phone- 27.36; Des Moines Stamp Mfg, stamps- 122.25; Holiday Inn of Omaha, lodging- 81.95; NE Nebraska Association of County Clerks, ROD, & Election Commissioners, dues- 10.00; NE Nebraska Association of County Officials, workshop registration- 23.00; Perkins, supplies- 98.50; Ted Piepho, mileage- 54.00; Redfield & Co, marriage license binder- 92.71; Joan Spencer, mileage/supplies- 22.62; S Sioux City Star, liquor notices- 103.21; Robert Giese, mileage- 68.40; Charlotte Doenhoefer, prior years- 10.00; Ruth Jensen, prior years- 12.00; Nadine Lewon, prior years- 17.00; Mardell Sorensen, prior years- 26.00; Irene Van Lent, prior years- 16.00; Nebraska County Treasurers, dues- 60.00; Grandy Pratt Co, notary bond- 30.00; Iowa Office Supply, supplies-

234.37; S Sioux City Star, semi annual report- 66.44; Des Moines Stamp Mfg, supplies- 80.25; Information Management Service, data service- 27.00; NE Nebraska Association of County Clerks, ROD, & Election Commissioners, dues- 10.00; Microfilm Imaging Systems, scanner lease- 480.00; Commercial Computer Systems, tech support- 70.00; Nebraska P&Z, conference registrations- 280.00; SIMPCO, service contract- 200.41; Clerk of District Court, mileage- 49.60; Des Moines Stamp Mfg, stamp pads- 95.50; Grandy Pratt, notary bond- 30.00; Iowa Office Supply, supplies- 58.50; Perkins, supplies- 53.81; NE Nebraska Association of County Officials, workshop registration- 23.00; Norfolk Printing, binders- 602.75; Secretary of State, notary application- 30.00; Des Moines Stamp, office supplies- 52.45; Virginia Piper, supplies- 27.36; United Bank of Iowa, copier lease- 158.04; Perkins, supplies- 9.92; Record Printing, calendar cards- 164.02; Cellular One, phone- 56.23; Scott Dugan, mileage- 424.80; NCDAA, seminar- 110.00; Omaha World Herald, attorney ad- 550.55; Perkins, supplies- 55.54; Sioux City Journal, attorney ads- 67.60; United Bank of Iowa, copier lease- 90.40; Clerk of District Court, court costs- 1131.00; AJ Phillips Publishing, laminating- 25.00; Bear Graphics, envelopes- 260.00; County Court, court costs- 439.00; Douglas County Clerk of District Court, mental health board hearing- 245.00; Coffee King, jury coffee- 39.92; Jessica Ehlers, witness fees- 23.60; Hungrys North, jury lunches- 122.65; Hy Vee, jury supplies- 24.96; JURY PAYROLL: Leonard Cain- 42.20; Marcia Delperdang- 38.60; Robert Gottsche- 46.52; Sergio Guerrero- 38.60; Linda Hall- 35.72; Michael Horner- 36.80; Linda Jepsen- 45.80; Gary Jones- 37.16; Rochelle Lile- 38.60; Mary Lussier- 44.36; Carol Mastne- 37.52; Douglas Mc Laughlin- 42.92; Terry Muff- 37.16; Anthony Munoz- 35.72; Steven Nelson- 37.88; Larry O'Neill- 45.80; Vernon Schmidt- 36.44; Kee Scott- 38.60; Vivian Seng- 46.52; Sandra Solis- 40.40; Danielle Stowe- 35.36; Judy Towhig- 47.95; Pharyce Eslick, bailiff fees- 155.50; Connie Lee, bill of exceptions- 1922.90; William Binkard, attorney fees- 120.00; Sandra Inkster Ehrich, attorney fees- 210.00; Thomas Fitch, attorney fees- 2780.21; Shelley Horak, attorney fees- 1161.00; Luke Jackson, witness fees- 33.60; Eric Littlegeorge, witness fees- 35.04; Doug Luebe Law Office, attorney fees- 184.20; Stuart Mills, attorney fees- 817.40; Nick Sayasone, witness fees- 23.60; Siouxland Reporting Service, deposition- 85.30; Richard Thramer, attorney fees- 1316.40; Dakota County Sheriff, papers/warrants- 1718.05; A Team Heating & Cooling, repairs- 178.75; Bomgaars, supplies- 504.29; Cellular One, phone- 27.36; Gill Hauling, dumpster service- 110.00; WW Grainger, supplies- 61.10; Hardware Hank, supplies- 63.13; Rick Jensen, mileage- 157.28; Maintenance Engineering, light bulbs- 385.30; Menards, supplies- 251.04; Mid American Energy, utilities- 1277.86; Klem Dean, prior years- 84.00; Qwest, fire alarm phone- 40.97; Sams Club, supplies- 133.31; S Jans Excavation, snow removal- 228.80; Trembly Pest Control, monthly fee- 50.00; XPEDX, supplies- 486.10; Nebraska Public Power, utilities- 1401.05; Dakota County Extension, mileage/copier rental/supplies- 598.98; Cellular One, phone- 112.55; Cenex Fleetcard, fuel- 34.78; Circle R Frame Aligners, vehicle maintenance- 1201.20; City of S Sioux City, phones/copies- 173.72; Crystal Oil, repairs- 13.50; Dakota County Sheriff, reimbursement- 15.00; Dakota Food & Fuel, fuel- 380.37; Harolds, film processing- 68.60; Jims Service, vehicle maintenance- 140.00; K & S Service, vehicle maintenance- 194.97; Lindblade, officer ids- 150.00; NELETC, training- 125.00; Philfleet, fuel- 2393.00; Vera Salas, interpreting- 30.00; Siouxland Federal Credit Union, payment on charges/training/ammo- 1440.96; Siouxland Humane Society, animal control- 235.00; The Swanson Corp, LETC meal- 2.82; Team Ford, vehicle maintenance- 360.09; Walmart, supplies- 41.88; Racom, phone access line- 509.00; Cellular One, phone- 82.19; Cornhusker Motel, lodging- 107.50; Nebraska DMV, transcripts- 36.00; Document Depot & Destruction, shredding- 120.00; Dodge County Court, certified copy- 3.00; Robert Finney, mileage- 270.00; H204U, water service/cooler- 21.00; Iowa Office Supply, copier contract/supplies- 62.50; Connie Lee, transcript- 255.20; Omaha World Herald,

subscription, 129.48; Pathology Medical Service, autopsy- 455.40; St Lukes Home Health, blood draws- 300.00; Siouxland Reporting, deposition- 19.80; Cellular One, phone- 27.47; Bob Barker, inmate supplies- 483.78; BI Inc, house arrest units- 1807.60; Boys & Girls Home, juvenile holding- 1200.00; Braunger Foods, food- 1383.06; Gary Bring DDS, inmate care- 65.00; Sergio Castillo, interpreting- 130.00; Cedar County Sheriff, inmate boarding- 6680.00; Cellular One, phone- 90.97; Dakota Super Value, food- 1055.75; Earthgrains Co, bread products- 642.44; Electronics Unlimited, outside jail camera- 695.90; Fremont Tire, vehicle maintenance- 27.95; Guard Rite Security Service, transport services- 1199.37; Amy Hueser, interpreting- 165.00; Hy Vee, food- 1906.44; Lloyds Pharmacy, inmate meds- 4.49; Mercy Business Health, inmate house calls- 824.00; NE Dept. of Correctional Services, safekeeper- 2546.85; NE Nebraska Juvenile Services, juvenile holding- 10452.50; Osmond Pharmacy, inmate meds- 3.20; Perkins, supplies- 56.46; Pierce County Sheriff, inmate boarding- 2898.00; Redlers Pharmacy, inmate meds- 1504.50; Robinson Textiles, inmate pants- 63.62; Sams Club, supplies/food- 305.62; Siouxland Federal Credit Union, training/fuel charges- 17.76; Thurston County Sheriff, inmate boarding- 4125.00; Walmart, supplies- 3.44; XPEDX, jail supplies- 378.31; Nebraska Dept. of Roads, camera/printer- 151.42; Pam DeVries, mileage- 107.17; Dunes Family Medicine, consulting- 250.00; Pat Glover, mileage- 66.60; Perkins, typewriter- 584.99; Redlers Pharmacy, tb test- 78.50; Alan Boyd, mileage- 239.76; Cellular One, phone- 50.15; CVSOAN, dues- 25.00; NE Nebraska Public Power, crystal lake utilities- 13.50; Aflac/Flex One, service fees- 40.00; Amsterdam Printing- payroll change notices- 81.42; AT & T, phone- 20.45; Dakota County Interagency Team, membership- 25.00; MIPS, monthly support- 486.66; Money Handling Machines, signature plate- 255.39; Northeast Ag Land Advisory Board, land value board fee- 100.00; Pitney Bowes, meter rental- 95.00; Qwest, phone- 1491.60; US Postal Service, meter postage- 2500.00; WCS Telecom, phone- 67.47

ROAD FUND: Ace Industrial Supply, supplies- 114.55; Ahlers, Cooney, Dorweiler, etc. Attorneys, legal fees- 174.17; Aramark, towel service- 214.16; ATCO, supplies- 415.85; Bridgestone/Firestone, tires- 342.00; Cellular One, phone- 55.05; Dakota County Register of Deeds, filing- 10.50; Gill Hauling, dumpster- 40.00; Higman Sand & Gravel, road rock- 3799.04; Hubbard Mini-Mart, fuel- 2523.58; H204U, water service- 25.75; Hydraulic Sales & Service, parts- 4.22; Joes Dept Store, parts/supplies- 194.29; Knoepfler Chevrolet, parts- 8.95; Linweld, oxygen tanks- 259.54; Marx Truck & Trailer, parts- 49.08; Medical Enterprises, drug screening- 59.80; Nebraska Public Power, Homer service- 117.93; Nebraska Salt & Grain, ice control- 735.08; Newman Signs, signs- 153.44; Northeast Coop, chemical/kerosene- 87.70; Northeast Nebraska Telephone- 165.61; Olson Trucking, unpaid hauling from July/Aug- 1282.00; O'Reillys Auto, parts/supplies- 575.59; Piorier Equipment, parts/filters- 179.54; Power Plan/Murphy, parts- 20.57; Rees Mack Sales, parts- 186.67; RC Customs, labor/supplies- 344.29; Road Machinery Supply, parts/filters- 165.90; Siouxland Hydraulic, parts- 40.06; Siouxland NAPA, parts/filters- 123.98; CW Suter, clean heater tubes- 272.70; Town & Country, parts/labor- 61.87; Warren Oil, fuel- 3502.42; SS Willers Inc, road rock- 411.76; Wilmes Hardware Hank , supplies- 16.94; Ziegler Inc, parts- 423.30.

HARD SURFACE ROAD: JEO Consulting, engineering- 1117.50; Wells Fargo, administrative expense- 419.11.

ROAD IMPROVEMENT FUND: JEO Consulting, engineering- 3833.75

VETERANS SERVICE OFFICE: Veterans Service Office, emergency aid- 400.00

COUNTY DRUG LAW ENFORCEMENT: Detector Dog International, drug dog- 3450.00

INHERITANCE TAX: GA Johnson Construction, jail consultant- 1763.26

LEC BOND: Wells Fargo Bank, administrative fees- 419.11

WEED FUND: Arnold Mellick, registration- 10.00; Northeast Coop, chemical- 77.01; Perkins, supplies- 59.98

E911 FUND: City of S Sioux City, e911 surcharger- 30647.44

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd adjourned their meeting at 4:26 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:
\S\ _____
Theodore A. Piepho,
County Clerk

COUNTY BOARD OF COMMISSIONERS
MARCH 03, 2003 PROCEEDINGS
DAKOTA COUNTY COURTHOUSE
COUNTY BOARD MEETING ROOM
DAKOTA CITY NEBRASKA

Chair Todd called their regular scheduled meeting to order at 1:30 p.m.

PRESENT: Commissioners Hartnett, Engel, Todd, Bousquet, Miller and Ted Piepho, Secretary.
ABSENT: All Present.

Scott Dugan, Public Defender, appeared before the board to request permission to offer \$40,000.00 starting salary to an applicant for the position of Deputy Public Defender.

Commissioner Miller moved, seconded by Commissioner Engel to authorize the Public Defender to offer \$40,000 annual starting salary to an applicant that has agreed to serve as Deputy Public Defender for that amount subject to a review by the board before any future pay increases.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Pat Foust, Communications Director, and Brian Litchfield, with SIMPCO, appeared before the board concerning the USDA Loan Application. They asked if the county has been turned down by a commercial lender as that was the major requirement before they could make application and be approved for a USDA Loan. Brian was asked to write a letter requesting a loan from a commercial lender to see if we would qualify for a commercial loan.

Pat Foust, Communications Director, and Pam Devries, County Health Nurse, appeared before the board to update the board on the plan and status of Small Pox inoculations should Small Pox inoculations be implemented.

Bernice Beaulieu, from NE Nebraska Joint Housing Authority, provide the board with information concerning their rent assistance programs and their Homeowner Voucher Assistance Program.

Commissioner Hartnett moved, seconded by Commissioner Miller to transfer Dakota County Abandoned Vehicle Title #03052700005 on a 1982 Lincoln bearing the serial number 1MRBP98F5CY632898 and title #03055700054 on a 2002 Honda Civic bearing

the serial number 1HGES16592L006276 to Axles & Gears dba C & H Truck parts for consideration of the storage and towing charges due against said vehicles.
ROLL CALL VOTE: Engel- Yea, Todd- Yea, Miller- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Bousquet to acknowledge receipt of and approve the Officials Reports filed by the County Clerk, Register of Deeds, Clerk of the District Court and the County Sheriff's interest for the month of February, 2003.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

The board discussed Foundry Road.

Commissioner Bousquet moved, seconded by Commissioner Engel to reopen Foundry Road, which was closed August 10, 1987. The road is described as follows: Commencing at the Northwest corner of SW1/4 of the SE1/4 of Section 22-29-9 East or the 6th P.M. Thence East along the North line of the S« of the SE1/4 of Section 22 a distance of 2100'; Thence Southeasterly to a point on the South R.O.W. line of the previously closed county road extended East and the point of beginning; Thence continuing Southeasterly along the center of a 66 foot county road right-of-way to a point which is 1400' East and 200' South of the Southeast corner of the SW1/4 of the SE1/4 of Section 22, Township 29 North, Range 9 East or the 6th Principal Meridian, Dakota County, Nebraska.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Engel to authorize and direct the Road Foreman to apply a road surface material to Foundry Road. The description of the road is described in the previous motion.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to appoint Jim Crosgrove, Dick McCabe and Marlan Millard to 3 year terms on the Dakota County Planning & Zoning Board, and to appoint Neal Miller, Martin Rohde and Jim Jepsen to two year terms on said board and to appoint Dick McNear, Gene Cantrell and Joe O'Neill to one year terms on the said Board.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bousquet reported on the Storm Water Agreement. He felt there was a need to get approximately 160 acres west and north of Dakota City out of the area because it is strictly ag land and there is no run off into any water supply.

The Board discussed LB724.

Commissioner Miller moved, seconded by Commissioner Bousquet to adopt Resolution 03C-006 as follows:

BOARD OF COUNTY COMMISSIONERS
DAKOTA COUNTY, NEBRASKA
RESOLUTION 03C-006

WHEREAS, Legislative Bill 724 provides for the reform of the State of Nebraska Behavioral Health Care System; and,

WHEREAS, provisions of Legislative Bill 724 include a substantive re-codification of existing statutes relating to the funding and delivery of behavioral health care services in the State of Nebraska; and,

WHEREAS, Nebraska counties are mandated to furnish medical services as may be required for the poor of the county who are not eligible for other medical assistance programs for Board of Mental Health commitments and for those individuals held in emergency protective custody; and,

WHEREAS, Nebraska counties will be affected by a decrease in reliance on the regional centers for inpatient treatment currently provided at such centers; and,

WHEREAS, the Dakota County Board of Commissioners recognizes that the community-based behavioral health services in the State of Nebraska are insufficient to meet the demand for such services; and,

WHEREAS, the Dakota County Board of Commissioners supports the maximization of access to federal Medicaid funding for community-based behavioral health services; and,

WHEREAS, the fundamental restructuring of the statewide administration of the behavioral health system will affect the statutory obligations of Nebraska counties to provide for Board of Mental Health commitments and those individuals placed in emergency protective custody.

NOW, THEREFORE, BE IT RESOLVED BY THIS BOARD OF COUNTY COMMISSIONERS, DAKOTA COUNTY, NEBRASKA, joins the Nebraska Association of County Officials in opposing the enactment of Legislative Bill 724 unless amended to include a provision to examine the impact of Nebraska counties in the re-codification of existing statutes, the impact of reducing psychiatric inpatient beds at the regional centers and on Nebraska counties, and the impact on the restructuring of Regional Behavioral Health Governance and funding of behavioral health services on County governments.

DATED this 3rd day of March, 2003.

ATTEST:

Lyle Todd, County Board Chair

Ted Piepho, County Clerk

ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Miller to approve the minutes of February 18, 2003 as typed in the official record.

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to submit the NPDES Permit Application for Small MS4s and authorize Chairman Todd to sign same.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller was appointed to organize a committee that would comply with HIPPA.

Commissioner Bousquet moved, seconded by Commissioner Hartnett to approve the payroll claims submitted by the County Clerk as follows:

COUNTY GENERAL FUND: Gross salaries- \$72,055.66, General Fund Employees Net Pay- \$47,810.91, Employer deductions paid: Retirement- 4,351.49, Unicare- 11,964.48, Unicare Dental- 760.34, Unicare Life- 287.34, Social Security Tax- 4,273.80, Medicare- 999.51.

Richard Bousquet- 472.00, William Engel- 472.00, Jackie Hartnett- 472.00, Pamela Miller- 472.00, Lyle Todd- 495.08, Nanci Walsh- 1051.68, Marisol Curiel- 539.18, Bobbi Jo Harsma- 756.72, Theodore Piepho- 1380.20, Cynthia Purucker- 420.40, Joan Spencer- 1010.97, Darlene Davis- 762.40, Robert Giese- 1380.20, Ruth Gillaspie- 1010.97, Jolene Heinemann- 805.80, Kimberly Kuehl- 370.00, Phyllis Ridge- 836.00, Mark J. Dorcey- 529.50, Margaret Rahn- 1010.97, Cynthia Purucker- 420.40, Margaret Kunzie- 7.85, Arnold Mellick- 237.71, Lynette Beermann- 1380.20, Carol Dunham- 760.00, Tracy Smock- 897.13, Scott M Dugan- 1726.28, Mary Gamble- 888.00, Michelle Criss- 576.00, Andrew Jensen- 84.00, Richard Jensen- 1181.21, Patricia Stingley- 828.00, Sandy Beers- 940.00, Jeremy Bermel- 1933.87, Anthony Bos- 963.20, Brad Claypool- 1443.93, Brian Ellinger- 1513.76, Thomas Hardy- 102.00, Melvin Harrison III- 1544.36, Rodney Herron- 1580.62, Jared Junge- 1352.90, Michael Kreegar- 1230.60, Gary Powell- 96.00, Eric Reed- 882.00, Gayle Richards- 651.88, James Roberts- 1451.43, William Thompson- 1503.32, James Wagner- 1,726.28, Randall Walsh- 1685.10, Laurie Barclay- 918.40, Rita Chase- 872.00, Debra Fergen- 1653.85, Robert Finney- 2233.04, Amber Hegarty- 1403.85, Aimee Kennedy- 598.50, Timothy Maher- 1480.77, Nicole Sims- 1049.65, Rebecca Broer- 1333.88, Richard Criss- 998.24, Leonard Cunningham- 1067.20, Michael Gregerson Jr.- 1491.26, Alma Gunderson- 1117.70, Todd Hammer- 974.40, Paula Harrigfeld- 612.85, Cathy Harsma- 830.29, Lisa Hathaway- 287.04, Brandi McManigal- 123.25, Joseph Purucker- 998.24, Kevin Rohde- 1072.45, Linda Schovanec- 1072.23, Margaret Stingley- 841.82, Judy Vandenberg- 112.00, Margaret Kunzie- 848.00, Duane Upton- 50.00, Margaret Kunzie- 80.00, Arnold Mellick- 140.00, Pamela DeVries- 1,339.00, Gloria Ann Dwyer- 816.00, Patricia Glover- 926.19, Alan Boyd- 877.46, MariCo Cleaning- 1,678.00, ServiceMaster- 3,750.00, Principal Mutual- 832.20.

GENERAL FUND: Employee withholding paid to: Federal- 6,830.96, State- 2,251.10, Social Security Tax- 4,273.80, Medicare- 999.51, Retirement- 2,948.39, Unicare- 2,162.89, Unicare Dental- 345.04, Colonial Health- 35.20, Credit Union- 1,558.31, Colonial Life- 3.00, Deferred Comp- 745.22, Garnishments- 1,417.42, Aflac Health- 401.44, Aflac Life/Dsbl- 93.55, Aflac Flex Plan- 179.00.

COUNTY ROAD PAYROLL: Gross salaries- \$14,195.69, Road Employees Net Pay- \$9,775.93, Employer deductions paid: Retirement- 958.19, Unicare Health- 2,356.64, Unicare Dental- 149.76, Unicare Life- 54.54, Social Security Tax- 830.27, Medicare- 194.17, Principal Mutual- 149.17.

Joel Broekemeier- 1054.40, Randall Crombie- 1276.75, Ronald Harder- 1050.40, Walter Heinemann- 1237.05, Richard Hoelsing- 1050.40, Robert Jacobsen- 1058.40, Fred Kellogg- 1046.40, Kimon Litras- 1050.40, Richard McNear- 1058.40, Arnold Mellick- 1161.89, Marlan Millard- 1058.40, Leon Pies- 1046.40, James Swanson- 1046.40.

ROAD FUND: Employee withholding paid to: Federal- 1153.25, State- 378.31, Social Security- 830.27, Medicare- 194.17, Retirement- 638.83, Unicare- 639.48, Unicare Dental- 39.62, Reassure America Life- 9.76, Colonial Health- 33.01, Union Dues- 200.00, Credit Union- 32.00, Deferred Comp.- 81.68, Aflac Health- 125.30, Aflac Life/Dsbl- 64.08.

COPS FAST GRANT: Gross salaries- 1,161.86, Cops Fast Employee Net Pay- 873.89, Employer deductions paid: Unicare- 181.28, Unicare Dental- 11.52, Unicare Life- 4.42, Social Security- 72.04, Medicare- 16.85, Brent Gilster- 1161.86.

COPS FAST GRANT: Employee withholding paid to: Federal- 148.14, State- 50.94, Social Security- 72.04, Medicare- 16.85.

Chair Todd adjourned their meeting at 3:50 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:
\S\ _____
Theodore A. Piepho,
County Clerk

COUNTY BOARD OF COMMISSIONERS
MARCH 17, 2003 PROCEEDINGS
DAKOTA COUNTY COURTHOUSE
COUNTY BOARD MEETING ROOM
DAKOTA CITY NEBRASKA

Chair Todd called their regular scheduled meeting to order at 10:00 a.m.

PRESENT: Commissioners Hartnett, Miller, Engel, Todd, Bousquet, and Ted Piepho, Secretary.

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

Chair Todd recessed their meeting at 11:42 for lunch.
Chair Todd reconvened their meeting at 1:30 p.m. with all members present.

Commissioner Engel moved, seconded by Commissioner Miller to approve the minutes of March 3, 2003 as written.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Dave Boschult, with the Department of Agriculture, presented the board with the Weed Review for Dakota County.

Chair Todd opened the public hearing to consider a zoning request by Phil Kramper to rezone a small parcel of property at 1:45 p.m.
There was no one to present testimony either in favor of or in opposition to the zoning request.

Zoning Administrator, Mellick, informed the board that the Planning and Zoning Board recommended approval of the request.

Chair Todd closed the public hearing at 1:49 p.m.

Commissioner Hartnett moved, seconded by Commissioner Engel to approve the zoning request of Phil Kramper to change the zoning of property located in the SE Quarter (1/4) of the NE Quarter (1/4) further described as follows:
Referring to the Northwest corner of said Quarter Quarter Section; thence southerly a distance of 546.12 feet along the west line of said Quarter' Quarter Section to the point of beginning; thence southerly deflecting 000 degrees, 00 minutes, 00 seconds, a distance of 194.42 feet along said line; thence easterly deflecting 093 degrees, 04 minutes, 11 seconds left, a distance of 231.71 feet;

Commissioner Hartnett moved, seconded by Commissioner Engel to adopt Resolution 03C-008 requesting Federal aid on project C-22(187), Bridge Number 02405 as follows:

DAKOTA COUNTY BOARD OF COMMISSIONERS
RESOLUTION 03C-008

Whereas: Certain roads and streets in said county have been designated as being eligible for federal funds by the Federal Highway Administration in compliance with federal laws pertaining thereto, and,

Whereas: said county desires to improve a certain portion of the county road system in said county, more fully described hereinafter, now therefore,

Be It Resolved: That the Department of Roads is hereby requested to act for said county and to program for construction that portion of county road described as; approximately 600' West and 600' East of the North Quarter corner of Sec. 36. Township 28 North, Range 6 East of the 6th P.M., Dakota County, Nebraska and which construction includes; Grading, Culverts, and the estimated cost of the 120 foot Bridge is \$335,000.

Type of Surfacing is to be Gravel and the Surveys and Plans will be made by JEO Consulting Group, Inc, Norfolk, NE.

Be it Further Resolved: That the chairman of the county board is authorized to sign this resolution on behalf of said board and that the county board hereby approves the above contemplated construction prior to first submitting of said project to the Federal Highway Administration.

Be It Further Resolved: That sufficient funds of said county are now or will be, available and are hereby pledged to the Department of Roads in the amount and at the required time for the purpose of matching federal funds available for the contemplated construction.

Adopted this 17th day of March, 2003, at Dakota City, Nebraska.

ATTEST: The Board of County Commissioners
of Dakota County

/s/ Theodore A. Piepho /s/ Lyle Todd
County Clerk Chairman

Board

Member Hartnett moved the adoption of said resolution

Roll Call: 5 yea 0 nay

Resolution adopted, signed, and billed as adopted

Location: Between Sec. 1 and 2, T.8N., R.1W.

Length and Type: 1 - 70 foot span pony truss and 2- 20 foot I-beam approach spans.

Clear Roadway: 18.34 feet

Condition of Bridge: Timber floor and backwalls - poor

Proposed Treatment: New Bridge

Estimated Length of New Bridge: 150 feet

Bridge No.1

Structure No.: 0002202405

Location: between Sec. 25 & 36, T28N. R6E

Length and Type: 59' 3 span - steel stringer

Clear Roadway: 15.6'

Condition of Bridge: poor, sufficiency rating 26.9, posting rating 7 tons

Proposed Treatment: New Bridge

Estimated Length of New Bridge: 120' Width of New Bridge; 28'

ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller moved, seconded by Commissioner Bousquet to adopt Resolution 03C-008 requesting Federal aid on project C-22(187), Bridge Number 02405 as follows:

DAKOTA COUNTY BOARD OF COMMISSIONERS
RESOLUTION 03C-009

Whereas: Certain roads and streets in said county have been designated as being eligible for federal funds by the Federal Highway Administration in compliance with federal laws pertaining thereto and,

Whereas: Said county desires to improve a certain portion of the county road system in said county, more fully described hereinafter, now therefore,

Be It Resolved: That the Department of Roads is hereby requested to act for said county and to program for construction that portion of county road described as: In Section 13, Township 28 North, Range 8 East of the 6th P.M., Dakota County, Nebraska.

Begin at the Southeast right-of-way line of N-35 then South 1200' more or less and which construction includes: Grading, Culverts, Bridges.

The estimated cost of such improvement for the new 120' bridge is \$367,000.

The type of surfacing will be gravel and the surveys and plans will be made by JEO Consulting Group, Inc. Norfolk, NE.

Be it Further Resolved: That the chairman of the county board is authorized to sign this resolution on behalf of said board and that the county board hereby approves the above contemplated construction prior to first submitting of said project to the Federal Highway Administration.

Be It Further Resolved: That sufficient funds of said county are now, or will be, available and are hereby pledged to the Department of Roads in the amount and at the required time for the purpose of matching federal funds available for the contemplated construction.

Adopted this 17th day of March, 2003, at Dakota City, Nebraska.

ATTEST: The Board of County Commissioners
of Dakota County

/s/ Theodore A. Piepho /s/ Lyle Todd
County Clerk Chairman

Board

Member Miller moved the adoption of said resolution

Roll Call: 5 yea 0 nay

Resolution adopted, signed, and billed as adopted

Location: Between Sec. 1 and 2, T.8N., R.1W.

Length and Type: 1 - 70 foot span pony truss and 2- 20 foot I-beam approach spans.

Clear Roadway: 18.34 feet

Condition of Bridge: Timber floor and backwalls - poor

Proposed Treatment: New Bridge

Estimated Length of New Bridge: 150 feet

Bridge No.1

Structure No.: Cc002221715P

Location: between Sec. 13, T28N, R6E

Length and Type: 88' 1 span through truss 2 spans steel stringer

Clear Roadway: 16'

Condition of Bridge: poor, sufficiency rating 42.7, posting rating 15 tons

Proposed Treatment: New Bridge

Estimated Length of New Bridge: 120' Width of New Bridge; 28'

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

The board discussed South Sioux City's request to construct a road extending from the end of paving on 48th Street to C Avenue and to pave same. It was mentioned that South Sioux City informally asked one of the board members to pave C Avenue. The short discussion was that the board may be interested in

opening a road, but to pave it would require the city to annex the area with a guarantee that they would not create a tiff district and the board was not sure they would pave said road if the city were to agree to the two above stipulations.

A delegation of land owners along North Shore Drive appeared before the board concerned that nothing had been done to the road, when the paper said last year that the county was going to do something.

The County told them that they would proceed in two stages. One is to build the road up and the other was to drain the water through private property over the high bank. Mr. Mellick thought it would take about 5 separate tiles to drain the area properly, but has not been able to get permission to do that from the land owners.

Mr. Mellick told the group that he would get the road built up this year and didn't know if the county could get the drainage in this year, but would next year for sure.

Nanci Walsh opened the Gravel Bids from 1) Pilger Sand and Gravel, which bid Schedule IV at \$4.10 FOB Pit and \$9.71 delivered, 2) Higman Sand and Gravel, who bid \$5.00, \$5.50, \$8.00 and \$4.20 for Schedule 1 through 4 respectively FOB PIT and bid \$9.85, \$10.30, \$12.80 and \$9.80 for Schedule 1 through 4 respectively delivered. 3) Erlandson Sand and Gravel, who bid Schedule I at \$4.25 FOB Pit. The Chair referred the bids to the Road Committee for evaluation.

Pat Foust, LEC Director, appeared before the board and requested to purchase backup dispatch equipment, which would be located in the Ag Extension Office should something happen to dispatch at the LEC. His request came before the board because of the policy requirement that the LEC has to get the County Board's and the South Sioux Council's permission on any expenditure over \$5,000. He estimated the cost to be around \$14,238.

Commissioner Hartnett moved, seconded by Commissioner Engel to authorize Mr. Foust to purchase a backup communications system and to locate it where the present emergency system is, which is in the Ag Extension Office.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bousquet moved, seconded by Commissioner Miller to appoint Brenda Sue Brown Flores as the Liquor License Manager for Heritage Express Co. located at 1501 Stable Drive, So. Sioux City, Nebraska.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller explained the Siouxland Area Small Business Association and suggested that the county donate \$500.00 for Bronze Sponsorship.

Commissioner Miller moved, seconded by Commissioner Engel to donate \$500.00 for Bronze Sponsorship to the Siouxland Area Small Business Association.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- No, Todd- NO, MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Miller to acknowledge receipt of and approve the Officials Reports submitted by the County Clerk, Register of Deeds and the Clerk of the District Court for the time period February 1 through and including February 28, 2003.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Bousquet to approve the claims submitted by the County Clerk for payment as follows:

COUNTY GENERAL FUND: Gross salaries- \$71,517.00, General Fund Employees Net Pay- \$47,807.95, Employer deductions paid: Retirement- 4,229.24, Unicare- 11,964.48, Unicare Dental- 760.98, Unicare Life- 288.00, Social Security Tax- 4,240.40, Medicare- 991.68.

Richard Bousquet- 472.00, William Engel- 472.00, Jackie Hartnett- 472.00, Pamela Miller- 472.00, Lyle Todd- 495.08, Nanci Walsh- 1051.68, Marisol Curiel- 522.29, Bobbi Jo Harsma- 743.58, Theodore Piepho- 1380.20, Cynthia Purucker- 420.40, Joan Spencer- 1010.97, Darlene Davis- 762.40, Robert Giese- 1380.20, Ruth Gillaspie- 1010.97, Jolene Heinemann- 795.60, Kimberly Kuehl- 411.63, Phyllis Ridge- 836.00, Mark J. Dorcey- 529.50, Margaret Rahn- 1010.97, Cynthia Purucker- 420.41, Margaret Kunzie- 7.85, Arnold Mellick- 237.71, Lynette Beermann- 1380.20, Carol Dunham- 760.00, Tracy Smock- 897.13, Scott M Dugan- 1726.28, Mary Gamble- 888.00, Thomas Jackson- 769.23, Michelle Criss- 540.00, Richard Jensen- 1181.21, Patricia Stingley- 828.00, Sandy Beers- 940.00, Jeremy Bermel- 1300.00, Anthony Bos- 963.20, Brad Claypool- 1031.83, Brian Ellinger- 1655.24, Thomas Hardy- 1347.00, Melvin Harrison III- 1249.98, Rodney Herron- 1470.34, Jared Junge- 1548.50, Michael Kreegar- 1085.01, Eric Reed- 192.00, Gayle Richards- 700.00, James Roberts- 2065.11, William Thompson- 1591.53, James Wagner- 1,726.28, Randall Walsh- 1467.80, Laurie Barclay- 918.40, Rita Chase- 872.00, Debra Fergen- 1653.85, Robert Finney- 2233.04, Amber Hegarty- 1403.85, Aimee Kennedy- 684.00, Timothy Maher- 1480.77, Nicole Sims- 1049.65, Rebecca Broer- 1352.39, Richard Criss- 889.70, Leonard Cunningham- 942.50, Michael Gregerson Jr.- 1057.00, Alma Gunderson- 1012.70, Todd Hammer- 1019.11, Paula Harrigfeld- 551.60, Cathy Harsma- 843.06, Lisa Hathaway- 246.00, Brandi McManigal- 102.00, Joseph Purucker- 911.40, Kevin Rohde- 977.63, Linda Schovanec- 1154.77, Margaret Stingley- 647.50, Judy Vandenberg- 188.00, Margaret Kunzie- 848.00, Duane Upton- 50.00, Margaret Kunzie- 80.00, Arnold Mellick- 140.00, Pamela DeVries- 1,339.00, Gloria Ann Dwyer- 816.00, Patricia Glover- 956.31, Alan Boyd- 877.46, Unicare, Cobra payment- 748.17.

GENERAL FUND: Employee withholding paid to: Federal- 6,567.89, State- 2,182.68, Social Security Tax- 4,240.40, Medicare- 999.68, Retirement- 2,864.32, Unicare- 2,162.89, Unicare Dental- 345.05, Colonial Health- 35.20, Credit Union- 1,558.31, Colonial Life- 3.00, Deferred Comp- 816.22, Garnishments- 1,267.42, Aflac Health- 401.44, Aflac Life/Dsbl- 93.55, Aflac Flex Plan- 179.00.

COUNTY ROAD PAYROLL: Gross salaries- \$13,798.69, Road Employees Net Pay- \$9,504.17, Employer deductions paid: Retirement- 931.39, Unicare Health- 2,356.64, Unicare Dental- 149.89, Unicare Life- 54.67, Social Security Tax- 805.65, Medicare- 188.42.

Joel Broekemeier- 1054.40, Randall Crombie- 1058.40, Ronald Harder- 1050.40, Walter Heinemann- 1058.40, Richard Hoelsing- 1050.40, Robert Jacobsen- 1058.40, Fred Kellogg- 1046.40, Kimon Litras- 1050.40, Richard McNear- 1058.40, Arnold Mellick- 1161.89, Marlan Millard- 1058.40, Leon Pies- 1046.40, James Swanson- 1046.40.

ROAD FUND: Employee withholding paid to: Federal- 1096.38, State- 358.14, Social Security- 805.65, Medicare- 188.42, Retirement- 620.97, Unicare- 639.51, Unicare Dental- 39.62, Reassure America Life- 9.76, Colonial Health- 33.01, Union Dues- 200.00, Credit Union- 32.00, Deferred Comp.- 81.68, Aflac Health- 125.30, Aflac Life/Dsbl- 64.08.

COPS FAST GRANT: Gross salaries- 1,288.28, Cops Fast Employee Net Pay- 947.69, Employer deductions paid: Unicare- 181.28, Unicare Dental- 11.53, Unicare Life- 4.43, Social Security- 79.87, Medicare- 18.68, Brent Gilster- 1288.28.

COPS FAST GRANT: Employee withholding paid to: Federal- 182.28, State- 59.76, Social Security- 79.87, Medicare- 18.68.

GENERAL FUND: Cellular One, phone- 31.39; Jackie Hartnett, mileage- 109.80; Holiday Inn of Kearney, lodging- 767.62; NACO, handbook- 85.00; Perkins, supplies- 18.60; S Sioux City Star, publishing- 402.15; Nanci Walsh, mileage- 192.24; Rick Bousquet, mileage- 54.00; Cellular One, phone- 27.36; NE Association of County Clerks, ROD, & Elec. Commissioners, dues- 45.00; OSDI, lektriever maintenance contract- 895.00; Perkins, supplies- 280.02; Robert Giese, mileage/notary- 159.60; Charlotte Doenhoefer, prior years- 10.00; Ruth Jensen, prior years- 12.00; Nadine Lewon, prior years- 17.00; Mardell Sorensen, prior years- 26.00; Irene Van Lent, prior years- 16.00; SOS Computer, office equipment- 516.00; S Sioux City Star, publishing- 2250.02; Office Systems Company, maintenance contract- 89.95; NE Association of County Clerks, ROD, & Elec. Commissioners, dues- 45.00; Theer & Associates, consulting fee on sound system- 384.00; SIMPCO, service contract- 404.24; S Sioux City Star, meeting notice- 3.00; Clerk of District Court, mileage- 49.60; Iowa Office Supply, supplies- 82.88; Perkins, supplies- 22.81; Office Systems Company, service typewriter- 68.00; Century Business Products, fax tray/maintenance contract- 341.37; Midwest Office Automations, maintenance contract- 177.70; United Bank of Iowa, copier lease- 158.04; Lawsoft Inc, child support calculator- 79.50; Cellular One, phone- 28.49; Creighton Law School, workshop- 115.00; Scott Dugan, mileage- 208.80; Frank Gonzalez, interpreting- 320.00; Midwest Office, service contract- 48.59; NACDL, dues- 125.00; Omaha World Herald, attorney ads- 770.77; Perkins, supplies- 209.98; United Bank of Iowa, copier lease- 90.40; Dakota County Sheriff, sheriff fees/papers & warrants- 1003.41; Coffee King jury coffee- 80.84; Dakota County Court, court costs- 456.00; Hungry's North, jury meals- 52.66; Frank Gonzalez, interpreting- 80.00; Hurley Law Office, attorney fees- 1530.00; William Binkard, attorney fees- 358.21; Michael Schmidt, attorney fees- 210.00; Randy Hisey, attorney fees- 6318.00; Lori Ubbinga, attorney fees- 657.00; John Loos Jr., attorney fees- 360.00; Sandra Inkster Ehrich, attorney fees- 1215.00; Shelley Horak, attorney fees- 180.00; Barbara Kueny, attorney fees- 366.00; Doug Luebe Law Office, attorney fees- 103.40; Stuart Mills, attorney fees- 455.00; Robert Rehan, attorney fees- 5109.65; Patrick Tott, attorney fees- 429.00; Barone Security, sprinkler inspection- 175.00; Cellular One, phone- 28.32; Days Inn, lodging- 230.96; Gill Hauling, dumpster- 110.00; H204U, softner repair- 75.00; W W Grainger, supplies- 116.38; Hardware Hank, supplies- 121.02; Rick Jensen, mileage- 234.35; Menards, supplies- 282.98; Mid American Energy, utilities- 1302.43; Nebraska Dept of Labor, boiler inspection- 120.00; Nebraska Public Power, electric- 1397.47; O'Keefe Elevator, maintenance- 95.00; Qwest, fire alarm phone- 40.86; O'Dell Electric, jail repairs- 163.23; Sam's Club, supplies- 70.17; Share, supplies- 201.05; S Jans Excavation, snow removal- 165.00; Trembly, pest control- 50.00; Dakota County Extension, mileage/supplies/copier lease- 958.64; Sergio Castillo, interpreting- 110.00; Cellular One, phone- 110.40; Cenex Fleetcard, fuel- 60.59; Circle R Frame Aligners, maintenance- 705.57; Crystal Oil, repairs- 79.18; Dakota County Sheriff, reimbursement- 16.00; Dakota Food & Fuel, fuel- 329.43; Five Star Awards, certificate holder- 24.00; Fremont Tire, vehicle maintenance- 43.90; Amy Hueser, interpreting- 30.00; Jack's Uniforms, vest/equipment- 351.50; K & S Auto Service, vehicle maintenance- 142.03; Lioness Enterprises, lodging/k-9 training- 700.00; Perkins, supplies- 119.99; Philfleet, fuel- 2578.71; Racom, phone access line/service & maintenance- 1723.40; Vera Salas, interpreting- 30.00; Siouxland Federal Credit Union, payment on charges- 303.38; Siouxland Humane Society, animal control- 31.00; The Swanson Corp, meals- 86.49; Team Ford, vehicle maintenance- 2100.37; Sandra Townsend, interpreting- 230.00; Walmart, supplies- 15.56; Aspen Publishers, law books- 749.95; Cedar County Court, certified copy- 3.00; Cellular One, phone- 88.09; Dakota County Bar Association, dues- 100.00; Nebraska DMV, transcripts- 3.00; Des Moines Stamp Mfg., notary stamp- 25.75; Document Depot & Destruction, shredding- 80.00; Robert Finney, cell phone repair- 37.43; Hall County Court, certified copy- 1.75; H204U, cooler rental-

31.50; Iowa Office Supply, maintenance contract- 55.00; Staples, supplies- 92.80; City of S Sioux City, lec expenses feb/mar- 43027.26; Cellular One, phone- 27.36; Nicole Sims, mileage- 15.12; The Apothecary Shop, inmate meds- 18.30; BI Inc, house arrest monitors- 1150.85; Boys & Girls Home, juvenile holding- 1500.00; Braunger's Food, food products- 1299.10; Cellular One, phones- 54.72; Coffee King, jail coffee- 50.20; Dakota Super Value, food- 704.38; Earthgrains, bread products- 828.63; Guard Rite Security, transport services- 1413.45; Hy Vee, food- 1902.73; Juvenile Detention Center, juvenile holding- 800.00; Louderback Drug, inmate meds- 68.90; Mercy Medical Clinics, inmate care- 286.00; NE Dept of Correctional Services, safekeeper/medical- 1283.33; NE Nebraska Juvenile Correction, juvenile holding- 14005.00; Pierce County Sheriff, prisoner boarding- 7636.00; Pierce Dental Office, inmate dental- 237.00; Redler's Pharmacy, inmate meds- 933.60; Sam's Club, supplies/food- 387.41; Siouxland Federal Credit Union, payment on charges- 13.10; Walmart, supplies- 104.52; XPEDX, supplies- 486.26; Cedar County Sheriff, prisoner boarding- 6000.00; Pam DeVries, mileage- 150.84; Dunes Family Medicine, consulting physician- 250.00; Pat Glover, mileage- 200.16; Perkins, supplies- 88.94; Alan Boyd, mileage- 648.72; Army Times, subscription- 52.00; Cellular One, phone- 50.15; Navy Times, subscription- 52.00; Northeast Nebraska Public Power, crystal lake utilities- 13.50; Aflac/Flex One, service fee- 40.00; AT & T, phone- 21.52; Business Telecom Systems, phone work- 1216.90; Lazette Gifford, website upkeep- 40.00; MIPS, monthly support- 272.16; Money Handling Machines, check writer maintenance- 67.00; Perkins, supplies- 30.39; Qwest, phone- 1458.40; US Postal Service, meter postage- 2500.00; WCS Telecom, phone- 83.14; Express Jet Airlines, tax refund order- 7657.88

ROAD FUND: Ace Industrial Supply, supplies/tools- 115.56; Aramark, service- 214.16; Axles & Gears Inc, parts- 131.00; Bomgaars, supplies/tools- 105.33; Bridgestone/Firestone, tires- 132.60; Cellular One, phone- 55.15; Gill Hauling, dumpster service- 45.00; Higman Sand & Gravel, road rock- 1697.88; Hubbard Mini Mart, fuel- 3246.10; H204U, water service- 10.00; Hydraulic Sales & Service, parts- 2025.32; Joe's Dept. Store, parts/supplies- 124.52; Kimball Midwest, supplies- 142.56; Knoepfler Chevrolet, parts- 18.54; Linweld, oxygen tanks- 96.99; Lux Bros., haul rock- 128.20; Nebraska Public Power Dist., homer service- 98.80; Nebraska Salt & Grain, ice control- 760.24; Newman Signs, signs- 582.19; Northeast Coop, kerosene- 11.55; Northeast Nebraska Telephone, phone service- 167.58; O'Reilly's Auto, parts/supplies- 163.61; Parsons Equipment, safety equipment- 212.60; Power Plan, parts- 19.33; Presco Sales & Service, blades- 1896.00; Rees Mack Sales, parts- 108.60; Road Machinery Supply, oil- 93.33; Sioux City Bolt, supplies- 32.20; Sioux City Iron, supplies- 15.62; Sioux City Wintronics, switch- 4.50; Siouxland Hydraulic, parts/labor- 43.36; Siouxland NAPA, tools/supplies/oil- 921.47; S Sioux City Star, gravel notice- 14.36; Stephan Welding, labor- 18.50; Team Ford, parts- 4.05; Torco Remfg, parts- 125.00; Town & Country, parts/labor- 281.88; Warren Oil, fuel- 4770.75; Willers Inc, road rock- 3687.20; Wilmes Hardware Hank, parts/supplies- 22.97; Ziegler Inc, parts- 832.78

HARD SURFACE ROAD: JEO Consulting, engineering- 313.00

ROAD IMPROVEMENT FUND: Jim Hartnett, land purchase- 979.00

POOR RELIEF: Becker Hunt Funeral Home, burial expense- 450.00; Nebraska Dept of Social Services, administrative fees- 28.50

INSTITUTIONS: Beatrice State Development Center, quarterly payment- 2160.00; Norfolk Regional Center, quarterly payment- 285.00

VETERANS AID: Veteran's Service Office, emergency aid- 200.00

S.T.O.P. FUND: Cape Truck Toppers, topper for NSP pickup- 250.00

COMMUNITY JUSTICE GRANT-PRETRIAL- American Bio Medical Corp., drug testing supplies- 215.13; BI Inc, electronic monitoring- 44.55

WEED FUND: New World Inn, lodging- 59.00; Central Community College, workshop registration- 75.00

Chair Todd adjourned their meeting at 3:28 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:
\S\ _____
Theodore A. Piepho,
County Clerk

COUNTY BOARD OF COMMISSIONERS
MARCH 24, 2003 PROCEEDINGS
DAKOTA COUNTY COURTHOUSE
COUNTY BOARD MEETING ROOM
DAKOTA CITY NEBRASKA

Chair Todd called their Special Meeting to order at 1:30 p.m. The Official Notice of Meeting was posted in the Dakota County Courthouse, Dakota City Post Office and Dakota City Hall at least five days prior to the meeting. Notice of Meeting was posted in all other post offices in Dakota County at least 4 days prior to the meeting.

PRESENT: Commissioners Hartnett, Miller, Engel, Todd, Bousquet, and Ted Piepho, Secretary.

The County Clerk informed the board that Resolution 03C-004, which was the resolution to hold a special election for the Jail Bond Election did not resolve to put any levy for said issue outside the fifty cent lid for the county. He said this language was included in the ballot language in the 2002 General Election.

County Clerk, Ted Piepho, said that when the board originally passed the resolution, that they had discussed it and intended that the resolution not include that language. After sending a sample ballot to the financial agent for their review he said that they called him to confirm that of the language omission, which indicated to him that the board had not discussed that part of the issue and therefore he called this special meeting so the board had a chance to discuss it.

Commissioner Miller moved, seconded by Commissioner Hartnett to rescind Resolution 03C-004 to adopt RESOLUTION 03C-010 CALLING FOR SUBMISSION TO THE ELECTORS OF THE COUNTY OF A PROPOSITION FOR THE ISSUANCE OF BONDS OF THE COUNTY TO FINANCE ACQUISITION, CONSTRUCTION, EQUIPPING AND FURNISHING OF COUNTY JAIL FACILITIES, AND THE LEVY OF A TAX TO PAY INTEREST, PREMIUM, IF ANY, AND PRINCIPAL ON THE BONDS AS THE SAME BECOME DUE as follows:

RESOLUTION 03C-010

A RESOLUTION OF THE COUNTY OF DAKOTA, IN THE STATE OF NEBRASKA, CALLING FOR SUBMISSION TO THE ELECTORS OF THE COUNTY OF A PROPOSITION FOR THE ISSUANCE OF BONDS OF THE COUNTY TO FINANCE ACQUISITION, CONSTRUCTION, EQUIPPING AND FURNISHING OF COUNTY JAIL FACILITIES, AND THE LEVY OF A TAX TO PAY INTEREST, PREMIUM, IF ANY, AND PRINCIPAL ON THE BONDS AS THE SAME BECOME DUE.

BE IT RESOLVED by the Board of Commissioners of the County of Dakota in the State of Nebraska as follows:

1. The Board of Commissioners of the County of Dakota, in the State of Nebraska ("County") finds and determines that it is advisable to submit to the electors of the County a proposition for the issuing of bonds of the County in the amount of not to exceed Nine Million Dollars (\$9,000,000) to pay the costs of acquisition, construction, equipping and furnishing of County jail facilities, and for the levy of a tax based on actual valuation of all taxable property in the County for the purpose of paying principal, interest, and premium on the bonds as they become due and payable.

2. A special election is hereby called on May 20, 2003 in the County for submission of the following proposition for consideration by all qualified electors of the county.

"Shall the County of Dakota, State of Nebraska issue its negotiable bonds in the principal amount of not to exceed Nine Million Dollars (\$9,000,000) for the purpose of paying costs of acquiring, constructing, equipping and furnishing County jail facilities and costs of issuance of the bonds (said bonds to be dated and become due on such date or dates that may be determined by the County Board of Commissioners at the time of their issuance and to bear interest of such rate or rates as shall be determined by the County Board); and

Shall the County of Dakota, State of Nebraska levy annually, as long as any of said bonds are outstanding, a tax upon all of the taxable property in said County sufficient in rate and amount to pay the interest, premium, if any, and principal of said bonds as the same become due and payable, which tax shall be in addition to and in excess of the annual levy permitted for County building purposes pursuant to Section 23-120(2) of the Nebraska Revised Statutes, and which tax shall be in addition to and in excess of the maximum annual levy limitation of fifty cents per \$100 assessed valuation as set forth in Article VIII, Section 5 of the Nebraska Constitution and all corresponding provisions in the Nebraska Revised Statutes."

3. The County Election Commissioner is authorized and directed to make all necessary arrangements for a special election May 20, 2003, including preparation and publication of notice of such election and of the sample ballot as required by law.

This Resolution shall be in full force and effect from and after its passage and publication as required by law.

Dated this 24th day of March, 2003.

Moved by Commissioner Miller and seconded by Commissioner Hartnett that the above Resolution be adopted. Motion Carried.

Yeas: 4

Nays: 1

Absent: 0

\s\ Pamela Miller- Yea

\s\ William F. Engel- Nay

\s\ Rick Bousquet- Yea

\s\ Jacqueline Hartnett- Yea

\s\ Lyle Todd- Yea

ATTEST:

\s\ Theodore A. Piepho

County Clerk

SEAL

ROLL CALL VOTE: Miller- Yea, Engel- Nay, Bousquet- Yea, Hartnett- Yea, Todd- Yea, MOTION CARRIED.

Chair adjourned their Special Meeting at 1:44 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:
\S\ _____
Theodore A. Piepho,
County Clerk

COUNTY BOARD OF COMMISSIONERS
MARCH 31, 2003 PROCEEDINGS
DAKOTA COUNTY COURTHOUSE
COUNTY BOARD MEETING ROOM
DAKOTA CITY NEBRASKA

Chair Todd called their Special Meeting to order at 1:30 p.m.

PRESENT: Commissioners Hartnett, Todd, Bousquet, and Ted Piepho, Secretary.
ABSENT: Commissioners Miller and Engel,

The County Clerk informed the board that Aaron Sila was out of the house the county purchased 115 North 17th Street in Dakota City. He said that the Water and Sewer lines need to be capped to prevent any leakage. He said that something needs to be done with the garage and house and the outside is trashy. Commissioner Bousquet moved, seconded by Commissioner Hartnett to authorize the County Clerk to make arrangements to cap the water and sewer line to the property located at 115 N. 17th Street in Dakota City and to direct the road crew to clean up the outside area.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Absent, Engel- Absent, UNANIMOUS MOTION CARRIED.

The County Clerk also discussed the demolition of the house. Bulldozing it in and burning it were discussed. It was the consensus of the board to make application for the Fire Department to burn it as a training project.

Commissioner Bousquet moved, seconded by Commissioner Hartnett to appoint Dawn Bousquet to the Northeast Nebraska Area Agency on Aging Governing Board.

ROLL CALL VOTE: Miller- Absent, Engel- Absent, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Jim Ryan appeared before the board to request that the County Board put up a security light at the intersection connecting Highway 20 three quarter mile East of Willis. He said it was very difficult to see the intersection. The board will inquire as to the cost and traffic count of the intersection.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to authorize the County Clerk to advertise for sealed bids to purchase a Marantz PMD 690 Digital Recorder with microphones and other necessary equipment for recording the County Board Meetings.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Absent, Engel- Absent, UNANIMOUS MOTION CARRIED.

Duane Upton, Highway Supt., and Randy Hummel, with Papio Missouri Rural Water System, appeared before the board to discuss the relocation of the Rural Water Line on the Homer South BRO 7022(14) project.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to enter in to an Agreement with Papio Missouri NRD to relocate the Rural Water Line in order to complete Project Homer South BRO 7022(14).

ROLL CALL VOTE: Engel- Absent, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Absent, UNANIMOUS MOTION CARRIED.

Commissioner Bousquet moved, seconded by Commissioner Hartnett to accept all three gravel bids submitted by 1) Pilger Sand and Gravel, which bid Schedule IV at \$4.10 FOB Pit and \$9.71 delivered, 2) Higman Sand and Gravel, who bid \$5.00, \$5.50, \$8.00 and \$4.20 for Schedule 1 through 4 respectively FOB PIT and bid \$9.85, \$10.30, \$12.80 and \$9.80 for Schedule 1 through 4 respectively delivered. 3) Erlandson Sand and Gravel, who bid Schedule I at \$4.25 FOB Pit.

ROLL CALL VOTE: Todd- Yea, Miller- Absent, Engel- Absent, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bousquet moved, seconded by Commissioner Hartnett to approve the Payroll Claims submitted by the County Clerk as follows:

COUNTY GENERAL FUND: Gross salaries- \$71,153.15, General Fund Employees Net Pay- \$47,720.95, Employer deductions paid: Retirement- 4,107.51, Unicare- 12145.76, Unicare Dental- 771.86, Unicare Life- 291.76, Social Security Tax- 4,217.83, Medicare- 986.40, Principal Mutual Life- 848.26.

Richard Bousquet- 472.00, William Engel- 472.00, Jackie Hartnett- 472.00, Pamela Miller- 472.00, Lyle Todd- 495.08, Nanci Walsh- 1051.68, Marisol Curiel- 568.97, Bobbi Jo Harsma- 654.25, Theodore Piepho- 1380.20, Cynthia Purucker- 420.40, Joan Spencer- 1010.97, Darlene Davis- 762.40, Robert Giese- 1380.20, Ruth Gillaspie- 1010.97, Jolene Heinemann- 816.00, Kimberly Kuehl- 703.00, Phyllis Ridge- 836.00, Mark J. Dorsey- 529.50, Margaret Rahn- 1010.97, Cynthia Purucker- 428.29, Margaret Kunzie- 7.85, Arnold Mellick- 237.71, Lynette Beermann- 1380.20, Carol Dunham- 760.00, Tracy Smock- 897.13, Scott M Dugan- 1726.28, Mary Gamble- 888.00, Thomas Jackson- 1538.46, Michelle Criss- 640.00, Richard Jensen- 1181.21, Patricia Stingley- 828.00, Sandy Beers- 940.00, Jeremy Bermel- 1714.00, Anthony Bos- 963.20, Brad Claypool- 1236.14, Brian Ellinger- 1223.20, Todd Hammer- 975.24, Thomas Hardy- 354.00, Melvin Harrison III- 1170.33, Rodney Herron- 1470.34, Jared Junge- 1556.65, Michael Kreegar- 980.80, Eric Reed- 270.00, Gayle Richards- 700.00, William Thompson- 1614.54, James Wagner- 1,726.28, Randall Walsh- 1619.50, Laurie Barclay- 918.40, Rita Chase- 872.00, Debra Fergen- 1653.85, Robert Finney- 2233.04, Amber Hegarty- 1403.85, Aimee Kennedy- 684.00, Timothy Maher- 1480.77, Nicole Sims- 1049.65, Rebecca Broer- 1321.52, Richard Criss- 1044.36, Leonard Cunningham- 928.00, John Gilles- 333.13, Michael Gregerson Jr.- 930.70, Alma Gunderson- 1034.32, Paula Harrigfeld- 315.20, Cathy Harsma- 672.70, Lisa Hathaway- 837.94, Kimberly Johnson- 399.50, Joseph Purucker- 868.00, Kevin Rohde- 1030.96, Linda Schovanec- 11058.18, Margaret Stingley- 670.63, Judy Vandenberg- 56.00, Margaret Kunzie- 848.00, Duane Upton- 50.00, Margaret Kunzie- 80.00, Arnold Mellick- 140.00, Pamela DeVries- 1,339.00, Gloria Ann Dwyer- 816.00, Patricia Glover- 997.73, Dr. David Grote- 100.00, Alan Boyd- 877.46, Unicare, Cobra payment- 748.17, Principal Mutual-.

GENERAL FUND: Employee withholding paid to: Federal- 6,469.63, State- 2,142.67, Social Security Tax- 4,217.83, Medicare- 986.40, Retirement- 2,778.68, Unicare- 2,162.81, Unicare Dental- 345.04, Colonial Health- 35.20, Credit Union-

1,558.31, Colonial Life- 3.00, Deferred Comp- 791.22, Garnishments- 1,267.42, Aflac Health- 401.44, Aflac Life/Dsbl- 93.55, Aflac Flex Plan- 179.00.

COUNTY ROAD PAYROLL: Gross salaries- \$13,798.69, Road Employees Net Pay- \$9,504.20, Employer deductions paid: Retirement- 931.39, Unicare Health- 2,356.64, Unicare Dental- 149.76, Unicare Life- 54.54, Social Security Tax- 805.65, Medicare- 188.42.

Joel Broekemeier- 1054.40, Randall Crombie- 1058.40, Ronald Harder- 1050.40, Walter Heinemann- 1058.40, Richard Hoelsing- 1050.40, Robert Jacobsen- 1058.40, Fred Kellogg- 1046.40, Kimon Litras- 1050.40, Richard McNear- 1058.40, Arnold Mellick- 1161.89, Marlan Millard- 1058.40, Leon Pies- 1046.40, James Swanson- 1046.40.

ROAD FUND: Employee withholding paid to: Federal- 1096.38, State- 358.14, Social Security- 805.65, Medicare- 188.42, Retirement- 620.97, Unicare- 639.48, Unicare Dental- 39.62, Reassure America Life- 9.76, Colonial Health- 33.01, Union Dues- 200.00, Credit Union- 32.00, Deferred Comp.- 81.68, Aflac Health- 125.30, Aflac Life/Dsbl- 64.08, Principal Mutual Life- 152.05.

COPS FAST GRANT: Gross salaries- 1,080.59, Cops Fast Employee Net Pay- 740.00, Employer deductions paid: Retirement-, Unicare- 181.28, Unicare Dental- 11.52, Unicare Life- 4.42, Social Security- 67.00, Medicare- 15.67, Brent Gilster- 1080.59.

COPS FAST GRANT: Employee withholding paid to: Federal- 135.45, State- 45.26, Social Security- 67.00, Medicare- 15.67.

VISITOR'S PROMOTION FUND: South Sioux Chamber of Commerce- 3845.53.

Chair adjourned their meeting at 2:39 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:

\s\ _____
Theodore A. Piepho,
County Clerk

COUNTY BOARD OF COMMISSIONERS
APRIL 14, 2003 PROCEEDINGS
DAKOTA COUNTY COURTHOUSE
COUNTY BOARD MEETING ROOM
DAKOTA CITY NEBRASKA

Chair Todd called their regular scheduled meeting to order at 1:30 p.m.

PRESENT: Commissioners Miller, Engel, Hartnett, Todd, Bousquet, and Ted Piepho, Secretary.

ABSENT: All present.

Commissioner Hartnett moved, seconded by Commissioner Miller to approve the minutes of March 31, 2003 as written.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to approve the NAF agreement subject to the County Attorney's approval specifying the maximum

number of hours that the Health Department be obligated for and subject payment being received within 30 days of the county's fiscal year end.
ROLL CALL VOTE: Engel- No, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea,
MOTION CARRIED.

NAF MULTICULTURAL HUMAN DEVELOPMENT CORPORATION
MINORITY HEALTH INITIATIVE PROGRAM
PROVIDER AGREEMENT

This contract is entered into day of _____ 2003, by and between NAF Multicultural Human Development Corporation and the Dakota County Health Department, also known as the Provider. This contract is in effect from April 8, 2003 through June 30, 2003. At the completion of the Contract NAF Multicultural Human Development Corporation may chose to modify, extend or terminate this contract.

1. AMOUNT OF CONTRACT: NAF Multicultural Human Development Corporation agrees to pay the Provider at the rate of \$22.26 per hour for contracted nursing services to be rendered at the Centro Para La Buena Salud, located at 121 E 28th Street, South Sioux City, NE. The Provider agrees to contract a minimum of 44 nursing hours during the specified time period. In addition, NAF Multicultural Human Development Corporation agrees to pay the Provider \$0.36 per mile for travel expenses incurred while providing services at and for Centro Para La Buena Salud.

2. PROGRAM DESCRIPTION/PURPOSE: Provider agrees to work with NAF Multicultural Human Development Corporation to promote wellness and disease prevention among Latinos and other minorities residing in Dakota County, Nebraska. The Provider agrees to conduct basic screenings and nursing assessments at Centro Para La Buena Salud. The Provider will provide health information/education to clients. The Provider will assist the Promotoras in making client referrals to appropriate resources as needed.

3. RECORD KEEPING/REIMBURSEMENT POLICY: The Provider agrees to maintain such records, client and financial data deemed necessary by NAF Multicultural Human Development Corporation and its funding source. The Provider recognizes all records under this grant are subject to audit.

The Provider will receive payment for nursing hours/services rendered at Centro Para La Buena Salud as documented on the Provider timecard. The Provider will receive one check in total payment for contracted nursing hours/services at the end of the funding year.

NAF Multicultural Human Development Corporation will monitor activities and the collection of client data as outlined in the Nebraska Department of Health and Human Services application.

4. CONTRACT TERMINATION: This contract may be terminated by either party by submission of a ten (10) day "Notice of Intent to Terminate" to the other party.

The undersigned have read and understand the above terms of agreement that constitute this document.

Ella Ochoa, Executive Director
NAF Multicultural Human Development Corporation

Date

Dakota County Health Department Representative

Date

Following is the letter from the County Attorney to the Health Nurse and submitted to the board about concerning the above contract.

April 10, 2003

Pam DeVries
Dakota County health Department
P.O. Box 155
Dakota City, NE 68731
Re: Contract - NAP Multicultural Human Development Corporation

Dear Pam:

Pursuant to your faxed contract and our brief phone discussion yesterday, I understand that you want this contract reviewed but you will be out of town until Monday, when you are supposed to present it. For that reason, I have written down some points for you to explore:

1. A good contract should generally define terms to avoid confusion. What are Promotoras" as referenced in the last sentence of paragraph 2. Who will the clients be? How will clients be identified to you? Clients seems to be a very generic term.

2. It appears that you will be paid in one lump sum at the end of the year, although the contract only runs from 4/8/03 to 6/30/03. Wouldn't monthly payments be preferable or is there a need for a 6 month delay of payment?

3. Since the contract begins 4/8/03, is it true that services are already running? Has this been signed? If not, will the time period change?

4. The specific number of hours contracted means you are guaranteed \$979.44 (44hours multiplied by \$22.26). If you are guaranteed that as a minimum, why aren't you paid up front? How will partial hours be billed or calculated? You don't have to agree to a minimum number of hours if you don't want to.

Perhaps many of these Issues are clear to the parties to the contract, but with only the one page contract for my review, these items remain open to speculation and confusion.

Yours very truly,

Timothy M. Maher
Deputy County Attorney

Commissioner Bousquet moved, seconded by Commissioner Miller to convene as Board of Equalization.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED 1:43 p.m.

Lora Skow, Dakota City Clerk, identified three parcels of property that the city owns and has leased to individuals for \$1.00 per year. She voiced an appeal, that two parcels should be tax exempt because they have unique situations that cause the city to lease to individuals.

The State's Assessor for Dakota County, recommended that they remain on the tax rolls.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to deny the appeal of Dakota City for tax exempt status for parcel 220156190 and parcel 2201156972 and to approve the State Assessor for Dakota County's recommendation for them to remain on the tax rolls.

ROLL CALL VOTE: Hartnett- Yea, Todd- No, Miller- Yea, Engel- No, Bousquet- Yea, MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to reconvene as Board of Commissioners.

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 1:54 p.m.

Arnie Mellick, Road Foreman, presented the board with bids that he solicited for a car lift to service the Sheriff's Patrol cars at the County Road Shop.

Mr. Mellick discussed building a storm shelter for Road employees at the county shop.

Mr. Mellick discussed Vern Nelsen's driveway as result of replacing the Nelson Bridge.

Mr. Mellick and the Board discussed bidding a new motor grader to replace a John Deere that is getting in bad shape.

Mr. Mellick and the Board discussed replacing several of the Road Departments pickups.

Mr. Mellick expressed that he would like to bid for the purchase of a new gravel trailer.

Mr. Mellick discussed the security light that was requested by Jim Ryan.

It was the consensus of the board, that if a security light is installed at an intersection for lighting purposes, the local residents should pay for the installation of the light and the county will pay for the annual cost to maintain the lighting. This discussion did not preclude the county from paying for the installation of the security light if the County Board feels that the intersection warrants lighting due to the amount of traffic.

Commissioner Miller moved, seconded by Commissioner Bousquet to convene into Closed Executive Session to discuss personnel.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED 2:35 p.m.

Commissioner Engel moved, seconded by Commissioner Hartnett to convene into open session.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED 3:02 p.m.

Bryan McDonald, from JEO, appeared before the board concerning a change order to the Vern Nelson Bridge Project.

Rick Jensen, Building & Grounds Supt., appeared before the board concerning climate controls between the County Clerk and the Treasurer's Offices. It seems that if one office is hot the other is cold and visa versa.

Robert Finney, County Attorney, appeared before the board and updated them on TERC Hearings and discussed the death of a child on Friday, April 11, 2003.

Mr. Finney asked for an executive session for discussion of litigation.

Commissioner Engel moved, seconded by Commissioner Bousquet to convene into Closed Executive Session to discuss litigation.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED 4:05 p.m.

Commissioner Hartnett moved, seconded by Miller to reconvene into open session.
ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd-
Yea, UNANIMOUS MOTION CARRIED 4:15 p.m.

Commissioner Bousquet moved, seconded by Commissioner Hartnett to approve the payroll submitted by the County Clerk as follows:

COUNTY GENERAL FUND: Gross salaries- \$70,625.07, General Fund Employees Net Pay- \$47,300.48, Employer deductions paid: Retirement- 4,057.35, Unicare- 12,145.76, Unicare Dental- 772.51, Unicare Life- 292.43, Social Security Tax- 4,185.11, Medicare- 978.78. Richard Bousquet- 472.00, William Engel- 472.00, Jackie Hartnett- 472.00, Pamela Miller- 472.00, Lyle Todd- 495.08, Nanci Walsh- 1051.68, Karilyn Watkins- 190.65, Marisol Curiel- 586.74, Bobbi Jo Harsma- 840.80, Theodore Piepho- 1380.20, Cynthia Purucker- 420.40, Joan Spencer- 1010.97, Darlene Davis- 762.40, Robert Giese- 1380.20, Ruth Gillaspie- 1010.97, Jolene Heinemann- 805.80, Kimberly Kuehl- 730.75, Phyllis Ridge- 836.00, Mark J. Dorcey- 529.50, Margaret Rahn- 1010.97, Karilyn Watkins- 10.00, Cynthia Purucker- 420.41, Margaret Kunzie- 7.85, Arnold Mellick- 237.71, Lynette Beermann- 1380.20, Carol Dunham- 760.00, Tracy Smock- 897.13, Scott M Dugan- 1726.28, Mary Gamble- 888.00, Thomas Jackson- 1538.46, Michelle Criss- 680.00, Richard Jensen- 1181.21, Patricia Stingley- 828.00, Sandy Beers- 940.00, Jeremy Bermel- 1340.63, Anthony Bos- 1265.85, Brad Claypool- 969.50, Brian Ellinger- 1360.82, Todd Hammer- 963.20, Thomas Hardy- 48.00, Melvin Harrison III- 1149.55, Rodney Herron- 1470.34, Jared Junge- 1476.79, Michael Kreegar- 1026.78, Eric Reed- 78.00, Gayle Richards- 700.00, William Thompson- 1234.87, James Wagner- 1,726.28, Randall Walsh- 1361.20, Laurie Barclay- 918.40, Rita Chase- 872.00, Debra Fergen- 1653.85, Robert Finney- 2233.04, Amber Hegarty- 1403.85, Aimee Kennedy- 760.00, Timothy Maher- 1480.77, Nicole Sims- 1049.65, Rebecca Broer- 1414.17, Richard Criss- 973.81, Leonard Cunningham- 957.00, John Gilles- 869.98, Michael Gregerson Jr.- 896.65, Alma Gunderson- 988.00, Paula Harrigfeld- 455.25, Cathy Harsma- 878.85, Lisa Hathaway- 827.69, Kimberly Johnson- 255.00, Joseph Purucker- 905.98, Kevin Rohde- 1142.09, Linda Schovanec- 1022.42, Margaret Stingley- 684.50, Judy Vandenberg- 168.00, Margaret Kunzie- 848.00, Duane Upton- 50.00, Margaret Kunzie- 80.00, Arnold Mellick- 140.00, Pamela DeVries- 1,339.00, Gloria Ann Dwyer- 816.00, Patricia Glover- 1065.50, Alan Boyd- 877.46, Unicare, Cobra payment- 748.17. GENERAL FUND: Employee withholding paid to: Federal- 6,451.27, State- 2,127.44, Social Security Tax- 4,185.11, Medicare- 978.78, Retirement- 2,744.91, Unicare- 2,162.89, Unicare Dental- 345.05, Colonial Health- 35.20, Credit Union- 1,558.31, Colonial Life- 3.00, Deferred Comp- 791.22, Garnishments- 1,267.42, Aflac Health- 401.44, Aflac Life/Dsbl- 93.55, Aflac Flex Plan- 179.00. COUNTY ROAD PAYROLL: Gross salaries- \$14,268.12, Road Employees Net Pay- \$9,825.49, Employer deductions paid: Retirement- 963.08, Unicare Health- 2,356.64, Unicare Dental- 149.89, Unicare Life- 54.67, Social Security Tax- 834.76, Medicare- 195.22. Joel Broekemeier- 1054.40, Randall Crombie- 1217.20, Ronald Harder- 1050.40, Walter Heinemann- 1197.35, Richard Hoesing- 1050.40, Robert Jacobsen- 1058.40, Fred Kellogg- 1046.40, Kimon Litras- 1050.40, Richard McNear- 1058.40, Arnold Mellick- 1161.89, Marlan Millard- 1058.40, Leon Pies- 1046.40, James Swanson- 1218.08. ROAD FUND: Employee withholding paid to: Federal- 1163.61, State- 382.00, Social Security- 834.76, Medicare- 195.22, Retirement- 642.08, Unicare- 639.51, Unicare Dental- 39.62, Reassure America Life- 9.76, Colonial Health- 33.01, Union Dues- 200.00, Credit Union- 32.00, Deferred Comp.- 81.68, Aflac Health- 125.30, Aflac Life/Dsbl- 64.08. COPS FAST GRANT: Gross salaries- 939.12, Cops Fast Employee Net Pay- 717.07, Employer deductions paid: Unicare- 181.28, Unicare Dental- 11.53, Unicare Life- 4.43, Social Security- 58.23, Medicare- 13.62, Brent Gilster- 939.12. COPS FAST GRANT: Employee withholding paid to: Federal- 114.23, State- 35.97, Social Security- 58.23, Medicare- 13.62.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

County Clerk, Ted Piepho, opened the bids for a digital recording system. They were as follows; AVI Systems- \$4037.00, Business Media Inc. \$3898.40, Midlands Communications- \$4074.30 and Electronic Sound, Inc- \$4313.28.

Chair Todd referred the bids to the County Clerk for evaluation and a recommendation.

Chair adjourned their meeting at 4:25 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:
\S\ _____
Theodore A. Piepho,
County Clerk

COUNTY BOARD OF COMMISSIONERS
APRIL 21, 2003 PROCEEDINGS
DAKOTA COUNTY COURTHOUSE
COUNTY BOARD MEETING ROOM
DAKOTA CITY NEBRASKA

Chair Todd called their regular scheduled meeting to order at 10:00 a.m.

PRESENT: Commissioners Engel, Hartnett, Todd, Bousquet, Miller, and Ted Piepho, Secretary.

ABSENT: All present.

John Nelson appeared before the board to try and influence them to do something with the drainage along County Road #37. There was a court case on this and a judge ruled that the county cannot open it, meanwhile residents in that area maintain the county should open it. There has been destruction to the Olson property and Olson's do not care for the drainage to be opened.

Mr. Nelson said: "With the threat of West Nile and that water continually stands in the ditch, this is a potential health problem." Mr. Nelson submitted a petition to the County Board with about twelve (12) names on it and it read as follows:

Petition to county board Dakota County Nebraska

We the undersigned citizens of the United States and of the State of Nebraska owning real estate and other property in Dakota Co. Nebraska do hereby petition the governing board of Dakota County as prescribed in Nebraska law as section 31-202.02 A copy of which is attached.

Olson farms or their agents have caused by damming and farming and allowing the silt to build up so as to stop the natural flow of water from the south and southwest which ran in the natural watercourse which traverses east by northeast through the SE ¼ of the SW ¼ of section 12-29-7.

That by obstructing the flow of water in its natural course they have created a nuisance as described in section 28-1321 of the Nebraska code. The pertinent portion of the code is underlined on the attached copy of the code.

We the undersigned landowners adjacent to the watercourse respectfully request the county board to exercise it's authority and remove the dam and restore the natural watercourse to the depth it's original state. That this nuisance may be eliminated.

Along with the petition was attachments including Section 31-202.01 and 31-202.02 and Section 28-1321 of the Nebraska Statutes.

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

Chair recessed their meeting for lunch at 11:35 a.m.

Chair Todd reconvened their meeting from lunch at 1:30 p.m. with all members and the secretary in attendance.

Angie Coan, representing Gateway Bar and Grill, 1558 Gateway Drive, South Sioux City, Nebraska, Dakota County, appeared before the board and said that the Mad Mudders were interested in having them (Gateway Bar and Grill) obtain a Special Designated Liquor license for their event May 17, 2003, so they can serve beer. Commissioner Hartnett moved, seconded by Commissioner Bousquet to approve Gateway Bar and Grill, 1558 Gateway Drive, South Sioux City, Nebraska, Dakota County, a Special Designated License for the Mad Mudders event May 17, 2003. ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller moved, seconded by Commissioner Engel to acknowledge receipt of and approve the Official Reports of the County Clerk, Register of Deeds and the Clerk of the District Court for March, 2003 and to approve the County Sheriff's Report and the County Clerk's Interest Report, both being quarterly reports for January, February and March, 2003.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to authorize the County Clerk to purchase the digital recording system from Business Media Equipment, Inc., who was the low bidder. Be it further resolved that the microphones originally bid be deleted from the bid and seven (7) Audio Techna Pro42 Microphones be purchased in place of the original microphones that were bid.

ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

Pat Foust appeared before the board concerning creating a sinking fund and to deposit a total of \$90,000 in unspent budgeted funds into a sinking fund instead of returning the unspent funds to the General Fund.

CITY/COUNTY LAW ENFORCEMENT CENTER
SOUTH SIOUX CITY/DAKOTA COUNTY
MEMORANDUM

TO: Marilyn McClung
Nanci Walsh

FROM: Pat Foust

DATE 04/10/03

SUBJECT Agenda Items

The L.E.C. Board is making a recommendation to the County Commission and City Council to create a sinking fund using unspent FY 2002-03 budgeted funds. Please put it on your respective agendas. Marilyn, will it go on Finance first? (Lance was at the meeting and is aware of the discussion that took place; he can advise you how he wants it to proceed.)

Thank you.

Pat Foust

CITY/COUNTY LAW ENFORCEMENT CENTER
SOUTH SIOUX CITY/DAKOTA COUNTY
701 WEST 29" STREET
SOUTH SIOUX CITY NEBRASKA 68776

RECOMMENDATION TO THE DAKOTA COUNTY COMMISSION

April 10, 2003

At its regular meeting on April 8, 2003 the City/County Law Enforcement Center Board passed a motion to recommend to the Dakota County Commission and the City Council of South Sioux City, as partners in the City/County L.E.C., to invest in a sinking fund for equipment and building upgrades, renovations and repairs.

The joint City/County Law Enforcement Center had in excess of \$100,000 in unspent budgeted funds from the FY 2002-03 budget. The motion by L.E.C. Board member Gary Hallstrom (representing the City of South Sioux City) was to ask each of the L.E.C. partners to invest \$45,000 of that money into a sinking fund under the name of the City/County Law Enforcement Center. The motion was seconded by Board member Lyle Todd (representing Dakota County) and was passed on a unanimous roll call vote.

Therefore, the City/County Law Enforcement Center Board respectfully requests that each of the partner entities make the sinking fund investment to assure the continuing safety and efficiency of the public safety agencies served by the L.E.C. and in the interest of the safety of constituents.

Patrick G. Foust, Director
For the L.E.C. Board

It was the consensus of the Commissioners not to create a sinking fund, but at the same time assured Mr. Foust that they have not disapproved anything the LEC needed in the past and don't intend to in the future, but would prefer not to hold monies for Misc. expenses, such as in a sinking fund.

Ron Deventor, River Hills/Assembly of God Church of South Sioux City, appeared before the board requesting that the board exempt the church for a foundation that they constructed for a new church back in 1991. He said that through an interim period of not having a pastor somehow it was overlooked by church officers that the Assessor had disapproved part of their application in 1998 and 1999. The part that was disapproved was the property located by the Eagles. They said that they have held at least one church activity there every year and it has not been used for other monetary gain.

Mr. Deventor asked if an exemption can not be granted, whether the board could forgive the just the penalties that have been assessed for non payment of the taxes.

It was briefly discussed and consensus was that the board would check with the County Attorney whether anything could be done.

Chair Todd opened the Budget Hearing to consider increasing the Jail Budget \$260,000 more than what was originally budgeted in the FY 2002-03 Budget at 2:22 p.m.

NOTICE OF SUPPLEMENTAL BUDGET HEARING AND BUDGET SUMMARY

Statement of Publication

Dakota County, Nebraska

Public Notice is hereby given, in compliance with the provisions of Section 13-511 R.R.S., 1943, that the governing body will meet on the 21st day of April, 2003 at 2:00 p.m., in the County Board Meeting Room, Dakota County Courthouse, Dakota City, Nebraska, for the purpose of hearing support, opposition, criticism, suggestions, or observations of taxpayers relating to the following proposed changes in the budget of the General Fund. The budget detail is available at the Office of the County Clerk in the Dakota County Courthouse, Dakota City, NE.

The purpose of this hearing is to increase the budget expenditures of the General Fund and decrease the cash reserve to allow the claims for the jail to be paid.

/s/ Nanci Walsh Budget Coordinator

GENERAL FUND (0100)

ACTUAL EXPENSE:

1. Prior Year 1999-2000 \$ 2,970,380.75
2. Prior Year 2000-2001 \$ 3,647,878.36
3. Last Year 2001-2002 \$ 3,917,603.97

REQUIREMENTS; ADOPTED CHANGE TOTAL

4. Current Year 2002-2003	+\$4,230,655.50	\$ 260,000.00	\$4,490,655.50
5. Necessary Cash Reserve	+\$1,260,000.00	\$-260,000.00	\$1,000,000-00
6. Cash on Hand and Estimated			
other Revenues	\$3,148,224.74	\$ 0.00	\$3,148,224.74
7. Collection Fee & Delinquent			
Allowance	0.00	0.00	0.00
8. Total Property Tax Requirement	\$2,478,510.80	0.00	\$2,478,510.80

Published April 17,2003

Ms. Walsh explained that the Jail Budget would go over budget with the approval of April's claims.

Mr. Wagner echoed that and said that the reason that the jail would go over budget was because of the cost it has incurred with the out boarding of prisoners.

There was no one in the audience that had any comments in support of or in opposition to the budget being increased.

Mr. Wagner, County Sheriff, explained that the overrun is caused by the cost of boarding prisoners out of county.

Chair Todd closed the hearing at 3:02 p.m.

Commissioner Bousquet moved, seconded by Commissioner Hartnett to approve and authorize the County's FY 2002-03 budget to reflect an increase of \$260,000 and to decrease the Necessary Cash Reserve by \$260,000.

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Nikki Sims appeared before the board and discussed the application of a grant which would help pay the cost to put MIP's on a monitoring system.

Commissioner Hartnett moved, seconded by Commissioner Miller to authorize Nicole Simms to apply for the Juvenile Accountability Grant.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Ms. Sims asked the board to approve an AMD Contract.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to approve the AMD Contract.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Ms. Simms also suggested changing rates for adult electronic monitoring.

Commissioner Bousquet moved, seconded by Commissioner Miller to establish and increase rates as suggested by Ms. Sims.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to deny all claims submitted for payment in the General Fund for the Law Library because the Law Library Budget would exceed the amount approved for the FY2002-03 Budget.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller moved, seconded by Commissioner Hartnett to deny the claim for HMN Architects for any professional services until it has determined whether said services fall outside the contract agreed to for services rendered in the Jail project.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bousquet moved, seconded by Commissioner Engel to approve the balance of the Accounts Payable claims submitted by the County Clerk as follows:

GENERAL FUND: Cellular One, phone- 27.75; William Engel, mileage- 54.00; NACO, directories- 90.00; Perkins, supplies- 117.99; S Sioux City Star, publishing- 399.40; S Sioux City Chamber of Commerce, governors day- 35.00; Lyle Todd, mileage- 89.28; Pam Miller, governors day- 35.00; Cellular One, phone- 27.37; Des Moines Stamp Mfg, stamp- 25.75; Grandy Pratt Co, notary bond- 30.00; Perkins, supplies- 283.27; Redfield & Co, commissioner record book- 178.57; Secretary of State Notary Division, notary- 30.00; Staples, ink cartridge- 33.99; Robert Giese, mileage- 84.60; Charlotte Doenhoefer, prior years- 10.00; Ruth Jensen, prior years- 12.00; Nadine Lewon, prior years- 17.00; Mardell Sorensen, prior years- 26.00; Irene Van Lent, prior years- 16.00; DAS IM Service, data service- 54.00; Computer SOS, equipment repair- 40.00; Jolene Heinemann, meal- 7.25; Phyllis Ridge, meal- 7.15; A J Phillips, supplies- 225.00; Staples, supplies- 839.44; MIS, scanner lease april/may- 480.00; Iowa Office Supply, supplies- 48.15; Advance Services Inc, contract help- 120.28; Galaxy Computer Services, printer repair- 136.50; Perkins, supplies- 39.10; S

Sioux City Star, election notice- 73.13; Tyler Graphics, special election ballots- 549.08; Holiday Inn, lodging- 186.00; Hubbard Post Office, postage- 75.00; Marlan Millard, mileage- 153.36; SIMPCO, service contract- 1188.24; S Sioux City Star, p&z notice- 35.35; Clerk of District Court, mileage- 62.00; Bear Graphics, stampers- 51.50; Dakota County Bar Association, dues- 25.00; Della Sullivan, workshop/dues- 50.00; Des Moines Stamp Mfg, stamps- 67.30; Executive Copy Systems, maintenance agreement- 171.25; Grandy Pratt, notary bond- 30.00; Iowa Office Supply, supplies- 97.51; Nebraska Workforce Development, unemployment- 2448.00; Perkins, supplies- 9.98; Marc Roost, computer assistance- 200.00; Secretary of State Notary Division, notary- 30.00; Audio-Video Graphics, supplies- 596.06; Century Business Products, maintenance contract- 275.00; DAS Material Division, supplies- 133.89; Data Source, supplies- 284.66; Des Moines Stamp Mfg, supplies- 83.75; Iowa Office Supply, supplies- 36.50; Perkins, supplies- 191.50; Thurston County Court, supplies- 6.70; United Bank of Iowa, copier lease- 158.04; Clerk of the Legislature, research/history- 18.20; Cellular One, phone- 27.37; Dakota County Bar Association, dues- 50.00; Scott Dugan, mileage- 489.60; Frank Gonzalez, interpreting- 360.00; Pacific City Graphics, envelopes- 55.00; Perkins, supplies- 76.51; S Sioux City Star, subscription- 35.00; United Bank of Iowa, copier lease- 90.40; Dakota County Court, court costs- 934.75; Clerk of District Court, court costs- 2005.00; Dakota County Sheriff, papers/warrants- 1325.70; William Binkard, attorney fees- 276.00; Doug Luebe Law Office, attorney fees- 123.58; Sandra Inkster Ehrich, attorney fees- 1264.00; Stuart Mills, attorney fees- 500.00; Nebraska Supreme Court, appeals- 177.00; Robert Rehan, attorney fees- 581.80; Mike Schmiedt, attorney fees- 1350.00; Richard Thramer, attorney fees- 1324.20; Patrick Tott, attorney fees- 1754.79; A Team, boiler service- 309.00; Baron Security, service- 57.24; Bean Electric, wiring- 84.14; Bomgaars, supplies- 75.34; Cellular One, phone- 27.37; City of Dakota City, utilities- 1223.82; Dakota Food & Fuel, mower gas- 17.00; Foulk Brothers Plumbing, plumbing repairs- 2806.84; Gill Hauling, dumpster- 220.00; Hardware Hank, supplies- 130.17; Jackson Glass, door repair- 10.00; Rick Jensen, mileage- 163.51; Maintenance Engineering, light bulbs- 219.42; Menards, supplies- 547.66; Mid American Energy, utilities- 1240.22; Nebraska Public Power Dist, utilities- 1429.91; Qwest, phone- 38.63; Roto Rooter, jail repairs- 162.50; Sam's Club, supplies- 130.85; Siouxland Lock & Key, door- 88.00; Trembly Pest Control, monthly fee- 50.00; Tool Depot, tool/ repair- 217.28; ServiceMaster, cleaning contract- 3750.00; S Jans Excavating, snow removal- 220.00; Dakota County Extension, mileage/supplies/copier lease- 791.55; Ray Allen Manufacturing, lead & muzzle- 176.90; Cellular One, phone- 110.44; Cenex Fleetcard, fuel- 95.01; Circle R Frame Aligners, vehicle maintenance- 47.57; Crystal Oil, repairs- 111.28; Dakota County Sheriff, reimburse petty cash- 32.04; Dakota Food & Fuel, fuel- 528.81; Fremont Tire, vehicle maintenance- 552.88; Jack's Uniforms & Equipment, vest/equipment- 98.65; Jim's Service, vehicle maintenance- 593.70; K & S Auto Service, vehicle maintenance- 26.00; NE Law Enforcement Training Center, training- 5.00; NE Workforce Development, unemployment- 94.00; Perkins, toner- 13.12; PhilFleet, fuel- 2798.88; Racom, phone access line/service- 625.50; Safeguard Business Systems, printing- 550.56; Siouxland Federal Credit Union, payment on charges- 47.80; The Swanson Corp, meals at letc- 28.50; Team Ford, vehicle maintenance- 930.98; Walmart, supplies- 6.20; Cellular One, phone- 83.46; Connie Lee, bill of exceptions- 52.25; Dakota County Treasurer, appeal filing fees- 39.00; Nebraska DMV, transcripts- 28.00; H2O4U, water cooler- 21.00; Iowa Office Supply, copier maintenance- 255.39; James Publishing, law book updates- 69.94; Matthew Bender, law book updates- 186.75; Nebraska County Attorney Assoc, seminar registrations- 100.00; St Luke's Home Health, blood draws- 300.00; Staples, supplies- 256.62; Union County Clerk of Court, copy- 2.00; West Group, law book updates- 429.50; Georgetown University of Law, law book- 55.00; BI Inc, electronic monitoring- 376.20; Cellular One, phone- 27.37;

Perkins, supplies- 22.58; Record Printing, business cards- 53.30; Nicole Sims, mileage- 12.24; Bob Barker, inmate supplies- 598.56; BI Inc, house arrest- 1470.15; CA Bohlin DDS, inmate dental- 30.00; Boys & Girls Home, juvenile holding- 1200.00; PA Braunger, food- 2282.82; Sergio Castillo, interpreting- 185.00; Cedar County Sheriff, prisoner boarding- 7200.00; Cellular One, phone- 55.07; Coffee King, jail coffee- 147.00; Dakota Super Value, food- 1196.87; Earthgrains Co, bread products- 846.88; Guard-Rite Security Service, transport services- 2118.11; Cathy Harsma, mileage- 145.08; Amy Huser, interpreting- 95.00; HyVee, food- 2046.08; Jack's Uniforms, uniform upkeep- 139.65; Mercy Business Health, inmate house calls- 660.00; NE Dept. of Correctional Services, safekeeper/medical- 1387.10; David Noble, DDS, inmate dental- 544.80; Northeast NE Juvenile Services, juvenile holding- 12347.50; Oral Surgery Associates, inmate dental- 340.00; Osmond Pharmacy, inmate meds- 34.25; Pierce County Sheriff, prisoner boarding- 7590.00; Pierce Dental Office, inmate dental- 237.00; Quest Diagnostics, lab tests- 176.50; Redler's Pharmacy, inmate meds- 1703.31; Sam's Club, supplies/food- 312.92; Linda Schovanec, transport meals- 15.47; Siouxland Federal Credit Union, training charges- 197.20; Siouxland Mental Health, inmate medical- 65.00; The Swanson Corp, training meals- 123.80; Thurston County Sheriff, prisoner boarding- 7675.00; Sandra Townsend, interpreting- 60.00; Walmart, supplies- 78.20; Wisner's Rentals, transport van rental- 590.38; XPEDX, supplies- 297.71; Cellular One, phone- 192.00; Sheila Curiel, interpreting- 20.00; Pam DeVries, mileage/meals/lodging- 321.39; Dunes Family Medicine, consulting- 250.00; Pat Glover, mileage- 107.65; Kids Love Stickers, pencils- 80.69; NACCHO, membership- 55.00; Perkins, supplies- 40.64; Alan Boyd, mileage- 305.28; Cellular One, phone- 50.16; Office Systems Company, copier contract- 86.00; Northeast Nebraska Public Power, crystal lake utilities- 13.50; Aflac Flex One, service fees- 40.00; AT & T, phone- 29.07; Dakota County Treasurer, drainage ditch taxes- 6862.50; Fred Denker, ag board representative- 250.00; Lazette Gifford, website upkeep- 40.00; IBM, qtrly maintenance on as400- 250.80; Independent Business Systems, postage machine repairs- 69.00; MIPS, monthly support- 492.16; Perkins, supplies- 119.83; Pitney Bowes, postage meter rental- 95.00; Qwest, phone- 1455.46; Region IV Inc, qtrly services- 5320.25; Region IV Mental Health & Substance Abuse, qtrly services- 5751.25; S Sioux City Area Chamber, governor's day- 550.00; US Postal Service, meter postage- 2500.00; WCS Telecom, long distance- 572.75; XPEDX, copy paper- 898.00

ROAD FUND: A-1 Auto Salvage, fuel tank- 85.00; Ahlers, Cooney, Dorweiler, Hayne, Smith, & Allbee, PC, legal- 351.63; Aramark, towel service- 291.15; ATCO, lubricant- 158.50; Axles & Gears Inc, parts- 76.50; Barkley Asphalt, premix- 84.00; Birschbach Equipment, flasher lights- 89.60; Bomgaars, supplies- 58.98; Bridgestone/Firestone, tires- 607.56; Campbell Supply, charger- 47.98; Cellular One, phone- 56.19; Circle R Frame Aligners, parts/labor- 884.95; Erlandson Transportation, road rock- 382.82; Ft Calhoun Stone, road rock- 1101.56; Gill Hauling, dumpster- 90.00; Guarantee Oil, supplies- 69.05; Higman Sand & Gravel, road rock- 1946.25; HME Inc, haul rock- 300.00; Hubbard Mini Mart, fuel- 2902.74; H2O4U, water service- 25.75; Hydraulic Sales & Service, parts- 24.99; JEO Consultants, prepare 1-6 year- 1803.25; Joe's Dept. Store, parts/supplies- 256.92; John Howard Trucking, haul rock- 2029.89; Kimball Midwest, supplies- 45.13; Knoepfler Chevrolet, parts- 103.06; Linweld, oxygen tanks- 69.66; Lux Brothers, haul rock- 1088.89; Midwest Service & Sales, channel posts- 764.00; Nebraska Public Power Dist, homer service- 72.97; Newman Signs, signs- 202.80; Northeast Coop, kerosene- 11.97; Northeast Nebraska Telephone- 169.86; O'Reilly's Auto, parts/supplies- 562.35; PowerPlan, parts- 505.98; PQ Auto Parts, fuel tank- 60.00; Presco Sales & Service, culverts- 902.61; RC Customs, cut & weld iron- 191.35; RJ Machine, labor- 60.00; Sioux City Iron, supplies- 44.82; Siouxland Napa, tools/supplies/oil- 276.46; City of S Sioux City, speed signs- 80.00; Stephan Welding, labor- 166.50; Torco Remfg, parts- 285.00; United Building Center, lumber- 55.82; UECO, pipe- 95.10; United Rentals, electric eel-

65.60; Warren Oil, fuel- 7875.41; Willers Inc, road rock- 1707.40; Wilmes Hardware Hank, parts/supplies- 12.16; Ziegler Inc, parts- 884.78.
HARD SURFACE ROAD: JEO Consulting, engineering Jackson SW- 1725.00; Union Bank & Trust, bond principal/interest- 185,116.38.
VETERAN'S AID: Veteran's Service Office, emergency aid- 480.00.
STOP FUND: Staple's, supplies- 327.13.
LE EQUIPMENT GRANT FUND: Jack's Uniforms, vest- 242.50; MPH Industries, radar unit- 1638.00.
COMMUNITY JUSTICE GRANT-PRETRIAL- Nebraska State Probation, drug testing- 300.00.
INHERITANCE TAX: GA Johnson Construction, consulting- 1525.74; HMN Architects, consulting- 1204.06.
WEED FUND: Holiday Inn, lodging- 106.18; Arnold Mellick, fuel reimbursement- 19.00.
E911: City of S Sioux City, e911 surcharger- 27,024.34
ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett presented a letter that she had received from the Boys and Girls Home as follows:

March 18, 2003

Commissioner Jackie Hartnett
Dakota County Board of Commissioners
P.O. Box 106
Hubbard, NE 68741

Boys and Girls Home of Nebraska, Inc. has recently acquired the former Columbus Community Hospital and, with many community partners, is renovating it into a family resource center to assist children and families in Columbus and surrounding areas. We will soon begin a capital campaign in the Columbus area to help develop our new Columbus facility.

We would sincerely appreciate your assistance and ask if you would be kind enough to write a letter to our CEO, Robert P. Sheehan, expressing your thoughts on Boys and Girls Home of Nebraska's participation and service to the Dakota County community, and our reputation as a good corporate citizen and neighbor. We believe that the words of officials and leaders from communities in which we already provide quality services would be appreciated by officials, business people, and supporters in the Columbus area.

Would you please send your letter to:

Robert P Sheehan, President and CEO
Boys and Girls Home of Nebraska, Inc.
P.O. Box 127
100 Futures Drive
South Sioux City, NE 68776

If you could also forward a copy of the letter to me, I would be most appreciative. Please feel free to call me if you have any questions and I thank you in advance for your assistance.

Sincerely,

Jeffery S. Golden JD
Government Relations Director

Commissioner Hartnett moved, seconded by Commissioner Bousquet to authorize a letter of support to be drafted and sent as requested in the above letter.
ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bousquet moved, seconded by Commissioner Hartnett to convene into Closed Executive Session at 4:05 p.m.
ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller moved, seconded by Commissioner Engel to reconvene into open session.
ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED 4:16 p.m.

Chair Todd adjourned the meeting at 4:16 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:
\S\ _____
Theodore A. Piepho,
County Clerk

COUNTY BOARD OF COMMISSIONERS
APRIL 28, 2003 PROCEEDINGS
DAKOTA COUNTY COURTHOUSE
COUNTY BOARD MEETING ROOM
DAKOTA CITY NEBRASKA

Chair Todd called their regular scheduled meeting to order at 1:30 p.m.

PRESENT: Commissioners Engel, Hartnett, Todd, Bousquet, Miller, and Ted Piepho, Secretary.
ABSENT: All present.

Commissioner Pam Miller advised the board of all the members that have volunteered for the Dakota County Economic Development Committee that she is organizing. They are as follows:
Pam Miller, Dakota County Commissioner
Janet Gill, Homer
Rick Bousquet, Dakota County Commissioner
Chuck Magdanz, Homer Village Board
Scott Rager, The Siouxland Initiative
Darrin Brand, 1st Nat Bank Homer
Doug Garwood, Chamber Board, S Sioux City
Nancy Kirkholm, Kirkholm Farms
Chuck Carson, Dakota City Mayor
Brian O'Neill, Jackson Village Bd. Chair
Shirley Sides, Dakota City Economic Development Committee
Kevin Hohenstein Hohenstein Construction, Jackson
Bart Gotch, Chair of Cardinal Development Board

Jeannie Hohenstein, Jackson Housing Development
Randy Lanning, Community Development Agency
Kevin Heeney, Hubbard
Lance Hedquist, South Sioux City Administrator
Jim Jepsen, Hubbard, Dakota County Planning & Zoning
Gaila Gilliland, SSC Economic Development Director
Lora Skow, Dakota City Administrator
Jim Hurm, Simpco Director

Pam Miller discussed participating in a USDA Grant. The grant is called a RBOG (Rural Business Opportunity Grant) and the deadline for application of the grant is June 2nd.

She said that USDA is awarding six grants and that Dakota County meets the criteria and stands a good chance of being awarded one of the grants.

There are no matching funds and it is a \$50,000 grant for Economic Development.

Commissioner Engel moved, seconded by Commissioner Bousquet to authorize Pam Miller to make application for the grant and to be the authorized signature on behalf of the County for any documents that a signature is required in connection with said grant application.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Debi Durham, Siouxland Initiative Director, and also Sioux City Chamber Director, appeared before the board and explained the role of Siouxland Initiative. Siouxland Initiative is 80% privately funded and 20% public funded. They started in 1988 and their goal is to create 2000 new jobs in Siouxland within the next two years.

Their recommended donation from participating members is \$25,000 for a five year membership payable \$5,000 per year. She asked the county to let her know by June if Dakota County wanted to become a participant.

Brian McDonald, with JEO, appeared before the board and briefed them on a couple projects. He said that the change order he talked about last week was not going to cost as much as originally thought.

Commissioner Hartnett moved, seconded by Commissioner Engel to transfer Dakota County Abandoned Vehicle Title 0311370022 on a 1984 GMC Jimmy bearing the serial number 1G5CT18B3E8514215 to Axles & Gears dba C & H Truck parts for consideration of the storage and towing charges due against said vehicle.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller moved, seconded by Commissioner Bousquet to authorize and approve the change order and Application for Payment on the Jackson Southwest Project as follows:

CHANGE ORDER

No. Two (2)

DATE OF ISSUANCE April 14, 2003
DATE April 14, 2003

EFFECTIVE

OWNER Dakota County, Nebraska
CONTRACTOR Theisen Construction

Project: Dakota County - Jackson Southwest
JEO Project No. 022BR15
ENGINEER JEO Consulting Group, Inc.

You are directed to make the following changes in the Contract Documents:

Description:

1. Southeast guardrail no longer to be curved. Standard guardrail with Melt Type 1 end treatment. Substitution of other type of end treatment no longer available.
2. Add additional 400 ton of Type "B" rip-rap.
3. Add additional yds. of channel excavation to be measured by cubic yard.
4. Add item for fill placement on channel bank to be measured by cubic yards placed.
5. Delete granular backfill and drain mat.

Reason for Change Order:

1. Curved guardrail was to allow for driveway remaining in present location. New drive is to be constructed further south eliminating the need for the curved section.
- 2-4. Poor soil conditions were encountered on the lower portion of the channel banks and after the initial channel shaping, the slopes failed in many locations. To correct the problem a toe trench filled with rip-rap needs to be constructed. The poor soils will be removed and new fill material will be put in its place.
5. Field conditions do not require drain mat at abutment.

CHANGE IN CONTRACT PRICE:	CHANGE IN CONTRACT TIMES:
Original Contract Price	Original Contract Times:
\$ 261,875.20	Ready for final payment: June
29,2003	
	(days or dates)

Net Increase (Decrease) from previous	
Change Orders No. 1 to 1	Net change from previous Change
\$ 3,000.00	Orders No.1 to No. 1:
	Ready for final payment:_____
	(days)

Contract Price prior to this	Contract Times prior to this	
Change Order:	Change Order:	\$
264,875.20	Ready for final payment: June	
	29,2003	

Net increase (decrease) of this	Net increase (decrease) this
Change Order	Change Order:
\$ 6,975.40	Ready for final payment: _____
days	

Contract Price with all approved	Contract Times with all
	approved

Change Orders:
\$ 271,850.60

Change orders:

Ready for final payment: June 29, 2003
(days or dates)

RECOMMENDED: JEO Consulting Group, Inc.
Nebraska

APPROVED: Dakota County,

By: Brian McDonald
Lyle Todd
ENGINEER (Authorized Signature)
Date: _____

BY:

OWNER (Authorized Signature)
Date:

ACCEPTED: Theisen Construction

By _____
CONTRACTOR (Authorized Signature)

DATE: 4-18-03

APPLICATION FOR PAYMENT NO. 1

To: Dakota County, Nebraska (OWNER)
From: Theisen Construction (CONTRACTOR)
Contract For: Dakota County - Jackson Southwest
Project: Jackson Southwest Bridge Replacement
Contract Completion Date: June 29, 2003 ENGINEER'S Project No.
022BR15

For Work accomplished through the date of: April 16, 2003

- 1. Original Contract Price:
\$ 261,875.20
 - 2. Net change by Change Orders and Written Amendments (+ or-):
 - 3. Current Contract Price (1 plus 2): \$
261,875.20
 - 4. Total Completed and stored to date: \$
50,875.50
 - 5. Percent of Project Completed 19.4%
 - 6. Retainage (per agreement):
10 % of completed Work and Stored Materials: \$ 2,543.78
(10% of the rust 30% of work completed & stored)
- Total Retainage:
- 7. Total completed and stored to date less retainage (4 minus 6):
\$ 48,331.72
 - 8. Less previous Application for Payments:
 - 9. DUE THIS APPLICATION (7 MINUS 8): \$
48,331.72

Accompanying Documentation:

CONTRACTOR'S certification:

The undersigned CONTRACTOR certifies that (1) all previous progress payments received from OWNER on account of work done under the Contract referred to above have been applied on account to discharge CONTRACTOR'S legitimate obligations incurred in connection with Work covered by prior Applications for Payment numbered 1 through 1 inclusive; (2) title of all Work, materials and equipment incorporated in said Work or otherwise listed in or covered by this Application for Payment will pass to OWNER at time of payment free and clear of all Liens, security interests and encumbrance (except such as are covered by a bond acceptable to OWNER indemnifying OWNER against any such lien, security interest or encumbrance); and (3) all work covered by this Application for Payment is in accordance with the Contract Documents and not defective.

DATE 4/18/03
Theisen Construction

CONTRACTOR

By:

Payment of the above AMOUNT DUE THIS APPLICATION is recommended.

Dated 4-21-03

JEO Consulting Group, Inc.

ENGINEER

BY: Brian McDonald
APPLICATION APPROVED BY:
By: Lyle Todd
Title County Board Chair

Date 04-28-03

ATTEST:

By Theodore A. Piepho

Title County Clerk

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to approve the payroll claims as follows:

COUNTY GENERAL FUND: Gross salaries- \$72,357.07, General Fund Employees Net Pay- \$48,347.62, Employer deductions paid: Retirement- 4,157.66, Unicare- 12,327.04, Unicare Dental- 783.38, Unicare Life- 296.18, Social Security Tax- 4,292.48, Medicare- 1,003.89, Principal Mutual Life- 824.48.

Richard Bousquet- 472.00, William Engel- 472.00, Jackie Hartnett- 472.00, Pamela Miller- 472.00, Lyle Todd- 495.08, Nanci Walsh- 1051.68, Marisol Curiel- 702.32, Bobbi Jo Harsma- 317.93, Theodore Piepho- 1380.20, Cynthia Purucker- 444.06, Joan Spencer- 1010.97, Darlene Davis- 762.40, Robert Giese- 1380.20, Ruth Gillaspie- 1010.97, Jolene Heinemann- 816.00, Kimberly Kuehl- 698.38, Phyllis Ridge- 836.00, Mark J. Dorsey- 529.50, Margaret Rahn- 1010.97, Cynthia Purucker- 420.41, Margaret Kunzie- 7.85, Arnold Mellick- 237.71, Lynette Beermann- 1380.20, Carol Dunham- 760.00, Tracy Smock- 897.13, Scott M Dugan- 1726.28, Mary Gamble- 888.00, Thomas Jackson- 1538.46, Michelle Criss- 680.00, Andrew Jensen- 84.00, Richard Jensen- 1181.21, Pamela Davis- 42.00, Franklin Morse- 36.00, Patricia Stingley- 828.00, Sandy Beers- 940.00, Jeremy Bermel- 1332.50, Anthony Bos- 1789.96, Brad Claypool- 1170.33, Brian Ellinger- 1567.28, Todd Hammer- 1023.40, Melvin Harrison III- 1108.00, Rodney Herron- 1470.34, Jared Junge- 2055.44, Michael Kreegar- 1026.78, Gayle Richards- 693.45, William Thompson- 1342.25, James Wagner- 1,726.28, Randall Walsh- 1508.80, Laurie Barclay- 918.40, Rita Chase- 872.00, Debra Fergen- 1653.85, Robert Finney- 2233.04, Amber Hegarty- 1403.85, Aimee Kennedy- 698.25, Timothy Maher- 1480.77, Nicole Sims- 1049.65, Rebecca Broer- 1117.70, Richard Criss- 1014.51, Leonard Cunningham- 993.25, John Gilles- 912.27, Michael Gregerson Jr.- 928.00, Alma Gunderson- 988.00, Paula Harrigfeld- 630.28, Cathy Harsma- 868.00, Lisa Hathaway- 410.00, Kimberly Johnson- 497.25, Joseph Purucker- 981.95, Kevin Rohde- 1199.87, Charity Schlotman- 661.13, Linda Schovanec- 1072.23, Margaret Stingley- 719.20, Judy Vandenberg- 56.00, Margaret Kunzie- 848.00, Duane Upton- 50.00, Margaret Kunzie- 80.00, Arnold Mellick- 140.00, Pamela DeVries- 1,339.00, Gloria Ann Dwyer- 816.00, Patricia Glover- 1050.44, Alan Boyd- 877.46, Principal Mutual- 824.48.

GENERAL FUND: Employee withholding paid to: Federal- 6,814.28, State- 2,231.51, Social Security Tax- 4,292.48, Medicare- 1003.89, Retirement- 2,816.80, Unicare- 2,162.81, Unicare Dental- 345.04, Colonial Health- 35.20, Credit Union- 1,558.31, Colonial Life- 3.00, Deferred Comp- 791.22, Garnishments- 1,267.42, Aflac Health- 401.44, Aflac Life/Dsbl- 107.05, Aflac Flex Plan- 179.00.

COUNTY ROAD PAYROLL: Gross salaries- \$13,828.23, Road Employees Net Pay- \$9,524.42, Employer deductions paid: Retirement- 933.39, Unicare Health- 2,356.64, Unicare Dental- 149.76, Unicare Life- 54.54, Social Security Tax- 807.48, Medicare- 188.85.

Joel Broekemeier- 1054.40, Randall Crombie- 1058.40, Ronald Harder- 1079.94, Walter Heinemann- 1058.40, Richard Hoelsing- 1050.40, Robert Jacobsen- 1058.40,

Fred Kellogg- 1046.40, Kimon Litras- 1050.40, Richard McNear- 1058.40, Arnold Mellick- 1161.89, Marlan Millard- 1058.40, Leon Pies- 1046.40, James Swanson- 1046.40.

ROAD FUND: Employee withholding paid to: Federal- 1100.61, State- 359.64, Social Security- 807.48, Medicare- 188.42, Retirement- 622.30, Unicare- 639.48, Unicare Dental- 39.62, Reassure America Life- 9.76, Colonial Health- 33.01, Union Dues- 200.00, Credit Union- 32.00, Deferred Comp.- 81.68, Aflac Health- 125.30, Aflac Life/Dsbl- 64.08, Principal Mutual Life- 147.79.

COPS FAST GRANT: Gross salaries- 770.56, Cops Fast Employee Net Pay- 596.47, Employer deductions paid: Unicare- 181.28, Unicare Dental- 11.52, Unicare Life- 4.42, Social Security- 47.77, Medicare- 11.17, Brent Gilster- 770.56.

COPS FAST GRANT: Employee withholding paid to: Federal- 88.95, State- 26.20, Social Security- 47.77, Medicare- 11.17.

VISITOR'S PROMOTION FUND: South Sioux Chamber of Commerce- 3986.54.

ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller moved, seconded by Commissioner Engel to approve the minutes of April 14, 2003 and April 21, 2003, as written and distributed to the board.

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Robert Finney, County Attorney, appeared before the board and asked for an Executive Session to discuss pending litigation.

Commissioner Bousquet moved, seconded by Commissioner Miller to convene into Closed Executive Session to discuss litigation.

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 2:25 p.m.

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

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED 2:45 p.m.

Commissioner Miller moved, seconded by Commissioner Engel to make a counter offer of \$8,500.00 in the MPI case.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd adjourned their meeting at 2:46 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:
\S\ _____
Theodore A. Piepho,
County Clerk

COUNTY BOARD OF COMMISSIONERS
MAY 12, 2003 PROCEEDINGS
DAKOTA COUNTY COURTHOUSE
COUNTY BOARD MEETING ROOM
DAKOTA CITY NEBRASKA

Chair Todd called their regular scheduled meeting to order at 1:30 p.m.

PRESENT: Commissioners Engel, Hartnett, Todd, Bousquet, Miller, and Ted Piepho, Secretary.

ABSENT: All present.

Commissioner Hartnett moved, seconded by Commissioner Engel to approve the minutes of April 28, 2003 as typed in the official record.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea. UNANIMOUS MOTION CARRIED.

Arnie Mellick, Road Foreman, opened the motor grader bids received and filed with the County Clerk as follows:

RMS did not submit a bid. The bid sheet was blank.

	cost	Grader				
	Retail cost	discount	outright	Trade in	Trade in	net bid price
Zigler-	\$269,787.00	\$92,768	\$177,019	\$29,000	\$7,000	\$140,019
Murphy-	\$264,774.00	\$85,616	\$179,158	\$40,000	\$17,000	\$122,158
JD Evans-	\$202,500.00	\$40,000	\$162,500	\$40,000	\$25,000	\$ 97,500

Arnie Mellick, Road Foreman, opened the gravel trailer bids received and filed with the County Clerk as follows:

Special Note: Trailer Sales bid was not filed with the County Clerk.

Company	Bid NO	Trailer name	Cost	Less Trade in	Disc.	Net bid
Trailer Sales Inc.	1	Trail Blazer	\$25,316	14,750		\$10,566
	2	Trail Blazer	\$26,336	14,750		\$11,586
	3	Trail Blazer	\$29,786	14,750		\$15,036
Northern Tk Equip	1	CPS	\$23,392	13,292		\$10,000
	2	CPS	\$24,492	13,392		\$11,100
	3	CPS	\$28,716	13,392		\$15,324
Murphy Tractor	1	Trail King	\$36,924	10,000	\$8,000	\$18,924
	2	Trail King	\$38,424	11,000	\$8,000	\$20,424
	3	Trail King	\$41,281	10,000	\$8,000	\$23,821
Ziegler Inc.	1	Trail King	\$37,380	10,000	\$3,816	\$23,564
	2	Trail King	\$39,695	10,000	\$4,237	\$25,458
	3	Trail Blazer	\$43,205	10,000	\$4,874	\$28,331
Circle R Frame	1	R-Way	\$On Bid			
	2	R-Way	\$33,700	9,000		\$24,700

The Chair referred the bid to the Road Committee for evaluation.

The board discussed Project C22-178 on the One and Six Year Road Plan. Project C22-178 is a project to bo-mag a portion of county road starting at Old Highway 20 and extending north on Elgin Avenue to the Milt Peters subdivision. The cost of the project was about \$34,000.

Commissioner Miller, Engel and Bousquet argued that this is a very bad stretch of road and should be bo-maged. Commissioner Hartnett and Todd argued that this may be opening a can of worms, because there will be more people that would like their road to be bo-maged.

Commissioner Miller moved, seconded by Commissioner Engel to authorize and approve Project C22-178 on the One and Six Year Road Plan and bo-mag County Road known as Elgin Avenue for a distance of approximately 2112 feet.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea. UNANIMOUS MOTION CARRIED.

The board discussed purchasing right of way for Project BRO-7022(14) Homer South.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to authorize and direct Arnie Mellick to purchase Right-of-Way for Project BRO-7022(14) Homer South.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea. UNANIMOUS MOTION CARRIED.

Dave Prokesh from Health and Human Services appeared before the board and requested to rebid Office space for Health and Human Services outside the County Courthouse.

Commissioner Miller moved, seconded by Commissioner Hartnett to authorize Health and Human Services to rebid and advertise for office space provided the county has the right to reject the bids.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea. UNANIMOUS MOTION CARRIED.

John Nelson appeared before the board to show support for the petition he filed May 1, 2003.

Mr. Finney said that in the petition they called this a water course and it is not a water course.

Jim Cahill, Leon Jessen and Judy Renkel, with the Dakota County Agricultural Society appeared before the board to ask the board to approve the Joint Memorandum Agreement with Thurston County.

Commissioner Miller moved, seconded by Commissioner Hartnett to approve the Joint Memorandum Agreement between Dakota and Thurston County Agricultural Societies as follows:

JOINT MEMORANDUM AGREEMENT

THIS AGREEMENT, made and entered into this 11th day of March, 2003, by and between the Dakota County Agricultural Society, Inc. (DCAS) and the Thurston County Agricultural Society, Inc. (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 Dakota County Fair Grounds in Dakota County, Nebraska. This agreement shall be effective November 1, 2002 and shall replace in its entirety the Joint Memorandum Agreement entered into on the 23rd day of June, 1998 by the DCAS and the TCAS.

WHEREAS, it is the intent of both the DCAS and the TCAS to continue to combine their fair activities for the mutual best interests of both entities;

AND, WHEREAS, it is the purpose of each Agricultural Society to keep its own county identity;

NOW THEREFORE, in consideration of their mutual promises to each other, it is agreed by and between both parties hereto:

(1) That the Board of Directors of each respective County Agricultural Society shall join together to form the Joint Board of Directors of the Dakota-Thurston County Fair. The executive committee shall consist of the President, Vice President, Secretary and Treasurer of the agricultural society of each county, with a total of eight (8) members, four (4) from the DCAS and four (4) from the TCAS. If, based on the preceding sentence, either county does not have four (4) members on the executive committee then the Board of Directors of such Agricultural Society shall select additional members as needed to bring their representation on the executive committee up to four (4) members.

(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- elected from the joint board

Treasurer - Treasurer shall be the Treasurer of the DCAS

(3) In order that the joint board be allowed to operate within a corporate structure, whenever any contracts or formal agreements, regarding the fair, need to be signed, it shall function within the structure of either the DCAS or the TCAS which are both incorporated under the laws of the State of Nebraska and duly registered with the Secretary of State, and shall be signed by the President of the DCAS or the President of the TCAS in their capacity as such. Any such contracts or formal agreements must receive formal approval of the Joint Board to be binding on either the DCAS or the TCAS.

(4) The Joint Board of Directors shall keep separate minutes from the separate County Agricultural Societies and their finances shall continue to be channeled through their respective county treasurers.

(5) It shall be the policy of the joint fair board to hire or appoint such labor as necessary to properly operate a fair.

(6) It shall be the policy of the joint fair board to provide the funds to have as many different individual judges each year as possible, and to establish an overall budget for such purpose.

(7) It is the intent that a common premium book shall be used, and the Board of Directors of the Dakota-Thurston County Fair work out the format of such book.

(8) The premium for the 4-H and FFA exhibitors shall be paid by the County Agricultural Society in which the exhibitor's club resides.

(9) The DCAS shall maintain a separate checking account with respect to the Dakota-Thurston County Fair activities. All expenditures related to the operation of the Dakota-Thurston County Fair, excluding the premiums for the junior exhibitors (4-H and FFA), shall be paid from this checking account. In addition if the board of directors of the DCAS and the TCAS both separately approve an expenditure (that is not directly related to operation of the fair) to be paid from this checking account such expenditure will be paid from this Dakota-Thurston County Fair checking account. The DCAS and the TCAS shall contribute to this checking account such monies that are fair, trying to maintain percentages of equal taxation levy based on valuations of each county.

(10) The TCAS shall pay rent of \$3,500 per year to the Dakota County Agricultural Society Capital Construction Fund on or before August 1 of each year during the term of this agreement.

(11) All meetings of the Joint Board will be conducted using Roberts Rules of Order.

(12) Adequate (as determined by the Joint Board); property, casualty, and liability insurance shall be carried for the protection of both Agricultural Societies and the cost shall be paid out of the Dakota-Thurston County Fair checking account.

(13) 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 October 31st of any specific year.

(14) Upon expiration or termination of this agreement the Dakota-Thurston County Fair checking account and any personal property acquired under this joint memorandum agreement, or any predecessor joint memorandum agreement, shall be split between the DCAS and the TCAS as follows:

a. All personal property owned on November 1, 2002 that was acquired (by purchase and/or donation) during a period covered under any predecessor & joint memorandum agreement between the DCAS and the TCAS shall be inventoried and valued. The total value of such personal property shall be allocated (for

purposes of establishing the Allocation Ratio) to each Agricultural Society as follows:

DCAS	75.00%	\$ 36,192.00
TCAS	25.00%	\$ 12,064.00
	100.00%	\$ 48,256.00

The checking account maintained by the DCAS shall become the Dakota-Thurston County Fair checking account as provided for by Section (9) of this agreement. Of the balance in this checking account at November 1, 2002 (\$16,060.93) \$7,500.00 will be transferred to the DCAS for the purpose of establishing its own checking account. The remaining balance of \$8,560.93 shall be allocated (for purposes of establishing the Allocation Ratio) to each Agricultural Society as follows:

DCAS	79.34%	\$ 6,792.39
TCAS	20.66%	\$ 1,768.54
	100.00%	\$ 8,560.93

b. Allocation Ratio - An Allocation Ratio Amount shall be established for each Agricultural Society at November 1, 2002 the Allocation Ratio Amount for each Agricultural Society at November 1, 2002 shall be as follows:

Value of personal property as determined under a. above determined under a. above

DCAS	TCAS
\$36,192.00	\$12,064.00

Checking account allocation amount as determined under a. above	
\$6,792.39	\$ 1,768.54

Total Allocation Ratio Amount at November 1, 2002	
\$42,984.39	\$13,832.54

The Allocation Ratio Amount determined at November 1, 2002 shall increase during the term of this agreement by amounts contributed by each respective Agricultural Society in accordance with Section (9) of this agreement.

The Allocation Ratio shall be determined at the date of expiration or termination of this agreement by dividing each respective Agricultural Society's Allocation Ratio Amount by the sum of both Allocation Ratio Amounts at that date.

c. Any balance in the Dakota-Thurston County Fair checking account, after collecting all revenue earned and paying for all expenditures incurred before the expiration or termination of this agreement shall be split between the DCAS and the TCAS based on the Allocation Ratio established in b. above.

d. All personal property acquired under this joint memorandum agreement, or any predecessor joint memorandum agreement, shall be valued. This values shall be mutually agreed to, or if no mutual agreement can be reached then by an independent mutually agreed to appraiser shall be appointed to value such property. Each Agricultural Society shall be entitle to receive personal property equal in value to the total value of all such personal property times the Allocation Ratio established in b. above. The two Agricultural Societies shall mutually agree as to which Agricultural Society shall receive what particular piece of personal property. A cash payment may need to be made from one Agricultural Society to the other so that the total value of all the individual pieces of personal property received by a respective Agricultural

Society agrees with their share of the total value as determined under the allocation formula.

APPROVED BY: DCAS APPROVED IBY: TCAS

Dated: 3-11, 2003 Dated 3-11, 2003.

9 signatures 8 signatures

Pursuant to the Interlocal Cooperation Act as set forth in Nebraska Revised Statutes 13-804 et. seq., the Dakota County Board of Supervisors and the Thurston County Board of Supervisors hereby approve the preceding "Joint Memorandum Agreement", between the Dakota County Agricultural Society, Inc. and the Thurston County Agricultural Society, Inc. in its entirety and hereby approve and adopt said agreement, and all of the terms and conditions.

Dated this 19th day of May, 2003

DAKOTA COUNTY BOARD OF SUPERVISORS

By: /s/ Lyle Todd, Chairman

ATTEST:

/s/ Theodore A. Piepho
County Clerk

Dated this _____ day of 2003.

THURSTON COUNTY BOARD OF SUPERVISORS

By:

ATTEST:

County Clerk

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea. UNANIMOUS MOTION CARRIED.

Mr. Cahill, Leon Jessen and Judy Renkel said that they were going to work on the proper landscaping on the fair grounds so the grounds would drain properly. In order to do that, they need a tube in the road know as Stable Drive. They asked the County if they would do that.

Commissioner Bousquet moved, seconded by Commissioner Hartnett to authorize and direct Arnie Mellick, County Road Foreman, to install a tube in the road known as Stable Drive.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea. UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to transfer Dakota County Abandoned Vehicle Title 0303122700003 on a 1979 C-20 Pickup bearing the serial number CCL249J161009 to Axles & Gears dba C & H Truck parts for consideration of the storage and towing charges due against said vehicle.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

The County Clerk advised the board that an electronic stapler broke in his office and asked permission to throw it in the dumpster.

Commissioner Miller moved, seconded by Commissioner Hartnett to authorize the County Clerk to dispose of a electronic stapler with the County Serial Tag Number 6020197 purchased March 15, 1996.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea. UNANIMOUS MOTION CARRIED.

The County Attorney asked the board to convene into Closed Executive Session to discuss litigation.

Commissioner Hartnett moved, seconded by Commissioner Engel to convene into Closed Executive Session to discuss litigation.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea. UNANIMOUS MOTION CARRIED 3:15 p.m.

Commissioner Engel moved, seconded by Commissioner Miller to reconvene into open session.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea. UNANIMOUS MOTION CARRIED 3:37 p.m.

Commissioner Hartnett moved, seconded by Commissioner Engel to approve the claims submitted by the County Clerk as follows:

COUNTY GENERAL FUND: Gross salaries- \$70,854.79, General Fund Employees Net Pay- \$47,468.13, Employer deductions paid: Retirement- 4,068.22, Unicare- 11,964.48, Unicare Dental- 760.98, Unicare Life- 288.00, Social Security Tax- 4,199.32, Medicare- 982.10.

Richard Bousquet- 472.00, William Engel- 472.00, Jackie Hartnett- 472.00, Pamela Miller- 472.00, Lyle Todd- 495.08, Nanci Walsh- 1051.68, Marisol Curiel- 582.30, Theodore Piepho- 1380.20, Cynthia Purucker- 420.40, Joan Spencer- 1010.97, Darlene Davis- 762.40, Robert Giese- 1380.20, Ruth Gillaspie- 1010.97, Jolene Heinemann- 816.00, Kimberly Kuehl- 740.00, Phyllis Ridge- 836.00, Mark J. Dorsey- 529.50, Margaret Rahn- 1010.97, Cynthia Purucker- 420.40, Margaret Kunzie- 7.85, Arnold Mellick- 237.71, Lynette Beermann- 1380.20, Carol Dunham- 760.00, Tracy Smock- 897.13, Scott M Dugan- 1726.28, Mary Gamble- 888.00, Thomas Jackson- 1538.46, Michelle Criss- 680.00, Richard Jensen- 1181.21, Patricia Stingley- 828.00, Sandy Beers- 940.00, Jeremy Bermel- 1397.50, Anthony Bos- 1017.58, Brad Claypool- 1094.15, Brian Ellinger- 1269.07, Todd Hammer- 866.88, Thomas Hardy- 126.00, Melvin Harrison III- 1108.00, Rodney Herron- 1470.34, Jared Junge- 1401.80, Michael Kreegar- 996.13, Gayle Richards- 682.50, William Thompson- 1257.88, James Wagner- 1,726.28, Randall Walsh- 1385.80, Laurie Barclay- 906.92, Rita Chase- 844.75, Debra Fergen- 1653.85, Robert Finney- 2233.04, Amber Hegarty- 1403.85, Aimee Kennedy- 760.00, Timothy Maher- 1480.77, Nicole Sims- 1049.65, Rebecca Broer- 981.83, Sergio Castillo 440.75, Richard Criss- 868.00, Leonard Cunningham- 930.90, John Gilles- 837.94, Michael Gregerson Jr.- 977.30, Alma Gunderson- 988.00, Paula Harrigfeld- 560.20, Cathy Harsma- 889.70, Kimberly Johnson- 467.50, Joseph Purucker- 607.60, Kevin Rohde- 1001.33, Charity Schlotman ? 820.00, Linda Schovanec- 1039.58, Margaret Stingley- 610.50, Judy Vandenberg- 56.00, Margaret Kunzie- 848.00, Duane Upton- 50.00, Margaret Kunzie- 80.00, Arnold Mellick- 140.00, Pamela DeVries- 1,339.00, Gloria Ann Dwyer- 816.00, Patricia Glover- 907.37, David Grote- 300.00, Alan Boyd- 877.46, Unicare, Cobra payment- 748.17.

GENERAL FUND: Employee withholding paid to: Federal- 6,493.91, State- 2,142.16, Social Security Tax- 4,199.32, Medicare- 982.10, Retirement- 2,755.59, Unicare- 2,162.89, Unicare Dental- 345.05, Colonial Health- 35.20, Credit Union- 1,548.31, Colonial Life- 3.00, Deferred Comp- 791.22, Garnishments- 1,267.42, Aflac Health- 401.44, Aflac Life/Dsbl- 80.05, Aflac Flex Plan- 179.00.

COUNTY ROAD PAYROLL: Gross salaries- \$13,804.69, Road Employees Net Pay- \$9,505.66, Employer deductions paid: Retirement- 931.80, Unicare Health- 2,356.64, Unicare Dental- 149.89, Unicare Life- 54.67, Social Security Tax- 806.56, Medicare- 188.64.

Joel Broekemeier- 1054.40, Randall Crombie- 1058.40, Ronald Harder- 1050.40, Walter Heinemann- 1058.405, Richard Hoelsing- 1050.40, Robert Jacobsen- 1058.40, Fred Kellogg- 1046.40, Kimon Litras- 1052.40, Richard McNear- 1058.40 Arnold

Mellick- 1161.89, Marlan Millard- 1058.40, Leon Pies- 1046.40, James Swanson- 994.08.

ROAD FUND: Employee withholding paid to: Federal- 1098.55, State- 359.08, Social Security- 806.56, Medicare- 188.64, Retirement- 621.24, Unicare- 639.51, Unicare Dental- 39.62, Reassure America Life- 9.76, Colonial Health- 33.01, Union Dues- 200.00, Credit Union- 32.00, Deferred Comp.- 81.68, Aflac Health- 125.30, Aflac Life/Dsbl- 64.08.

COPS FAST GRANT: Gross salaries- 686.28, Cops Fast Employee Net Pay- 535.75, Employer deductions paid: Unicare- 181.28, Unicare Dental- 11.53, Unicare Life- 4.43, Social Security- 42.55, Medicare- 9.95, Brent Gilster- 686.28.

COPS FAST GRANT: Employee withholding paid to: Federal- 76.31, State- 21.72, Social Security- 42.55, Medicare- 9.95.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea. UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Bousquet to authorize the County Attorney to settle with MPI as proposed in May 12 meeting.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea. UNANIMOUS MOTION CARRIED.

Chair Todd adjourned their meeting at 3:52 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:
\S\ _____
Theodore A. Piepho,
County Clerk

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COUNTY BOARD OF COMMISSIONERS
MAY 13, 2003 PROCEEDINGS
HOMER VILLAGE HALL
HOMER, NEBRASKA

Chair Todd called their regular scheduled meeting to order at 6:30 p.m.

PRESENT: Commissioners Engel, Todd, Bousquet, Miller, and Ted Piepho, Secretary.

ABSENT: Commissioner Hartnett.

Also in attendance were the presenters Steve Davis, with HMN Architects, and Gerry Johnson, with GA Johnson Construction, Rob Wood and Brad Bear with Smith Hayes Financial Services, Sheriff Wagner, County Sheriff, Dale Voss, Chair of the Jail Core Committee and a few members of the public.

Steve Davis presented a Power Point presentation.

The board addressed questions by the audience during and after the presentation.

Chair Todd adjourned their meeting at 7:40 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____

ATTEST: Lyle Todd, Board Chair
\S\ _____
Theodore A. Piepho,
County Clerk

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COUNTY BOARD OF COMMISSIONERS
MAY 13, 2003 PROCEEDINGS
EMERSON FIRE HALL
EMERSON, NEBRASKA

Chair Todd called their regular scheduled meeting to order at 8:10 p.m.

PRESENT: Commissioners Hartnett, Engel, Todd, Bousquet, Miller, and Ted Piepho, Secretary.
ABSENT: All Present.

Also in attendance were the presenters Steve Davis, with HMN Architects, Rob Wood and Brad Bear with Smith Hayes Financial Services, Sheriff Wagner, County Sheriff, Dale Voss, Chair of the Jail Core Committee, Robert Finney, County Attorney and a few members of the public. Gerry Johnson became ill and was not able to attend this meeting.

Steve Davis presented a Power Point presentation.

The board addressed questions by the audience during and after the presentation.

Chair Todd adjourned their meeting at 9:40 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:
\S\ _____
Theodore A. Piepho,
County Clerk

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COUNTY BOARD OF COMMISSIONERS
MAY 14, 2003 PROCEEDINGS
CARDINAL OPPORTUNITY CENTER
SOUTH SIOUX CITY, NEBRASKA

Chair Todd called their regular scheduled meeting to order at 5:30 p.m.

PRESENT: Commissioners Hartnett, Engel, Todd, Bousquet, Miller, and Nanci Walsh, Acting Secretary.
ABSENT: None

Also in attendance were the presenters Steve Davis, with HMN Architects, and Gerry Johnson, with GA Johnson Construction, Rob Wood and Brad Bear with Smith Hayes Financial Services, Sheriff Wagner, County Sheriff, Robert Finney, County Attorney and Dale Voss, Chair of the Jail Core Committee and a few members of the public.

Steve Davis presented a Power Point presentation.

The board addressed questions by the audience during and after the presentation.

Chair Todd adjourned their meeting at 6:28 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:
\S\ _____
Theodore A. Piepho,
County Clerk

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COUNTY BOARD OF COMMISSIONERS
MAY 14, 2003 PROCEEDINGS
DAKOTA CITY COUNCIL CHAMBERS
DAKOTA CITY, NEBRASKA

Vice Chair Hartnett called their regular scheduled meeting to order at 6:43 p.m.

PRESENT: Commissioners Engel, Miller, Hartnett and Ted Piepho, Secretary.

ABSENT: None

Tardy: Commissioners Todd and Bousquet arrived at 6:45 p.m.

Also in attendance were the presenters Steve Davis, with HMN Architects, and Gerry Johnson, with GA Johnson Construction, Rob Wood and Brad Bear with Smith Hayes Financial Services, Sheriff Wagner, County Sheriff, Robert Finney, County Attorney and Dale Voss, Chair of the Jail Core Committee and a few members of the public.

Steve Davis presented a Power Point presentation.

The board addressed questions by the audience during and after the presentation.

Chair Todd adjourned their meeting at 7:40 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:
\S\ _____
Theodore A. Piepho,
County Clerk

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COUNTY BOARD OF COMMISSIONERS
MAY 14, 2003 PROCEEDINGS
COUNTY ROAD SHOP
HUBBARD, NEBRASKA

Chair Todd called their regular scheduled meeting to order at 8:08 p.m.

PRESENT: Commissioners Engel, Miller, Hartnett, Todd and Bousquet and Ted Piepho, Secretary.
ABSENT: None

Also in attendance were the presenters Steve Davis, with HMN Architects, and Gerry Johnson, with GA Johnson Construction, Rob Wood and Brad Bear with Smith Hayes Financial Services, Sheriff Wagner, County Sheriff, Robert Finney, County Attorney and Dale Voss, Chair of the Jail Core Committee and a few members of the public.

Steve Davis presented a Power Point presentation.

The board addressed questions by the audience during and after the presentation.

Chair Todd adjourned their meeting at 9:45 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:
\S\ _____
Theodore A. Piepho,
County Clerk

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COUNTY BOARD OF COMMISSIONERS
MAY 13, 2003 PROCEEDINGS
HOMER VILLAGE HALL
HOMER, NEBRASKA

Chair Todd called their regular scheduled meeting to order at 6:30 p.m.

PRESENT: Commissioners Engel, Todd, Bousquet, Miller, and Ted Piepho, Secretary.
ABSENT: Commissioner Hartnett.

Also in attendance were the presenters Steve Davis, with HMN Architects, and Gerry Johnson, with GA Johnson Construction, Rob Wood and Brad Bear with Smith Hayes Financial Services, Sheriff Wagner, County Sheriff, Dale Voss, Chair of the Jail Core Committee and a few members of the public.

Steve Davis presented a Power Point presentation.

The board addressed questions by the audience during and after the presentation.

Chair Todd adjourned their meeting at 7:40 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:

\S\ _____
Theodore A. Piepho,
County Clerk

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COUNTY BOARD OF COMMISSIONERS
MAY 13, 2003 PROCEEDINGS
EMERSON FIRE HALL
EMERSON, NEBRASKA

Chair Todd called their regular scheduled meeting to order at 8:10 p.m.

PRESENT: Commissioners Hartnett, Engel, Todd, Bousquet, Miller, and Ted Piepho, Secretary.

ABSENT: All Present.

Also in attendance were the presenters Steve Davis, with HMN Architects, Rob Wood and Brad Bear with Smith Hayes Financial Services, Sheriff Wagner, County Sheriff, Dale Voss, Chair of the Jail Core Committee, Robert Finney, County Attorney and a few members of the public. Gerry Johnson became ill and was not able to attend this meeting.

Steve Davis presented a Power Point presentation.

The board addressed questions by the audience during and after the presentation.

Chair Todd adjourned their meeting at 9:40 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:

\S\ _____
Theodore A. Piepho,
County Clerk

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COUNTY BOARD OF COMMISSIONERS
MAY 14, 2003 PROCEEDINGS
CARDINAL OPPORTUNITY CENTER
SOUTH SIOUX CITY, NEBRASKA

Chair Todd called their regular scheduled meeting to order at 5:30 p.m.

PRESENT: Commissioners Hartnett, Engel, Todd, Bousquet, Miller, and Nanci Walsh, Acting Secretary.

ABSENT: None

Also in attendance were the presenters Steve Davis, with HMN Architects, and Gerry Johnson, with GA Johnson Construction, Rob Wood and Brad Bear with Smith Hayes Financial Services, Sheriff Wagner, County Sheriff, Robert Finney, County Attorney and Dale Voss, Chair of the Jail Core Committee and a few members of the public.

Steve Davis presented a Power Point presentation.

The board addressed questions by the audience during and after the presentation.

Chair Todd adjourned their meeting at 6:28 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:
\S\ _____
Theodore A. Piepho,
County Clerk

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COUNTY BOARD OF COMMISSIONERS
MAY 14, 2003 PROCEEDINGS
DAKOTA CITY COUNCIL CHAMBERS
DAKOTA CITY, NEBRASKA

Vice Chair Hartnett called their regular scheduled meeting to order at 6:43 p.m.

PRESENT: Commissioners Engel, Miller, Hartnett and Ted Piepho, Secretary.

ABSENT: None

Tardy: Commissioners Todd and Bousquet arrived at 6:45 p.m.

Also in attendance were the presenters Steve Davis, with HMN Architects, and Gerry Johnson, with GA Johnson Construction, Rob Wood and Brad Bear with Smith Hayes Financial Services, Sheriff Wagner, County Sheriff, Robert Finney, County Attorney and Dale Voss, Chair of the Jail Core Committee and a few members of the public.

Steve Davis presented a Power Point presentation.

The board addressed questions by the audience during and after the presentation.

Chair Todd adjourned their meeting at 7:40 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:
\S\ _____
Theodore A. Piepho,
County Clerk

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COUNTY BOARD OF COMMISSIONERS
MAY 14, 2003 PROCEEDINGS
COUNTY ROAD SHOP
HUBBARD, NEBRASKA

Chair Todd called their regular scheduled meeting to order at 8:08 p.m.

PRESENT: Commissioners Engel, Miller, Hartnett, Todd and Bousquet and Ted Piepho, Secretary.
ABSENT: None

Also in attendance were the presenters Steve Davis, with HMN Architects, and Gerry Johnson, with GA Johnson Construction, Rob Wood and Brad Bear with Smith Hayes Financial Services, Sheriff Wagner, County Sheriff, Robert Finney, County Attorney and Dale Voss, Chair of the Jail Core Committee and a few members of the public.

Steve Davis presented a Power Point presentation.

The board addressed questions by the audience during and after the presentation.

Chair Todd adjourned their meeting at 9:45 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:
\S\ _____
Theodore A. Piepho,
County Clerk

* * * * *

COUNTY BOARD OF COMMISSIONERS
MAY 19, 2003 PROCEEDINGS
DAKOTA COUNTY COURTHOUSE
COUNTY BOARD MEETING ROOM
DAKOTA CITY NEBRASKA

Chairman Todd called the meeting to order at 10:00 a.m.
Present: Commissioner Pam Miller, Commissioner Jackie Hartnett, Commissioner Lyle Todd and Nanci Walsh, Administrative Assistant acting as recording secretary.

Absent: Commissioner Rick Bousquet and Commissioner William Engel.
The Pledge of Allegiance was said.

Dick Erickson with the State Property Tax Administrator's Office reported to the board briefly on the Board of Equalization Seminar that was held in Kearney.

The Board reviewed the claims as presented.
Commissioner Bousquet arrived at 10:20 a.m.
Review of the claims continued.

Commissioner Miller left for the legislative committee meeting at 11:42 a.m.
Commissioner Todd recessed the meeting at 12:01 p.m. for lunch.
Commissioner Todd reconvened the meeting at 1:30 p.m.

Commissioner Hartnett moved, seconded by Commissioner Bousquet, to approve the minutes as typed in the official record. Roll Call Vote: Miller-Yea; Engel-Absent; Bousquet-Yea; Hartnett-Yea; Todd-Yea. Unanimous motion carried.

Arnold Mellick, County Road Foreman, opened the bids for pickups. The bids were as follows:

Knoepfler Chevrolet - 2000 Chevrolet Silverado with 61,500 miles, 3/4 ton, extended cab, gold in color - \$18,000.

Team Ford - 2001 - F250 4x4, diesel, crew cab with 8' box, 77,111 miles - \$24,800.

Team Ford - 2001 - F250 Lariat, diesel, crew cab, 56,495 miles - \$29,500.

The bids were referred to the road committee for review for award at the next meeting.

Arnold Mellick then recommended not taking the trade in allowance on the dozer towards the motor grader purchase. Based upon research done, the committee recommended buying the John Deere motor grader as bid with the discount and motor grader trade in.

Commissioner Hartnett moved, seconded by Commissioner Miller, to purchase the John Deere motor grader as recommended. Roll Call Vote: Engel-Absent, Bousquet-Yea; Hartnett-Yea; Todd-Yea: Miller-Yea. Unanimous motion carried.

Arnold Mellick then recommended that the board purchase the CPS gravel trailer with the triple axle and air suspension from Northern Truck Equipment. This bid was picked over the low bid for the trailblazer based upon the condition of the trailblazer that was used for trade in.

Commissioner Miller moved, seconded by Commissioner Bousquet, to purchase the CPS trailer from Northern Truck Equipment for \$15,324.

Roll Call Vote: Bousquet-Yea; Hartnett-Yea; Todd-Yea: Miller-Yea; Engel-Absent Unanimous motion carried.

Brian McDonald with JEO presented the engineering agreements on BRO-70229(15) Hubbard Northeast and BRO-7022(16) Hubbard Southwest and a supplemental agreement for BRO-7022(14) Homer South (no. 2).

Discussion was then had on the posting of roads making the gravel roads to grain company "no thru truck routes" to help reduce the dust and maintenance on these roads and encourage the truck traffic to use roads that are paved. Mr. McDonald is going to look at the requirements to do this.

Commissioner Miller moved, seconded by Commissioner Bousquet, to approve the engineering agreements on BRO-7022(15) Hubbard Northeast and BRO-7022(16) Hubbard Southwest and a supplemental agreement for BRO-7022(14) Homer South (no. 2). Roll Call Vote: Hartnett-Yea; Todd-Yea: Miller-Yea: Engel-Absent: Bousquet-Yea. Unanimous motion carried.

Alan Boyd, Veteran Service Officer, appeared before the board regarding his desktop computer. The board asked that for now Mr. Boyd continue to use his lap top computer.

Terry Cantrell appeared before the board with preliminary numbers on the health insurance for the next year. Discussion was had on the plan and the deductibles.

Claims and budget were discussed.

Commissioner Hartnett moved, seconded by Commissioner Bousquet, to adopt Resolution 03C-011 amending the public defender's budget as follows:

RESOLUTION 03C-011

WHEREAS, the Public Defender will exceed its budget with the addition of a deputy public defender; and,

WHEREAS, An emergency exists; and,

WHEREAS, the Miscellaneous Budget of the General Fund has unappropriated money designated for the deputy public defender position.

BE IT THEREFORE RESOLVED, That the Dakota County Board of Commissioners hereby authorize the unappropriated moneys of the Miscellaneous Budget of the General Fund to be utilized for the payment of the over expended budget of the Public Defender and that said budget be increased by \$13,700.00 to \$112,934.96 for fiscal year 2002-2003.

BE IT FURTHER RESOLVED, That the Miscellaneous Budget be reduced by \$13,700.00 to \$330,563.46 for fiscal year 2002-2003.

Passed and adopted this 19th day of May, 2003.

Lyle Todd, Chairman
Dakota County Board of Commissioners

ATTEST:

County Clerk

Roll Call Vote: Todd-Yea; Miller-Yea; Engel-Absent; Bousquet-Yea; Hartnett-Yea. Unanimous motion carried.

Commissioner Miller moved, seconded by Commissioner Hartnett, to adopt Resolution 03C-012 to amend the Legal Services budget as follows:

RESOLUTION 03C-012

WHEREAS, the office of Legal Services will exceed its budget with the payment of the May 2003 accounts payable; and,

WHEREAS, An emergency exists; and,

WHEREAS, the Miscellaneous Budget of the General Fund has unappropriated moneys left.

BE IT THEREFORE RESOLVED, That the Dakota County Board of Commissioners hereby authorize the unappropriated moneys of the Miscellaneous Budget of the General Fund to be utilized for the payment of the over expended budget of Legal Services and that said budget be increased by \$15,000.00 to \$179,600.00 for fiscal year 2002-2003.

BE IT FURTHER RESOLVED, That the Miscellaneous Budget be reduced by \$15,000.00 to \$315,563.46 for fiscal year 2002-2003.

Passed and adopted this 19th day of May, 2003.

Lyle Todd, Chairman
Dakota County Board of Commissioners

ATTEST:

County Clerk

Roll Call Vote: Miller-Yea; Engel-Absent; Bousquet-Yea; Hartnett-Yea; Todd-Yea. Unanimous motion carried.

Commissioner Hartnett moved, seconded by Commissioner Bousquet, to approve the April 2003 official's reports from the County Clerk, Clerk of District Court, and Register of Deeds.

Roll Call Vote: Engel-Absent; Bousquet-Yea; Hartnett-Yea; Todd-Yea; Miller-Yea. Unanimous motion carried.

The Board met with County Attorney Bob Finney regarding the Law Library. After discussion it was decided to use unexpended funds from the District Judge budget to pay the law library claims and to write to Judge Redmond about this and to ask for clarification on the law library items that belong in his budget and those that belong in the law library budget.

Commissioner Hartnett moved, seconded by Commissioner Miller, to adopt Resolution 03C-013 to amend the law library budget as follows:

RESOLUTION 03C-013

WHEREAS, the office of Law Library will exceed its budget with the payment of the May 2003 accounts payable; and,

WHEREAS, An emergency exists; and,

WHEREAS, the District Judge Budget of the General Fund has unappropriated moneys left.

BE IT THEREFORE RESOLVED, That the Dakota County Board of Commissioners hereby authorize the unappropriated moneys of the District Judge Budget of the General Fund to be utilized for the payment of the over expended budget of Law Library and that said budget be increased by \$3,300.00 to \$25,300.00 for fiscal year 2002-2003.

BE IT FURTHER RESOLVED, That the District Judge Budget be reduced by \$3,300.00 to \$7,550.00 for fiscal year 2002-2003.

Passed and adopted this 19th day of May, 2003.

Lyle Todd, Chairman
Dakota County Board of Commissioners

ATTEST:

County Clerk

Roll Call Vote: Bousquet-Yea; Hartnett-Yea; Todd-Yea; Miller-Yea; Engel-Absent
Unanimous motion carried.

Commissioner Miller moved, seconded by Commissioner Bousquet, to approve the
claims as presented:

GENERAL FUND: Cellular One, phone- 27.68; Perkins, supplies- 44.13; S Sioux City
Star, publishing- 296.20; Bear Graphics, title envelopes- 668.83; BMI, recording
system- 3132.16; Cellular One, phone- 27.90; Cover One, binding machine/covers-
469.00; Dakota County Clerk, filing fees/copies- 156.70; NACO, workshop
registration- 65.00; Perkins, supplies- 582.86; Ted Piepho, computer supplies-
89.25; Sams Club, shredder- 49.43; Sioux City Wintronics, cable ties- 14.44;
Staples, computer supplies- 69.88; Robert Giese, mileage- 79.20; Charlotte
Doenhoefer, prior years- 10.00; Ruth Jensen, prior years- 12.00; Nadine Lewon,
prior years- 17.00; Mardell Sorensen, prior years- 26.00; Irene Van Lent, prior
years- 16.00; Duggan Printing, printing- 914.70; Maureen Hayden, return postage-
2.17; NACO, workshop registration- 65.00; Redfield & Co, office supplies-
328.61; Des Moines Stamp Mfg, supplies- 161.40; NACO, workshop registration-
65.00; MIS, lease payment- 240.00; Iowa Office Supply, supplies- 9.90; ES&S,
program board/code stock- 978.74; Perkins, supplies- 55.47; S Sioux City Star,
absent ballot notices- 449.27; Gene Cantrell, mileage- 20.16; Jim Crosgrave,
mileage- 15.84; Jim Jepsen, mileage- 2.88; Dick McCabe, mileage- 17.28; Dick
McNear, mileage- 16.20; Marlan Millard, mileage- 10.08; Neil Miller, mileage-
18.36; Joe O'Neill, mileage- 5.04; Martin Rohde, mileage- 11.52; Simpco, service
contract- 404.24; Star Printing, public notice posters- 184.50; Lynette
Beermann, jury supplies- 17.23; Clerk of District Court, mileage- 49.60; Des
Moines Stamp Mfg, stamps- 170.50; Iowa Office Supply, supplies- 133.90; Perkins,
supplies- 267.43; Century Business Products, copier/fax repairs- 283.33; Lexis
Nexis, law books- 194.55; Thurston County Court, supplies- 42.07; XPEDX,
supplies- 287.95; Cellular One, phone- 26.11; Sams Club, recorder- 57.16; Scott
Dugan, mileage- 478.80; Frank Gonzalez, interpreting- 400.00; NCDAA,
dues/seminar- 145.00; NE Supreme Court Publications, advance sheets/decisions of
NE court of appeals- 350.00; Omaha World Herald, subscription- 100.10; Perkins,
supplies- 21.40; Sams Club, supplies- 298.54; Clerk of District Court, court
costs- 1270.00; Coffee King, jury coffee- 39.92; Connie Lee, bill of exceptions-
600.00; William Binkard, attorney fees- 402.00; Dodge County Sheriff, service-
15.50; Douglas Luebe Law Office, attorney fees- 423.10; Michael Schmiedt,
attorney fees- 75.00; Dakota County Sheriff, papers/warrants- 2339.58; Lowell
Birkley, witness fees- 28.64; Kerry Bliven, witness fees- 27.20; Lin Bliven,
witness fees- 20.00; Dakota County Court, court costs- 252.00; Sandra Inkster
Ehrich, attorney fees- 1171.00; Donna Gardner, witness fees- 27.20; Vickie
Hanson, witness fees- 22.16; Dianne Hicks, witness fees- 20.00; Ronald Hicks,
witness fees- 27.20; Stephanie Hirsch, witness fees- 25.40; Randy Hisey,
attorney fees- 792.00; Hungrys, jury meals- 53.87; Hurley Law Office, attorney
fees- 456.00; Barbara Kueny, attorney fees- 810.00; Katie McCarthy, witness
fees- 50.24; Robert Rehan, attorney fees- 2347.10; John Roupe, witness fees-
23.60; Rick Sydow, witness fees- 22.16; Richard Thramer, attorney fees- 409.80;

Patrick Tott, attorney fees- 972.00; Amanda Wanamaker, witness fees- 24.32; DISTRICT COURT JURY PAYROLL: Penny Boggess- 40.76; Shane Cain- 37.88; Emily Campbell- 37.16; Howard Carpenter- 39.32; Ellen Conley- 39.32; James Cross- 35.36; Leland Culligan- 37.52; Chadwick Dahl- 37.52; Kathryn Davis- 38.60; Donald Deal Jr.- 37.16; Nathan Dean- 45.08; John Dumdei- 37.16; Luann Durant- 37.16; Sally Eiler-42.92; Brian Eriksen- 42.20; Fran Fish- 37.88; Hugh Fugleberg- 41.48; Dennis Jensen- 37.88; Lynn Jensen- 42.20; David Johnson- 35.00; Beatriz Lopez- 43.64; Patricia Mahr- 37.88; Michael Miller- 37.88; James Nelson- 47.96; Dawn Olmstead- 37.88; Brian O'Neill- 41.84; Marcia Pauling- 42.20; Debra Peterson- 37.16; Donald Pilgrim- 39.32; Teresa Porter- 36.44; April Rahn- 41.84; Mary Wallace- 40.76; Charlene Watkins- 37.16; Vincent Weber- 37.16; Paula Wendte- 36.44; Sandra Williams- 39.32; Pat Hurley, bailiff fees- 75.00; COUNTY COURT JURY PAYROLL: Leonard Cain- 44.00; Marcia Delperdang- 38.60; Robert Gottsche- 46.52; Sergio Guerrero- 38.60; Linda Hall- 35.72; Michael Horner- 37.16; Linda Jepsen- 45.80; Gary Jones- 37.16; Rochelle Lile- 38.60; Mary Lussier- 44.36; Douglas McLaughlin- 42.92; Terry Muff- 37.16; Anthony Munoz- 37.16; Steven Nelson- 37.88; Larry O'Neill- 49.40; Vernon Schmidt- 36.44; Kee Scott- 38.60; Danielle Stowe- 35.36; Judy Towhig- 47.95; Mark Bruner- 36.44; Edward Mari- 40.76; Albert Nelson- 38.24; Michael Sears- 35.00; Pharyce Eslick, bailiff fees- 157.69; Maximus Inc, cost allocation plan- 1322.68; Bomgaars, supplies- 19.41; Cellular One, phone- 27.03; Electronics Unlimited, alarm repair- 180.00; Foulk Bros., shower repair- 52.50; Franks Asphalt, driveway repair- 989.00; Gill Hauling, dumpster- 110.00; Hardware Hank, supplies- 55.37; Rick Jensen, mileage- 140.76; JC Roofing, roof repair- 200.00; Maintenance Engineering, lights- 772.10; New Idea Fabrications, hitch- 100.00; Menards, supplies- 804.95; Mid American Energy, utilities- 1193.02; Nebraska Public Power Dist., utilities- 1645.70; O'Keefe Elevator, maintenance- 225.00; Qwest, alarm phone- 40.94; Robertsons Implement, mower blades- 53.68; Sams Club, supplies- 147.34; Share, chemical- 192.56; Siouxland Lock & Key, keys- 50.00; Superior Wholesale, supplies- 469.50; Trembly Pest Control, monthly fee- 50.00; Walmart, supplies- 22.44; ServiceMaster, cleaning- 3750.00; Dakota County Extension, mileage/supplies/copier- 1949.67; Cellular One, phone- 105.83; Circle R Frame Aligners, vehicle maintenance- 59.00; City of S Sioux City, copies- 209.65; Crystal Oil, service/tires/repairs- 119.92; Dakota County Clerk, title fees- 10.00; Dakota County Sheriff, stamps/tire fee/postcards- 67.00; Dakota Food & Fuel, fuel- 599.31; Brian Ellinger, k-9 training food/fuel- 59.68; Fremont Tire, vehicle maintenance- 628.25; Harolds, film developing- 53.31; Jacks uniforms, uniforms/equipment- 228.30; Jackson Glass, windshield- 270.33; Jims Service, vehicle maintenance- 242.40; K & S Auto Service, vehicle maintenance- 86.75; NLETC, officer testing/training- 50.00; Perkins, supplies- 342.34; Philfleet, fuel- 2604.90; Racom, phone access line- 588.00; Safeguard Business Systems, journal pages- 367.34; Siouxland Humane Society, animal control- 93.00; Team Ford, patrol car- 10167.69; Aspen Publishers, law book- 750.00; Cellular One, phone- 82.28; Nebraska DMV, transcripts- 28.00; H2O4U, water cooler- 21.00; Iowa Office Supply, copier contract- 110.00; Lancaster County Court, copies- 6.25; Mercy Medical Center, lab testing- 115.00; Mid American First Call, transport fee- 193.90; Record Printing, stationary/envelopes- 242.00; St Lukes Home Health, blood draws- 600.00; St Lukes Regional Medical Center, court costs- 15.50; BI Inc, electronic monitoring- 183.15; Cellular One, phone- 30.72; Perkins, supplies- 17.52; AJ Phillips Publishing, inmate cards- 95.00; BI Inc, electronic monitoring- 1260.40; Boys & Girls Home, juvenile holding- 900.00; PA Braunger Foods, food products- 934.76; Cardiovascular Associates, inmate medical- 40.00; Sergio Castillo, interpreting- 180.00; Cedar County Sheriff, prisoner boarding- 3060.00; Cellular One, phone- 66.72; Dakota Super Value, food- 745.01; Dept of Correctional Services, safekeepers- 6656.25; Dixon County Sheriff, prisoner boarding- 750.00; Earthgrains, bread products- 583.50; Galls Inc, transport belts- 188.94; Guard-Rite Security Services, transport inmates-

1651.26; Cathy Harsma, mileage- 145.10; Amy Hueser, interpreting- 50.00; HyVee, food- 1943.71; IMSS Anesthesiology, inmate medical- 305.60; Indep Neurologic Consultants, inmate medical- 120.15; Mercy Business Health/Urgent Care, inmate house calls- 300.00; Mercy Medical Center, inmate medical- 22129.74; Mercy Medical Center-IP, inmate medical- 1150.29; Moore Medical Corp, supplies- 44.25; NLETC, jailer training- 150.00; NE Nebr. Juvenile Service, juvenile holding- 5750.00; Norfolk Family Medical PC, inmate medical- 289.00; Osmond Pharmacy, inmate medications- 28.59; Pulmonary Associates, inmate medical- 638.15; Quest Diagnostics, inmate medical- 235.07; Redlers Pharmacy, inmate medications- 578.44; Reyna Rojas, interpreting- 35.00; Sams Club, food- 271.68; Siouxland Gasterenterology, inmate medical- 650.00; Superior Medical Co, inmate medical- 494.64; Thurston County Sheriff, prisoner boarding- 5085.00; Walmart, supplies- 86.74; Washington County Sheriff, prisoner boarding- 6160.00; Wisner's Rentals, transport van rental- 180.00; XPEDX, supplies- 580.68; York Medical Clinic, inmate medical- 77.00; Perkins, supplies- 104.95; Briggs Corp., medical gloves- 58.95; Pam DeVries, mileage- 304.09; Dunes Family Medical, consulting physician- 250.00; Gloria Dwyer, supplies- 35.08; Pat Glover, mileage- 124.40; Perkins, supplies- 21.82; Redlers Pharmacy, tb test- 79.50; Alan Boyd, mileage- 433.44; Cellular One, phone- 46.60; Sams Club, supplies- 362.85; Des Moines Stamp Mfg, stamp- 27.75; Matthew Bender, law library books- 818.37; West Group, law library books- 2464.96; NE Nebraska Public Power, crystal lake utilities- 20.50; Aflac/Flex One, service fees- 40.00; AT & T, phone- 36.86; Executive Copy, copier repair- 794.00; Lazette Gifford, website upkeep- 40.00; Independent Business Systems, postage machine repairs- 69.00; AJ Phillips Publishing, jail brochures- 923.04; Juhlin Plumbing & Heating, cap water/sewer- 155.55; MIPS, monthly support- 272.16; Nebraska Loess Hills RC&D, jail consultation- 200.00; Nebraska Trailer Sales, reimburse mv inspection fee- 10.00; NE Nebr. Area Agency on Aging, fy share 2004- 3753.00; Pitney Bowes, postage meter rental- 190.00; Qwest, phone charges- 1440.57; Sams Club, membership/administrative fees- 310.00; City of S Sioux City, storm water plan- 2674.49; US Postal Service, meter postage- 2500.00; WCS Telecom, phone- 670.07; Fund 300-Road, transfer- 37085.36; Fund 802-Road Improvement, transfer- 125303.86; Fund 5400-Weed, transfer- 869.29

ROAD FUND: Advance Auto, parts- 31.54; Aramark, service- 224.13; Barkley Asphalt, premix- 112.80; Bodlak Trucking, haul rock- 397.25; Bridgestone/Firestone, tires- 217.50; Cellular One, phone- 56.45; Crane Sales & Service, hoist- 3100.00; Dakota County Road Petty Cash, CDL testing/supplies- 183.45; Diesel Specialties, parts/labor- 172.60; Erlandson Transportation, road rock- 2805.30; The Feed Shed, erosion control- 375.50; Ft. Calhoun Stone, road rock- 1727.14; Gill Hauling, dumpster- 45.00; Great Plains International, parts- 384.70; Higman Sand & Gravel, road rock- 11293.55; HME Inc, haul rock- 1380.00; Hubbard Mini Mart, fuel- 3368.18; H2O4U, water service- 10.00; Jackson Glass, replace window- 35.79; Robert Jacobsen, reimburse CDL- 55.00; Joes Dept. Store, parts/supplies- 749.69; John Howard Trucking, haul rock- 5555.35; Linweld, oxygen tanks- 115.67; Lux Brothers, haul rock- 400.66; Marx Truck Sales, parts- 115.77; Medical Enterprises, CDL testing- 59.80; Arnold Mellick, reimburse tapes- 5.03; NPPD, homer service- 76.57; Northeast Equipment, parts/lease- 1117.58; Northeast Nebraska Telephone, service- 174.24; Nurta-Flo, supplies- 26.59; Oban Construction, trailer rent- 400.00; Parsons Equipment, flag material- 13.20; Power Plan, parts- 272.48; Qwest, damaged cable- 95.35; Rees Mack, filters- 42.40; Rinker Material Corp, road rock- 1119.29; Road Machinery, parts- 56.37; Sioux City Iron, supplies- 93.90; Siouxland NAPA, tools/supplies/oil- 172.02; Star Publishing, bid notices- 55.76; State of Nebraska, milled asphalt- 644.25; Team Ford, parts/labor- 158.05; Torco Remfg, parts- 28.75; UECO, pipe- 625.86; Warren Oil, fuel- 2633.26; Willers Inc/dba Pilger Sand & Gravel, road rock- 2066.09; Ziegler Inc, parts- 580.63

HARD SURFACE ROAD: Dakota Co Road Improvement, Gentrup/Nelson bridge- 30951.00; JEO Consulting, Jackson sw/Nelson- 3170.50; Theisen Construction, Nelson bridge 1st payment- 48331.72; United Bank & Trust, administrative charges- 500.00
ROAD IMPROVEMENT FUND: JEO Consulting, Homer so #2 engineering- 478.00; Fund 302, budget transfer- 50000.00; Wayne Rasmussen, row purchase- 500.00; Linda Reiser, row purchase- 500.00
POOR RELIEF: Nebraska Dept. of Social Services, administrative fees- 23.75
VETERANS SERVICE OFFICE: Veterans Service Office, emergency aid- 1500.00
DRUG ENFORCEMENT FUND: Detector Dog International, 2nd payment for drug dog- 4250.00
COMMUNITY JUSTICE GRANT-PRETRIAL: BI Inc, electronic monitoring- 103.95
INHERITANCE TAX: GA Johnson Construction, consulting- 176.04; HMN Architects, consulting- 61.38
JAIL PROJECT FUND: AJ Phillips Publishing, jail brochures- 874.90
WEED FUND: Atco International, chemical- 195.30; Bomgaars, parts/equipment repairs- 229.99; Leon Pies, reimburse safety glasses- 175.00; Siouxland NAPA, oil- 9.11; Wakefield Republican, weed notice in rocket- 112.14; Northeast COOP, chemical & prepay- 7555.05
Roll Call Vote: Hartnett-Yea; Todd-Yea; Miller-Yea; Engel-Absent; Bousquet-Yea. Unanimous motion carried.

Chair Todd adjourned their meeting at 3:36 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:
\s\ _____
Theodore A. Piepho,
County Clerk

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COUNTY BOARD OF COMMISSIONERS
MAY 27, 2003 PROCEEDINGS
DAKOTA COUNTY COURTHOUSE
COUNTY BOARD MEETING ROOM
DAKOTA CITY NEBRASKA

Chairman Todd called the meeting to order at 1:30 p.m.
Present: Commissioner Pam Miller, Commissioner Bill Engel, Commissioner Rick Bousquet, Commissioner Jackie Hartnett and Commissioner Lyle Todd and Ted Piepho, Secretary.
Absent: All Present
The Pledge of Allegiance was said.
Commissioner Hartnett moved, seconded by Commissioner Bousquet to approve the minutes of May 12, May 13, May 14 and May 19, all in 2003 as typed.
ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Joel Steenhoven, from the Siouxland Federal Credit Union presented a painting of the courthouse painted by Gwen Sides in 1986.

Madelyn Thorsland, State Assessor for Dakota County, presented many Tax Exempt Applications that she was recommending Approve, Partial Approval, denial and approval with a late penalty.

Commissioner Hartnett moved, seconded by Commissioner Engel to convene as Board of Equalization.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED 1:46 p.m.

Commissioner Hartnett moved, seconded by Commissioner Miller to approve the new applications of Glad Tiding Lighthouse and Primera Iglesia Bautista Hispana.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bousquet moved, seconded by Commissioner Engel to approve the many Exemption Applications that the State's Assessor recommended approval that have been approved in previous years.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bousquet moved, seconded by Commissioner Hartnett to disapprove the South Sioux City Chamber's Application for Personal Property because they do not meet the qualifications.

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to approve the Tax Exemption Application of United Methodist Church, which is being assessed a late penalty.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Miller to approve the four Tax Exempt Applications that the State's Assessor recommended part or a percentage of approval.

ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to approve the Tax Exempt Application that the State's Assessor is recommending as a partial exemption.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Miller to reconvene as Board of Commissioners.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED 1:51 p.m.

Paul Foreshoe appeared before the board concerning the way his road was being graded.

Jim Wagner, County Sheriff, appeared before the board to request authorization to advertise for bids for a catering service to furnish the meals for inmates rather than having an in-house cook.

Commissioner Engel moved, seconded by Commissioner Bousquet to authorize Jim Wagner to advertise for bids for vendors to supply inmates with meals.
ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Sheriff Jim Wagner presented a Homeland Security Grant that he compiled and it pays for officers overtime for increased surveillance on things that terrorists may be involved in tampering with.

Commissioner Miller moved, seconded by Commissioner Engel to approve and authorize Sheriff Wagner to submit the Grant on behalf of Dakota County.
ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller discussed with the board the need to participate with siouxland Initiative and this would be in hopes to broaden the tax base in Dakota County.
Commissioner Todd and Commissioner Hartnett didn't feel that we should take on new expenditures at this time. Commissioner Bousquet said he would like to see where we are with the budget before committing.

Commissioner Miller moved to participate in Siouxland Initiative at \$5,000 a year for a five year period.
The motion died for a lack of a second.

Arnie Mellick, Road Foreman, appeared before the board with a recommendation to reject all Pickup bids opened in the last meeting.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to reject all Pickup bids submitted last meeting.
ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Joel Broekemeier appeared before the board to discuss the lead man and Randy Crombie Highway Supt.
Commissioner Hartnett moved, seconded by Commissioner Bousquet to convene into Closed Executive Session to discuss personnel.
ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 2:36 pm.

Commissioner Hartnett moved, seconded by Commissioner Engel to reconvene into open session.
ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED 3:09 p.m.

The board discussed the County's Health Insurance premiums. The present county plan would cost the county roughly \$100,000 a year. Going to a \$250.00 deductible would save the county approximately \$50,000.00 over the present coverage.

Commissioner Bousquet moved, seconded by Commissioner Miller to accept the plan from the provider that allows for a \$250.00 deductible.
ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller moved, seconded by Commissioner Bousquet to approve the Payroll Claims as follows:

COUNTY GENERAL FUND: Gross salaries- \$71,856.25, General Fund Employees Net Pay- \$50,897.14, Employer deductions paid: Retirement- 4,161.02, Social Security Tax- 4,455.07, Medicare- 1,041.91.

Richard Bousquet- 472.00, William Engel- 472.00, Jackie Hartnett- 472.00, Pamela Miller- 472.00, Lyle Todd- 495.08, Nanci Walsh- 1051.68, Marisol Curiel- 749.01, Theodore Piepho- 1380.20, Cynthia Purucker- 420.40, Joan Spencer- 1010.97, Darlene Davis- 762.40, Robert Giese- 1380.20, Ruth Gillaspie- 1010.97, Jolene Heinemann- 805.80, Kimberly Kuehl- 726.13, Phyllis Ridge- 836.00, Mark J. Dorcey- 529.50, Margaret Rahn- 1010.97, Cynthia Purucker- 499.25, Margaret Kunzie- 7.85, Arnold Mellick- 237.71, Lynette Beermann- 1380.20, Michelle Criss- 720.00, Carol Dunham- 760.00, Tracy Smock- 897.13, Scott M Dugan- 1726.28, Mary Gamble- 888.00, Thomas Jackson- 1538.46, Wildon Sur- 576.00, Richard Jensen- 1181.21, Patricia Stingley- 828.00, Sandy Beers- 940.00, Jeremy Bermel- 1348.75, Anthony Bos- 1275.04, Brad Claypool- 1066.45, Brian Ellinger- 1314.96, Todd Hammer- 1125.74, Thomas Hardy- 24.00, Melvin Harrison III- 1211.89, Rodney Herron- 1543.86, Jared Junge- 1892.44, Michael Kreegar- 1029.84, Gayle Richards- 691.25, William Thompson- 1572.35, James Wagner- 1,726.28, Randall Walsh- 2255.00, Laurie Barclay- 918.40, Rita Chase- 872.00, Debra Fergen- 1653.85, Robert Finney- 2233.04, Amber Hegarty- 1403.85, Aimee Kennedy- 636.50, Timothy Maher- 1480.77, Nicole Sims- 1049.65, Rebecca Broer- 1256.67, Sergio Castillo- 656.01, Richard Criss- 873.43, Leonard Cunningham- 974.40, John Gilles- 912.26, Michael Gregerson Jr.- 993.25, Alma Gunderson- 1052.85, Paula Harrigfeld- 346.28, Cathy Harsma- 897.84, Kimberly Johnson- 505.75, Kevin Rohde- 983.55, Charity Schlotman- 812.31, Linda Schovanec- 1034.87, Margaret Stingley- 689.13, Judy Vandenberg- 56.00, Margaret Kunzie- 848.00, Duane Upton- 50.00, Margaret Kunzie- 80.00, Arnold Mellick- 140.00, Pamela DeVries- 1,339.00, Gloria Ann Dwyer- 816.00, Patricia Glover- 1097.88, Alan Boyd- 877.46.

GENERAL FUND: Employee withholding paid to: Federal- 7038.75, State- 2,338.60, Social Security Tax- 4,455.07, Medicare- 1041.91, Retirement- 2,820.33, Credit Union- 1,548.31, Deferred Comp- 791.22, Garnishments- 924.92.

COUNTY ROAD PAYROLL: Gross salaries- \$14,486.69, Road Employees Net Pay- \$10,958.05, Employer deductions paid: Retirement- 931.93, Social Security Tax- 898.17, Medicare- 210.07.

Joel Broekemeier- 1054.40, Randall Crombie- 1058.40, Ronald Harder- 1050.40, Walter Heinemann- 1058.40, Richard Hoelsing- 1050.40, Robert Jacobsen- 1058.40, Fred Kellogg- 1046.40, Adam Krause- 680.00, Kimon Litras- 1054.40, Richard McNear- 1058.40, Arnold Mellick- 1161.89, Marlan Millard- 1058.40, Leon Pies- 1046.40, James Swanson- 1046.40.

ROAD FUND: Employee withholding paid to: Federal- 1271.92, State- 413.47, Social Security- 898.17, Medicare- 210.07, Retirement- 621.33, Credit Union- 32.00, Deferred Comp.- 81.68.

COPS FAST GRANT: Gross salaries- 1071.56, Cops Fast Employee Net Pay- 810.81, Employer deductions paid: Social Security- 66.44, Medicare- 15.54, Brent Gilster- 810.81.

COPS FAST GRANT: Employee withholding paid to: Federal- 134.10, State- 44.67, Social Security- 66.44, Medicare- 15.54.

VISITOR'S PROMOTION FUND: South Sioux Chamber of Commerce- 5118.03.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd adjourned their meeting at 3:43 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____

ATTEST: Lyle Todd, Board Chair

\S\ _____

Theodore A. Piepho,
County Clerk

* * *

COUNTY BOARD OF COMMISSIONERS
JUNE 09, 2003 PROCEEDINGS
DAKOTA COUNTY COURTHOUSE
COUNTY BOARD MEETING ROOM
DAKOTA CITY NEBRASKA

Chairman Todd called the meeting to order at 1:30 p.m.

Present: Commissioner Pam Miller, Commissioner Bill Engel, Commissioner Rick Bousquet, Commissioner Jackie Hartnett and Commissioner Lyle Todd and Ted Piepho, Secretary.

Absent: All Present

The Pledge of Allegiance was said.

Commissioner Engel moved, seconded by Commissioner Bousquet to approve the minutes of May 27, 2003 as typed in the official record.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Angie Coan, from Gateway Bar and Grill, 1558 Gateway Drive, South Sioux City, Dakota County, NE 68776; appeared before the board to ask if the board would approve a Special Designated Liquor License for July 12th and August 16th. July 12th is a Mad Mudders event and August 16th is an event connected with the fair.

Commissioner Engel moved, seconded by Commissioner Hartnett to approve a request for a Special Designated Liquor License in the name of Richard L. Coan Gateway Bar & Grill, 1558 Gateway Drive, South Sioux City, Dakota County, NE 68776; for the location at 1524 Atokad Drive, South Sioux City, Nebraska, Dakota County, 68776, to serve beer at the Mad Mudders event July 12, 2003 and to include approval of the date August 16, 2003, during the fair.

Ms. Coan said she would be in at a later time to request a Special Designated License during the other days of the fair.

It was suggested that the board approve those dates at this time. Therefore, Commissioners Hartnett withdrew her second and Commissioner Engel withdrew his motion.

Commissioner Engel moved, seconded by Commissioner Hartnett to approve a request for a Special Designated Liquor License in the name of Richard L. Coan Gateway Bar & Grill, 1558 Gateway Drive, South Sioux City, Dakota, NE 68776; for the location at 1524 Atokad Drive, South Sioux City, Nebraska, Dakota County, 68776, to serve beer at the Mad Mudders event July 12, 2003 and to include approval of the dates August 14th, 15th, 16th and 17th, 2003, which include all days of the Dakota-Thurston County Fair.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Bart Gotch with Cardinal Development, appeared before the board with a proposal that Dakota County participate with them in their efforts in economic development. He summarized what Cardinal Development was about and mentioned

that a part time economic development coordinator could be added to enhance their efforts.

Duane Upton, Highway Supt., appeared before the board and explained the procedures for acquiring Right-of-Way on Federal Aid Projects. He used the following outline in presenting that information to the board.

ACQUIRING RIGHT-OF-WAY
ON
FEDERAL AID PROJECTS

COUNTY BOARD RESPONSIBLE FROM HERE TO B. APPRAISER

I. Appraisal

A. Selection of an appraiser

1. Co. Bd. reviews each tract and determines which type of an appraisal is appropriate for each Tract.

a. Minimum Payment Estimate

* Uncomplicated

* Total compensation \$500 or less including cost to cure of less than \$250 - excludes fence relocation and/or construction

b. Value Finding Appraisal

* Uncomplicated where only the part taken need to be valued

* Total compensation \$2500 or less-excludes fence relocation and/or construction

* Nominal damages or simple cost to cure of less than \$1000

C. Short Form Appraisal

* Uncomplicated - whole or partial acquisitions where the highest and best use of the property is its present use and not changed by acquisition.

* Only one approach, usually the sales comparison method is applicable.

* Damages must be nominal or of the cost to cure type of less than \$2,500

d. Standard Before and After Appraisals

* Complicated

* Causes a diminution of value to the remainder by the cost to cure method of more than \$2,500

2. Co. Bd. Solicits Proposals from Appraisers

3. Co. Bd. Selects Appraiser

4. Co. Bd. enters into agreement with Appraiser

* Agreement contains an itemized tract by tract schedule of fee which will be paid, completion date and, fee for court testimony.

APPRAISER RESPONSIBLE FROM HERE TO C. APPRAISAL REVIEW

B. Appraiser

1. Appraiser shall give the owner or the owner's representative the opportunity to accompany the appraiser during the inspection of the property

2. Appraiser makes a formal, written valuation report for each parcel.

COUNTY BOARD CHAIRMAN RESPONSIBLE FROM HERE TO D. NEGOTIATION

C. Appraisal Review

1. Co. Bd. Chairman empowered to review and establish just compensation based on appraisals.

2. Reviewer prepares a signed and dated settlement for each tract.

COUNTY BOARD NEGOTIATOR RESPONSIBLE FROM HERE TO END

D. Negotiation

1. Co. Bd. appoints a negotiator

2. Negotiator contacts the property owner(s)

a. Explains the project plans relating to the owner property

- b. Presents a written offer for not less than the reviewed appraisal listing land, improvements, fences and damages separately.
- c. The information letter
- d. The information brochure
- e. Deed and payment documents
- 3. After each call the negotiator fills out a call report
- 4. If offer is acceptable owner executes the documents
- 5. If offer is not immediately acceptable, a reasonable effort must be made to induce the owner to accept the offer. If it is in the public interest to pay more than the appraisal, this is acceptable.
- 6. If agreement cannot be reached condemnation proceedings are begun.
- 7. At the conclusion of negotiations the negotiator fills at certificate for each tract.

Duane also informed them of the following information, which he had written in letter form to Arnie Mellick.
 June 3, 2003

Dakota County
 Board of Commissioners
 c/o Arnie Mellick
 1863 North Bluff Road
 Hubbard, NE 68741

RE: BRO-7022(14)
 Homer South
 Right-of-Way

Dear Board Members:

Since it appears that Dakota County will need to purchase the right-of-way for the above referenced project, you will need to follow the same procedures as you did for the other Homer South project.
 Enclosed you will find an outline of these procedures.

We would recommend the following type of appraisal

TRACT NO	Type of Appraisal		
	OWNER(s)	ACRES	TYPE OF APPRAISAL
1	Lewis L. Storm Michael L. Storm Gregory L. Storm	0.914	Value Finding Estimate

Since you have solicited proposals from appraisers in the past and since no state or federal funds are involved in the purchase of the R.O.W. and since the work and price of Deane L. Davenport has been acceptable and the price per tract has been in line with that of other appraisals, we would recommend that they be retained as appraisers for this project. If you wish to solicit proposals, let us know.

Enclosed you will find the following:

- 1 - Folder for the appraiser containing:
 - * Appraisal Standards and Reports

* Copy of the Warranty Deed for each parcel, which has a legal description of the property to be acquired

* Plat map for each tract

2. Folder for each property owner containing:

* Right-of-Way Contract

* Warranty Deed

* Plat Map

* Pamphlet "Highway Progress and Your Property"

3. Folder for the Clerk/Attorney and Negotiator containing:

* Instruction for Issuing R-O-W Certificate

* Appraisal Standards and Reports

* Right-of-Way Certificate

* Checklist for project turn-in for each tract

* Review determination of fair market value for each tract

* R-O-W contract for each tract

* Call Report form for each tract

* Certificate of Negotiator for each tract

* Warranty Deed for each tract

* Plat Map for each tract

If you have questions or desire further assistance, please contact us-

Sincerely,

Duane H. Upton, P.E.
Senior Vice President

He concluded by advising the board that they need to appoint an appraiser and negotiator for Project BRO-7022(14) Homer South.

Commissioner Miller moved, seconded by Commissioner Hartnett to appoint Deane Davenport as the appraiser and to appoint Arnie Mellick the negotiator for Project BRP-7022(14) Homer South Bridge.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bousquet moved, seconded by Commissioner Miller to approve Change Order Three (3) issued May 20, 2003 to Contractor Theisen Construction for Dakota County Jackson Southwest Project changing the Original Contract price from \$261,875.20 to \$271,850.60 and to authorize the chair to sign all documents pertaining to said change order.

ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to approve Application for Payment Two(2) and Three (3) for Jackson Southwest Bridge Replacement and to authorize the chair to sign all documents pertaining to said Applications for payment.

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

The board discussed purchasing a pickup.

Commissioner Hartnett moved, seconded by Commissioner Miller to purchase a 2002 Ford 3/4 ton pickup, which had been a roll over with 20,000 miles from Team Ford for \$17,000.

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to transfer Dakota County Abandoned Vehicle Title; 03149700026 on a 1989 Ford Aerostar Sport Van bearing the serial number 1FMCA11U3KZA44098 to Axles & Gears dba C & H Truck parts for consideration of the storage and towing charges due against said vehicles..

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

The board discussed the County's Health Insurance and thought it should be bid out next time.

The County Board contacted the Sheriff's Office to inquire what the jail population is. The numbers were 45 inmates in house and 58 boarded out to other facilities.

Commissioner Miller moved, seconded by Commissioner Engel to convene into Closed Executive Session to discuss personnel.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED 2:55 p.m.

Commissioner Hartnett moved, seconded by Commissioner Engel to reconvene into Open Session.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED 3:13 p.m.

Commissioner Miller moved, seconded by Commissioner Hartnett to approve the payroll subject to the employee handbook as follows:

COUNTY GENERAL FUND: Gross salaries- \$73648.35, General Fund Employees Net Pay- \$49,571.60, Employer deductions paid: Retirement- 4,182.68, Social Security Tax- 4,379.52, Medicare- 1,024.24, Unicare Health- 13,429.00, Unicare Dental- 856.05, Unicare Life- 282.92.

William Engel- 472.00, Jackie Hartnett- 472.00, Pamela Miller- 472.00, Lyle Todd- 495.08, Nanci Walsh- 1051.68, Marisol Curiel- 659.19, Theodore Piepho- 1380.20, Cynthia Purucker- 428.29, Joan Spencer- 1010.97, Darlene Davis- 762.40, Robert Giese- 1380.20, Ruth Gillaspie- 1010.97, Jolene Heinemann- 816.00, Kimberly Kuehl- 740.00, Phyllis Ridge- 836.00, Mark J. Dorcey- 529.50, Margaret Rahn- 1010.97, Cynthia Purucker- 425.66, Margaret Kunzie- 7.85, Arnold Mellick- 237.71, Lynette Beermann- 1380.20, Michelle Criss- 720.00, Carol Dunham- 924.87, Tracy Smock- 505.54, Scott M Dugan- 1726.28, Mary Gamble- 888.00, Thomas Jackson- 1538.46, Wildon Sur- 420.75, Andrew Jensen- 504.00, Richard Jensen- 1181.21, Patricia Stingley- 828.00, Sandy Beers- 940.00, Jeremy Bermel- 1495.04, Anthony Bos- 1219.87, Brad Claypool- 1346.96, Brian Ellinger- 1763.79, Todd Hammer- 1143.80, Melvin Harrison III- 1551.27, Rodney Herron- 1580.62, Jared Junge- 1541.99, Michael Kreegar- 1486.53, Gayle Richards- 700.00, William Thompson- 1587.69, James Wagner- 1,726.28, Randall Walsh- 1607.20, Laurie Barclay- 918.40, Rita Chase- 844.75, Debra Fergen- 1653.85, Robert Finney- 2233.04, Amber Hegarty- 1403.85, Aimee Kennedy- 760.00, Timothy Maher- 1480.77, Nicole Sims- 1049.65, Rebecca Broer- 1636.53, Sergio Castillo- 1004.58, Richard Criss- 998.24, Leonard Cunningham- 1078.80, John Gilles- 896.92, Michael Gregerson Jr.- 933.80, Alma Gunderson- 1154.75, Paula Harrigfeld- 472.65, Cathy Harsma- 1028.08, Kimberly Johnson- 505.75, Kevin

Rohde- 1030.96, Charity Schlotman- 697.04, Linda Schovanec- 1016.16, Margaret Stingley- 781.66, Judy Vandenberg- 112.00, Margaret Kunzie- 848.00, Duane Upton- 50.00, Margaret Kunzie- 80.00, Arnold Mellick- 140.00, Pamela DeVries- 1,339.00, Gloria Ann Dwyer- 816.00, Patricia Glover- 1018.81, Alan Boyd- 877.46, Principal Mutual- 831.57.

GENERAL FUND: Employee withholding paid to: Federal- 7011.37, State- 2,317.82, Social Security Tax- 4,379.52, Medicare- 1024.24, Retirement- 2,833.95, Unicare health- 2,000.64, Unicare Dental- 394.34, Colonial Health- 35.20, Credit Union- 1,588.31, Colonial Life- 3.00, Deferred Comp- 791.22, Garnishments- 1,036.65, Aflac Health- 401.44, Aflac Life/Dsbl- 80.05, Aflac Flex Plan- 179.00.

COUNTY ROAD PAYROLL: Gross salaries- \$14,418.69, Road Employees Net Pay- \$9,913.00, Employer deductions paid: Retirement- 931.93, Unicare Health- 2,685.80, Unicare Dental- 171.21, Unicare Life- 54.54, Social Security Tax- 835.97, Medicare- 195.51.

Joel Broekemeier- 1054.40, Randall Crombie- 1058.40, Ronald Harder- 1050.40, Walter Heinemann- 1058.40, Richard Hoelsing- 1054.40, Robert Jacobsen- 1058.40, Fred Kellogg- 1046.40, Adam Krause- 612.00, Kimon Litras- 1054.40, Richard McNear- 1058.40, Arnold Mellick- 1161.89, Marlan Millard- 1058.40, Leon Pies- 1046.40, James Swanson- 1046.40.

ROAD FUND: Employee withholding paid to: Federal- 1127.73, State- 369.55, Social Security- 835.97, Medicare- 195.51, Retirement- 621.33, Unicare Health- 764.49, Unicare Dental- 45.28, Reassure America Life- 9.76, Colonial Health- 33.01, Union Dues- 200.00, Credit Union- 32.00, Deferred Comp.- 81.68, Aflac Health- 125.30, Aflac Life/Dsbl- 64.08, Principal Mutual Life- 149.05.

COPS FAST GRANT: Gross salaries- 1462.86, Cops Fast Employee Net Pay- 1049.59, Employer deductions paid: Unicare Health- 206.60, Unicare Dental- 13.17, Unicare Life- 4.42, Social Security- 90.70, Medicare- 21.21, Brent Gilster- 1049.59.

COPS FAST GRANT: Employee withholding paid to: Federal- 229.41, State- 71.95, Social Security- 90.70, Medicare- 21.21.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

The board discussed the possibility of constructing a new jail on a smaller scope and to operate the existing jail and operate the new jail in conjunction with each other. A proposal might be to build a 100 bed facility and the county would still have the ability to house Federal prisoners to help defray the cost.

Chair Todd adjourned their meeting at 3:55 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:

\S\ _____
Theodore A. Piepho,
County Clerk

* * *

COUNTY BOARD OF COMMISSIONERS
JUNE 16, 2003 PROCEEDINGS
DAKOTA COUNTY COURTHOUSE
COUNTY BOARD MEETING ROOM

DAKOTA CITY NEBRASKA

Chairman Todd called the meeting to order at 10:45 a.m.

Present: Commissioner Rick Bousquet, Commissioner Jackie Hartnett and Commissioner Lyle Todd and Ted Piepho, Secretary.

Absent: Commissioner Pam Miller, Commissioner Bill Engel.

The Pledge of Allegiance was said.

The board reviewed the claims submitted by the County Clerk for payment. Chair Todd recessed their meeting at 11:41 a.m.

Chair Todd reconvened their meeting at 1:30 p.m. with all members present. Commissioner Miller moved, seconded by Commissioner Engel to convene into Closed Executive Session to interview candidates for the lead position in the Road Department.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED. 1:34 p.m.

Commissioner Hartnett moved, seconded by Commissioner Engel to reconvene in Open Session.

ROLL CALL VOTE: Engel- Yea, Bousquet- Abstained, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED. 2:44 p.m.

Commissioner Engel moved, seconded by Commissioner Miller to appoint Kimon Litras to the newly created lead position in the Road Department.

ROLL CALL VOTE: Bousquet- Abstained, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Engel to authorize the Road Department to construct a Storm Shelter with an authorized expenditure of \$2,500.00.

ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller moved, seconded by Commissioner Hartnett to adopt Budget Resolutions 03C-014, 03C-015, 03C-016, 03C-017, 03C-018, 03C-019, 03C-020, 03C-021, as follows:

RESOLUTION 03C-014

WHEREAS, the office of Election Commissioner will exceed its budget with the payment of the June, 2003, accounts payable and payroll; and,

WHEREAS, An emergency exists; and,

WHEREAS, the County Clerk Budget of the General Fund has unappropriated moneys left.

BE IT THEREFORE RESOLVED, That the Dakota County Board of Commissioners hereby authorize the unappropriated moneys of the County Clerk Budget of the General Fund to be utilized for the payment of the over expended budget of Election Commissioner and that said budget be increased by \$6,500.00 to \$43,110.40 for fiscal year 2002-2003.

BE IT FURTHER RESOLVED, That the County Clerk Budget be reduced by \$6,500.00 to \$164,150.66 for fiscal year 2002-2003.

Passed and adopted this 16th day of June, 2003.

Lyle Todd, Chairman
Dakota County Board of Commissioners

ATTEST:

County Clerk

RESOLUTION 03C-015

WHEREAS, the office of Planning and Zoning will exceed its budget with the payment of the June, 2003, accounts payable and payroll; and,

WHEREAS, An emergency exists; and,

WHEREAS, the Highway Superintendent Budget of the General Fund has unappropriated moneys left.

BE IT THEREFORE RESOLVED, That the Dakota County Board of Commissioners hereby authorize the unappropriated moneys of the Highway Superintendent Budget of the General Fund to be utilized for the payment of the over expended budget of the office of Planning and Zoning and that said budget be increased by \$200.00 to \$11,730.58 for fiscal year 2002-2003.

BE IT FURTHER RESOLVED, That the Highway Superintendent Budget be reduced by \$200.00 to \$33,036.56 for fiscal year 2002-2003.

Passed and adopted this 16th day of June, 2003.

Lyle Todd, Chairman
Dakota County Board of Commissioners

ATTEST:

County Clerk

RESOLUTION 03C-016

WHEREAS, the Law Library will exceed its budget with the payment of the June, 2003, accounts payable and payroll; and,

WHEREAS, An emergency exists; and,

WHEREAS, the District Judge Budget of the General Fund has unappropriated moneys left.

BE IT THEREFORE RESOLVED, That the Dakota County Board of Commissioners hereby authorize the unappropriated moneys of the District Judge Budget of the General Fund to be utilized for the payment of the over expended budget of the Law Library and that said budget be increased by \$200.00 to \$23,500.00 for fiscal year 2002-2003.

BE IT FURTHER RESOLVED, That the District Judge Budget be reduced by \$200.00 to \$7,250.00 for fiscal year 2002-2003.

Passed and adopted this 16th day of June, 2003.

Lyle Todd, Chairman
Dakota County Board of Commissioners

ATTEST:

County Clerk

RESOLUTION 03C-017

WHEREAS, the Jail (Prisoners Board) will exceed its budget with the payment of the June, 2003, accounts payable and payroll; and,

WHEREAS, An emergency exists; and,
WHEREAS, the Miscellaneous Budget of the General Fund has unappropriated moneys left.

BE IT THEREFORE RESOLVED, That the Dakota County Board of Commissioners hereby authorize the unappropriated moneys of the Miscellaneous Budget of the General Fund to be utilized for the payment of the over expended budget of the Jail (Prisoners Board) and that said budget be increased by \$41,000.00 to 1,054,054.74 for fiscal year 2002-2003.

BE IT FURTHER RESOLVED, That the Miscellaneous Budget be reduced by \$41,000.00 to \$274,563.46 for fiscal year 2002-2003.

Passed and adopted this 16th day of June, 2003.

Lyle Todd, Chairman
Dakota County Board of Commissioners

ATTEST:

County Clerk

RESOLUTION 03C-018

WHEREAS, the Sheriff will exceed its budget with the payment of the June, 2003, accounts payable and payroll; and,

WHEREAS, An emergency exists; and,

WHEREAS, the Miscellaneous Budget of the General Fund has unappropriated moneys left.

BE IT THEREFORE RESOLVED, That the Dakota County Board of Commissioners hereby authorize the unappropriated moneys of the Miscellaneous Budget of the General Fund to be utilized for the payment of the over expended budget of the Sheriff and that said budget be increased by \$8,500.00 to \$728,375.28 for fiscal year 2002-2003.

BE IT FURTHER RESOLVED, That the Miscellaneous Budget be reduced by \$8,500 to \$266,063.46 for fiscal year 2002-2003.

Passed and adopted this 16th day of June, 2003.

Lyle Todd, Chairman
Dakota County Board of Commissioners

ATTEST:

County Clerk

RESOLUTION 03C-019

WHEREAS, the Veterans Service Officer will exceed its budget with the payment of the June, 2003, accounts payable and payroll; and,

WHEREAS, An emergency exists; and,

WHEREAS, the Health Department Budget of the General Fund has unappropriated moneys left.

BE IT THEREFORE RESOLVED, That the Dakota County Board of Commissioners hereby authorize the unappropriated moneys of the Health Department Budget of the General Fund to be utilized for the payment of the over expended budget of

the Veterans Service Officer and that said budget be increased by \$2,300.00 to \$38,099.38 for fiscal year 2002-2003.

BE IT FURTHER RESOLVED, That the Health Department Budget be reduced by \$2,300.00 to \$120,529.81 for fiscal year 2002-2003.

Passed and adopted this 16th day of June, 2003.

Lyle Todd, Chairman
Dakota County Board of Commissioners

ATTEST:

County Clerk

RESOLUTION 03C-020

WHEREAS, the Public Defender will exceed its budget with the payment of the June, 2003, accounts payable and payroll; and,

WHEREAS, An emergency exists; and,

WHEREAS, the Child Support Budget of the General Fund has unappropriated moneys left.

BE IT THEREFORE RESOLVED, That the Dakota County Board of Commissioners hereby authorize the unappropriated moneys of the Child Support Budget of the General Fund to be utilized for the payment of the over expended budget of the Public Defender and that said budget be increased by \$1,600.00 to \$114,534.96 for fiscal year 2002-2003.

BE IT FURTHER RESOLVED, That the Child Support Budget be reduced by \$1,600.00 to \$29,772.17 for fiscal year 2002-2003.

Passed and adopted this 16th day of June, 2003.

Lyle Todd, Chairman
Dakota County Board of Commissioners

ATTEST:

County Clerk

RESOLUTION 03C-021

WHEREAS, the Legal Services will exceed its budget with the payment of the June, 2003, accounts payable and payroll; and,

WHEREAS, An emergency exists; and,

WHEREAS, the Building and Grounds Budget of the General Fund has unappropriated moneys left.

BE IT THEREFORE RESOLVED, That the Dakota County Board of Commissioners hereby authorize the unappropriated moneys of the Building and Grounds Budget of the General Fund to be utilized for the payment of the over expended budget of the Legal Services and that said budget be increased by \$10,000.00 to \$189,600 for fiscal year 2002-2003.

BE IT FURTHER RESOLVED, That the Building and Grounds Budget be reduced by \$10,000.00 to \$189,165.00 for fiscal year 2002-2003.

Passed and adopted this 16th day of June, 2003.

Lyle Todd, Chairman
Dakota County Board of Commissioners

ATTEST:

County Clerk

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Miller to approve the minutes of June 9, 2003 as typed.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to disapprove the estimated claim of the County Extension Office in the amount of \$500.00 and to approve all other Accounts Payable claims submitted by the County Clerk for payment as follows:

GENERAL FUND: Cellular One, phone- 28.65; Perkins, supplies- 155.79; Sioux City Journal, legal notice- 117.74; South Sioux City Star, publishing- 557.50; Nanci Walsh, mileage/subscription- 24.41; Cellular One, phone- 27.68; Cover One, binding machine tabs- 12.45; Dakota County Clerk Recording Fund, reimburse deposit slips- 22.75; Des Moines Stamp, stamp- 26.75; General Business, file drawer- 147.50; NACO, Board Equalization handbooks- 105.00; Perkins, supplies- 36.89; Ted Piepho, mileage- 74.16; Bean Electric, change lights- 350.00; Robert H. Giese, mileage- 239.76; Charlotte Doenhoefer, retirement benefit- 10.00; Ruth Jensen, retirement benefit- 12.00; Nadine Lewon, retirement benefit- 17.00; Mardell Sorensen, retirement benefit- 26.00; Irene Van Lent, retirement benefit- 16.00; A.J. Phillips, office supplies- 137.00; Office Systems, equipment repair- 449.75; DAS Inservices, data service- 27.00; Computer SOS, equipment repair- 75.00; Microfilm Imaging Systems, lease payment- 240.00; Bear Graphics, voter cards- 258.50; Perkins, supplies- 8.70; South Sioux City Star, election notices, subscriptions- 785.76; Precinct payroll, Special Bond election- 3,755.27; Election Workers, training seminar- 689.64; Linda Carson, election night worker- 14.00; Harry Tomek, election night worker- 14.00; Shirley Sides, canvas board- 21.00; Geraldine Tramp, canvas board- 22.44; Mary Wolf, canvas board- 24.60; Craig Dean, set up/take down election booths- 400.00; Chris Knudsen, clean up polls 4A/4AA- 30.00; Charles Rush, set up/take down election booths- 30.00; S Sioux City Fire Hall, poll rental- 40.00; S Sioux City Legion Hall, poll rental- 60.00; First Lutheran Church, poll rental- 60.00; Knights of Columbus Hall, poll rental, set up, clean up- 70.00; Salem Lutheran Church, poll rental- 40.00; Dakota City Legion Hall, poll rental- 40.00; Emerson Fire Hall, poll rental- 40.00; Hubbard Community Center, poll rental- 40.00; Jackson Legion Hall, poll rental- 40.00; Simpco, service contract- 404.24; Carol Sue Dunham, mileage- 49.60; DAS Material, supplies- 989.10; Midwest Office Automation, maintenance contract- 268.62; Virginia Piper, supply reimbursement- 45.51; Star Printing & Publishing, letterhead- 84.30; Thurston County Court, reimburse transcribing supplies- 16.25; United Bank of Iowa, copier lease payment- 158.04; Aspen Publishing, law materials- 1200.00; Cellular One, phone- 27.96; Sams Club, printer- 286.78; West Law, 3 mo. Internet service- 4339.20; Scott Dugan, mileage- 635.76; Gateway, computer- 999.00; Frank Gonzalez, interpreting- 760.00; Tom Jackson, mileage- 74.52; Perkins, supplies- 34.00; Record Printing, business cards- 113.05; Sioux City Journal, subscription- 147.00; David Tuangu, interpreter- 35.00; United Bank of Iowa, copier lease- 90.40; Clerk of District Court, court costs- 936.00; Coffee King, coffee- 39.92; Dixon County Sheriff, service fees- 41.13; Hy-Vee, jury trial supplies- 21.96; Norfolk Printing,

binders- 322.00; M&M Court Reporting, reporting service CR003-15- 117.95; William Binkard, atty fees- 566.97; Stuart Mills, atty fees- 2,658.15; Michael Schmiedt, atty fees- 1,185.00; Dakota County Sheriff, papers and warrants- 1,307.49; Dakota County Court, court costs- 889.50; Sandra Ehrich, atty fees- 840.00; Doug Luebe, atty fees- 179.00; Shelley Horak, atty fees- 519.00; Patrick Tott, atty fees- 471.00; Lynette Beermann, supplies- 24.64; Iowa Office Supply, supplies- 17.03; Norfolk Printing, binders- 207.00; Redfield & Co, paper, indexes- 499.21; Bomgaars, supplies- 291.09; Cellular One, phone- 26.11; Dakota Food & Fuel, mower gas- 31.00; Gill Hauling, dumpsters- 110.00; Hardware Hank, supplies- 53.51; Rick Jensen, mileage- 150.58; Maintenance Engineering, bulbs- 1143.87; Menards, supplies- 792.63; MidAmerican Energy, gas- 1642.16; New Ideas, jail door- 80.00; NPPD, electricity- 1813.57; Qwest, phone- 41.02; Sams Club, mower ramps- 105.94; Siouxland Lock & Key, keys- 10.49; Trembly, pest control- 50.00; Walmart, potting soil, bark- 22.44; Service Master, June cleaning- 3750.00; XPEDX, supplies- 305.30; Dakota County Extension Office, reimbursement for mileage, copier lease, computer memory, workshop, misc supplies- 5104.66; Sergio Castillo Sr, interpreting- 25.00; Cellular One, phones- 107.72; Circle R Frame Aligners, vehicle maintenance- 1744.80; Crystal Oil, vehicle maintenance- 81.00; Dakota County Sheriff, reimburse petty cash- 195.25; Dakota Food & Fuel, fuel- 428.34; DARE America, DARE supplies- 446.33; Fremont Tire, vehicle maintenance- 31.70; Jack's Uniforms, uniforms- 655.05; Jackson Glass, K-9 Unit cage- 392.00; Jims Service, vehicle maintenance- 94.50; Perkins, supplies- 51.72; K&S Auto, vehicle maintenance- 26.00; Dakota County Health Dept, HEP-B & TB Shots- 238.30; Nebraska Methodist College, sheriff training- 35.00; NLETC, K-9 training, firearm instructor recertification- 305.00; Notary Public Underwriters, notary renewal- 84.50; PhilFleet, fuel- 1886.94; AJ Phillips, stamp, printing day books- 618.57; RACOM, phone access line- 2629.05; Ray Allen Mfg, K-9 supplies- 322.80; Robertson Implement, dog food- 17.95; Sign Masters, vehicle lettering- 277.31; Sams Club, supplies- 159.10; SFCU, supplies, Dog School meals, fuel- 351.60; South Sioux City Star, publish public notice- 32.35; Team Ford, vehicles maintenance- 234.22; Cellular One, phone- 80.84; Computer SOS, repair, maintenance- 195.00; DMV, transcripts- 38.00; Des Moines Stamp, notary stamp- 35.80; Douglas County Court, conviction certified copy- 2.75; Electronic Engineering, pager- 167.45; Debra Fergen, mileage, meals- 240.22; Robert Finney, mileage, meals- 243.01; H2O4U, office supplies- 21.00; Hall County Court, conviction certified copy- 2.00; Amber L. Hegarty, meals- 30.82; Iowa Office Supply, maintenance contract/copier- 110.00; Lawsoft Inc, software- 75.00; MM Court Reporting, deposition- 32.00; Timothy Maher, mileage, meals- 230.55; Matthew Bender, law book- 21.60; Nebraska Co Atty Assoc, registration, dues- 1695.60; Perkins, supplies- 52.44; Record Printing, stationery, envelopes- 422.49; St Lukes, blood draw, medical records- 126.50; Secretary of State, certified copy- 20.00; Sioux City Journal, subscription- 147.00; Staples, supplies- 1095.55; Star Printing & Publishing, subscription renewal- 35.00; West Group, law books- 629.75; Wingate Inn, training conference lodging- 715.00; Pathology Medical Services, autopsy- 2000.00; City of South Sioux City, LEC operations Apr-May-Jun- 64540.89; BI, electronic monitoring- 153.45; Cellular One, phone- 28.98; BI Inc, house arrest- 1264.05; Bob Barker, inmate supplies- 718.09; Blair West Pharmacy, inmate meds- 18.95; Boys & Girls Home, juvenile holding- 1200.00; PA Braunger, food products- 1512.96; Sergio Castillo Sr, interpreting- 20.00; Cedar County Sheriff, boarding- 5130.00; Cellular One, phones- 56.63; Coffee King, coffee- 85.45; Dakota Food & Fuel, fuel- 193.85; Dakota County Sheriff, reimbursement P/C inmate medical- 78.00; Dakota Super Valu, food- 993.12; Dept of Correctional Services, safekeepers, medical- 21,236.10; Dixon County Sheriff, inmate boarding- 1550.00; Earthgrains Co, bread products- 688.10; Faith Regional Health Service, inmate medical- 339.07; Guard-Rite Security Service, transport inmates- 2956.65; Amy Hueser, interpreter, 30.00; HyVee, food products- 2248.72; Jacks Uniforms, name tag- 7.50; Mercy

Business Health Care, inmate house calls- 598.00; Mercy Medical Center, inmate medical- 22,637.55; Mercy Medical Clinics, inmate medical- 141.00; Mercy Medical Physician Group, inmate medical- 442.00; NE Nebraska Juvenile Service, juvenile holding- 12,755.00; NW Iowa Emergency Physicians, inmate medical- 1000.00; Pierce County Sheriff, inmate boarding- 10,856.00; Prince of the Road, inmate transport- 1755.85; Redlers Pharmacy, inmate meds- 711.30; Richard Condon & Assoc, grant writing school- 565.00; Sams Club, food products- 96.78; SFCU, credit card payment/meals, fuel- 236.36; Siouxland Radio PA, inmate medical- 196.82; Siouxland Radiology Partners, inmate medical- 196.86; Text & Data Technologies, JAMIN Jail Mgmt Software- 1500.00; Thurston County Sheriff, inmate boarding- 4050.00; Sandra Townsend, interpreter- 115.00; Maria Villagomez, interpreter- 40.00; Walmart, supplies- 75.17; Washington County Sheriff, inmate boarding- 8580.00; Wisners Rentals, van rental transport inmates- 366.65; Xpedx, supplies- 286.38; York County Sheriff, inmate boarding- 9900.00; Perkins, supplies- 223.99; Pam DeVries, CPR, mileage- 214.44; Dunes Family Medical, consulting physician- 250.00; Pat Glover, mileage- 96.84; Hopkins Med Products, disinfectant, sharps, misc- 73.10; Kreislers Inc, needles- 10.15; NACCHO, local membership- 55.00; Radioshack, 2-way radios, WX Radio- 189.97; Siouxland Comm Health, tote bags- 46.25; Alan Boyd, mileage- 333.36; Cellular One, phone- 46.60; CenTec Cast Metal products, markers- 285.12; Matthew Bender, law library books- 100.60; West Group, law library books- 175.00; NNPPD, electricity 4 mo- 82.00; Aflac Flex One, service fees- 35.00; AT&T, phone- 26.35; Dakota City Postmaster, box rentals- 498.00; Lazette Gifford, website upkeep- 40.00; MIPS, monthly support- 272.16; NACO, dues- 954.00; Perkins, supplies- 187.03; Qwest, trunk charge, phones- 1433.38; Sioux Air, spray backwaters- 1000.00; US Postal Service, meter postage- 2500.00; WCS Telecom, phone- 470.91.

ROAD FUND: Ace Industrial Supply, supplies- 127.34; Advance Auto, parts- 50.68; Cooney Ahlers Etc, legal- 112.75; Air Filter Service, clean filters- 14.70; Aramark, service- 344.80; Atco, supplies- 210.35; Barkley Asphalt, premix- 174.40; Bridgestone/Firestone, tires- 2143.04; Axles & Gears dba C&H, wheel- 691.22; CellularOne, phones- 55.36; Circle R, truck brackets- 135.70; Erlandson Transport, road rock- 2819.66; Feed Shed, erosion control- 75.50; Gill Hauling, dumpster service- 45.00; Guarantee Oil, filters- 95.46; Higman Sand & Gravel, road rock- 11037.73; HME Inc, haul road rock- 2400.00; Hubbard Mini-Mart, fuel- 2888.46; H2O4U, water- 25.75; Hydraulic Sales & Service, hose- 33.84; Jackson Glass, replace window- 123.98; Joes Dept Store, parts, supplies- 542.92; Linweld, oxygen tanks- 29.84; Lux Brothers, haul road rock- 671.10; Midwest Equipment, oil, filters- 87.24; Mikes Electric, material, labor- 266.21; NPPD, Homer service- 23.68; NNPPD, electric- 300.00; Newman Signs, stop signs- 206.25; Northeast Equipment, tractor lease- 950.00; NNTC, phone service- 174.15; Northern Equipment, port oil drain- 83.51; John Orr, pickup purchase- 17000.00; Power Plan Murphey, parts, labor- 521.31; Presco Sales, blades, culverts- 6719.80; RC Customs Inc, barricade tubes- 134.67; Rees Mack, parts- 177.64; Rinker Material Corp, road rock- 1337.64; Rock Valley Tractor, parts- 374.00; Sioux City Iron, supplies- 91.07; Siouxland NAPA, tools, supplies, oil- 1038.95; UECO, pipe- 549.00; Warren Oil, fuel- 2025.88; Willers Inc dba Pilgers, road rock- 5862.32; Ziegler Inc, parts, filters- 503.53; Nebraska Department of Roads, balance due- 64.43.

HARD SURFACE ROAD: JEO Consulting, Jackson SW-Nelson- 1708.50; Theisen Construction, Nelson Bridge- 158,376.55.

ROAD IMPROVEMENT FUND: JEO Consulting, Homer South #2 Engr- 258.00

INSTITUTIONS: Beatrice State Dev. Center, qtr payment- 2199.00; Norfolk Regional Center, qtr payment- 259.44.

VETERANS SERVICE OFFICE: Veterans Service Officer, emergency aid- 2320.00

COUNTY DRUG LAW ENFORCEMENT: Nebraska State Patrol Foundation, SWAT equipment- 2040.00

LE EQUIPMENT GRANT FUND: Jacks Uniforms, vest- 242.50

COMMUNITY JUSTICE: BI Inc, electronic monitoring- 153.45; Health Department, vaccine TB screen- 26.85
INHERITANCE TAX: GA Johnson Construction, consulting- 293.50
WEED FUND: Grainger, safety supplies- 51.74; Joes Department Store, parts, supplies- 142.72.
ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Engel to approve the Official's Reports of the County Clerk, Register of Deeds and the Clerk of the District Court for the month of May, 2003, as filed by the officials.
ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd adjourned their meeting at 3:39 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:

\S\ _____
Theodore A. Piepho,
County Clerk

* * *

COUNTY BOARD OF COMMISSIONERS
JUNE 23, 2003 PROCEEDINGS
DAKOTA COUNTY COURTHOUSE
COUNTY BOARD MEETING ROOM
DAKOTA CITY NEBRASKA

Chairman Todd called the meeting to order at 1:30 p.m.
Present: Commissioner Jackie Hartnett Commissioner Pam Miller, Commissioner Bill Engel and Commissioner Lyle Todd and Ted Piepho, Secretary.
Tardy: Commissioner Bousquet arrived at 1:37 p.m.
Absent: None
The Pledge of Allegiance was said.
Pat Anderson with the South Sioux City Chamber of Commerce and Donna Goodier, from the South Sioux City Area Convention and Visitors Bureau appeared before the board and presented the 2003-04 budget for the South Sioux City Area Convention and Visitors Bureau. Their budget proposed an income of \$70,600.00 with expenditures of \$69,550.00 with a \$1050.00 cash reserve.
They also brought up the fact that LB726 allowed for the board to adopt another two percent as soon as the law went into effect and they asked the board to approve the additional two percent.
Commissioner Hartnett moved, seconded by Commissioner Engel to authorize and adopt the South Sioux City Area Convention and Visitors Bureau budget, as proposed with a proposed income of \$70,600.00 and proposed expenditures of \$69,550.00 with a \$1050.00 cash reserve.
ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Skip Meisner, Jane Gilbert and Matt Sawyer, with SIMPCO, appeared before the board.

Skip said that they were looking at a strategic plan for economic development for Dakota County. He presented the following outline.

DAKOTA COUNTY
ECONOMIC DEVELOPMENT
STRATEGIC PLAN OUTLINE

June 11, 2003

Work Item	Description	Timing	Cost
1. Form Committee	7-9 Members	June 03	\$0
2. Research	Prepare report	July 03	\$1000
3. 1st Meeting	Review data	July 03	\$ 300
4. 2nd Meeting	Weaknesses & Strengths	August 03	\$ 300
5. 3rd Meeting	ED Opportunities (including technology)	August 03	\$ 650
6. 4th Meeting	Prioritization	September 03	\$ 300
7. 5th Meeting	Action Plan & Organization Plan	September 03	\$ 950
TOTAL COST			\$3500
Small Communities Partnership Program 45%			\$1575
Remaining Cost			\$1925

Jane Gilbert reiterated the need for a county based Economic Development Organization. She mention some of the area base organizations such as Cardinal Development, but expressed the need for a county wide organization. Commissioner Engel moved, seconded by Commissioner Hartnett to approve the balance of the funding, which is \$1,725, for the completion of the Economic Development Strategic Plan.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Greg Hosch from South Sioux City Exposition & Racing Inc. dba Horsemen's Atokad Downs appeared before the board.

The County Board of Commissioners considered a request of South Sioux City Exposition & Racing Inc. dba Horsemen's Atokad Downs to obtain a Special Designated License for beer stands on the Atokad Grounds 1524 Atokad Drive, South Sioux City, Dakota County, NE 68776. Said License was requested for July 19th and July 20th, which is their two day live race dates.

Commissioner Miller moved, seconded by Commissioner Bousquet to approve a request for a Special Designated Liquor License in the name of South Sioux City Exposition & Racing Inc. dba Horsemen's Atokad Downs to obtain a Special Designated License for beer stands on the Atokad Grounds 1524 Atokad Drive, South Sioux City, Dakota County, NE 68776 for the dates July 19th and July 20th, which is their two day live race dates.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

The board discussed the appointment of a Highway Superintendent.

Commissioner Hartnett moved, seconded by Commissioner Engel to appoint Randy Crombie as part time Highway Superintendent at a salary of \$3000.00. to be effective today June 23, 2003.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Arnie Mellick, Road Foreman, appeared before the board and said that had springs opened springs while completing the Bridge Project Jackson SW . The drain tile

took care of about 85% of the problem. He added that they were using dirt to try and correct the problem today, but thought that they would have to put another 100 feet of drain tile in. This would be in addition to what him and the board members discussed last week.

The Board discussed asphaltting Elgin Avenue instead of applying Bo-mag. It was estimated that the cost of doing that would be \$51,000 in comparison to thirty some thousand dollars to Bo-mag it.

Commissioner Miller moved, seconded by Commissioner Bousquet to convene as Board of Equalization to discuss Motor Vehicle Exemption for vehicles owned by the Boys and Girls Home.

ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED 2:19 p.m.

Commissioner Bousquet moved, seconded by Commissioner Engel to approve the motor vehicle Exemption Application by Boys and Girls Home of Nebraska, Inc. on three 2002 Ford Windstar Minivans bearing the serial numbers 2FMZA5149BB79798, 2FMZA5149BB79638, 2FMZA5149BB79106.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Madelyn Thorsland, State's Assessor for Dakota County, presented the board with Notice of Change in Valuation for the Gas & Shop on parcel number 220038406, which raises the value from \$79,475 to \$374,475 and a Notice of Change in Valuation for the Velvet Poodle on parcel number 220037515, which lowers the value from \$976,370 to \$103,770 for the board to approve.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to send a Notice of Change in Valuation for the Gas & Shop on parcel number 220038406, which raises the value from \$79,475 to \$374,475 and a Notice of Change in Valuation for the Velvet Poodle on parcel number 220037515, which lowers the value from \$976,370 to \$103,770

ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

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

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 2:27 p.m.

Commissioner Miller moved, seconded by Commissioner Engel to approve the minutes of June 16, as typed in the official record.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Miller to approve the payroll claims subject to the employee handbook as follows:

COUNTY GENERAL FUND: Gross salaries- \$72,212.02, General Fund Employees Net Pay- \$48,287.24, Employer deductions paid: Retirement- 4,128.82, Unicare Health- 13,429.66, Unicare Dental- 856.73, Unicare Life- 283.60, Social Security Tax- 4,245.03, Medicare- 992.81.

Richard Bousquet- 944.00, William Engel- 472.00, Jackie Hartnett- 472.00, Pamela Miller- 472.00, Lyle Todd- 495.08, Nanci Walsh- 1051.68, Marisol Curiel- 666.75, Cassandra Joseph- 323.75, Theodore Piepho- 1380.20, Cynthia Purucker- 420.40, Joan Spencer- 1010.97, Darlene Davis- 762.40, Robert Giese- 1380.20, Ruth Gillaspie- 1010.97, Jolene Heinemann- 816.00, Kimberly Kuehl- 647.50, Phyllis Ridge- 836.01, Mark J. Dorsey- 529.50, Susan Nelson-Johansen- 80.00, Margaret Rahn- 1010.97, Cynthia Purucker- 420.40, Margaret Kunzie- 7.85, Arnold Mellick-

237.71, Lynette Beermann- 1380.20, Michelle Criss- 720.00, Carol Dunham- 924.87, Scott M Dugan- 1726.28, Mary Gamble- 888.00, Thomas Jackson- 1538.46, Wildon Sur- 697.50, Andrew Jensen- 560.00, Richard Jensen- 1181.21, Patricia Stingley- 828.00, Sandy Beers- 940.00, Jeremy Bermel- 1397.73, Anthony Bos- 1045.17, Linda Carson- 36.00, Brad Claypool- 1180.72, Brian Ellinger- 1515.30, Todd Hammer- 987.28, Melvin Harrison III- 1135.70, Rodney Herron- 1470.34, Jared Junge- 1554.22, Michael Kreegar- 1139.16, Gary Powell- 192.00, Gayle Richards- 700.00, William Thompson- 1610.70, James Wagner- 1,726.28, Randall Walsh- 1583.11, Laurie Barclay- 918.40, Rita Chase- 855.65, Debra Fergen- 1653.85, Robert Finney- 2233.04, Amber Hegarty- 1403.85, Aimee Kennedy- 608.00, Timothy Maher- 1480.77, Nicole Sims- 1102.43, Rebecca Broer- 1272.11, Sergio Castillo- 886.64, Richard Criss- 900.55, Leonard Cunningham- 928.00, John Gilles- 850.75, Michael Gregerson Jr.- 1248.45, Alma Gunderson- 988.00, Paula Harrigfeld- 509.21, Cathy Harsma- 987.37, Kimberly Johnson- 595.00, Tauria Rich- 410.00, Kevin Rohde- 1020.59, Linda Schovanec- 1333.75, Margaret Stingley- 684.50, Judy Vandenberg- 124.00, Margaret Kunzie- 848.00, Duane Upton- 50.00, Margaret Kunzie- 80.00, Arnold Mellick- 140.00, Pamela DeVries- 1,339.00, Gloria Ann Dwyer- 816.00, Patricia Glover- 960.08, Alan Boyd- 877.46.

GENERAL FUND: Employee withholding paid to: Federal- 6487.87, State- 2,161.45, Social Security Tax- 4,245.03, Medicare- 992.81, Retirement- 2,794.88, Unicare Health- 2688.29, Unicare Dental- 439.63, Colonial Health- 35.20, Credit Union- 1,588.31, Colonial Life- 3.00, Deferred Comp- 791.22, Garnishments- 1036.65, Alfac Health- 401.44, Aflac Life/Dsbl- 80.00, Aflac Flex Plan- 179.00, Aflac, medical leave- 27.00, Unicare Health, Cobra payments- 826.42, Unicare Dental, Cobra payments- 79.05, Unicare Life, medical leave- 8.85.

COUNTY ROAD PAYROLL: Gross salaries- \$14,486.69, Road Employees Net Pay- \$9,962.74, Employer deductions paid: Retirement- 931.93, Social Security Tax- 840.19, Medicare- 196.50, Unicare Health- 2685.93, Unicare Dental- 171.34, Unicare Life- 54.67.

Joel Broekemeier- 1054.40, Randall Crombie- 1058.40, Ronald Harder- 1050.40, Walter Heinemann- 1058.40, Richard Hoesing- 1050.40, Robert Jacobsen- 1058.40, Fred Kellogg- 1046.40, Adam Krause- 680.00, Kimon Litras- 1054.40, Richard McNear- 1058.40, Arnold Mellick- 1161.89, Marlan Millard- 1058.40, Leon Pies- 1046.40, James Swanson- 1046.40.

ROAD FUND: Employee withholding paid to: Federal- 1137.93, State- 372.40, Social Security- 840.19, Medicare- 196.50, Retirement- 621.33, Unicare Health- 764.49, Unicare Dental- 45.28, Reassure- 9.76, Colonial Health- 33.01, Credit Union- 32.00, Deferred Comp.- 81.68, Alfac Health- 125.30, Aflac Life/Dsbl- 64.08, Road Union Dues- 200.00.

COPS FAST GRANT: Gross salaries- 1086.67, Cops Fast Employee Net Pay- 821.48, Employer deductions paid: Social Security- 67.37, Medicare- 15.76, Unicare Health- 206.61, Unicare Dental- 13.18, Unicare Life- 4.43, Brent Gilster- 821.48.

COPS FAST GRANT: Employee withholding paid to: Federal- 136.37, State- 45.69, Social Security- 67.37, Medicare- 15.76.

VISITOR'S PROMOTION FUND: South Sioux Chamber of Commerce- 4,542.56.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd adjourned their meeting at 3:05 p.m.

DAKOTA COUNTY, NEBRASKA

BY: \s\ _____
Lyle Todd, Board Chair

ATTEST:

\S\ _____

Theodore A. Piepho,
County Clerk

* * *

COUNTY BOARD OF COMMISSIONERS
JULY 7, 2003 PROCEEDINGS
DAKOTA COUNTY BOARD ROOM
DAKOTA CITY, NEBRASKA

Chair Todd opened the regularly scheduled Board meeting at 1:30 p.m. with the pledge of allegiance to the flag. Present were Commissioners Hartnett, Bousquet, Miller, and Todd. Laura Resar, acting Deputy County Clerk, was present as secretary.

Tardy: Commissioner Engel arrived at 1:35 p.m.

Absent: None

Commissioner Miller moved, seconded by Commissioner Hartnett to approve the minutes of June 23, 2003 as typed.

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Bousquet- Yea, Hartnett- Yea, Engel- Absent. UNANIMOUS MOTION CARRIED.

Warren Johnston, acting chairman of the Crystal Lake Project, appeared before the Board to request appropriations necessary in the amount of \$696.40 for the county's remaining six-month lease. Mr. Johnston also informed the Board that because the Bureau of Lands and Funds are to sell all school lands by 2008, the County's lease on the property will expire on December 31, 2003 and probably will not be renewed. Ted Piepho, Dakota County Clerk, recommended that the Board take the steps necessary to resolve the current fence encroachment on school property.

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

ROLL CALL VOTE: Miller- Yea, Bousquet- Yea, Hartnett- Yea, Engel- Yea, Todd- Yea. UNANIMOUS MOTION CARRIED at 2:05 p.m.

Commissioner Miller moved, seconded by Commissioner Hartnett to reconvene in open session.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Engel- Yea, Todd- Yea, Miller- Yea. UNANIMOUS MOTION CARRIED at 2:12 p.m.

Commissioner Hartnett moved, seconded by Commissioner Miller to convene as Board of Equalization.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Todd- Yea, Miller- Yea, Bousquet- Yea. UNANIMOUS MOTION CARRIED at 2:13 p.m.

Chair Todd opened the Tax Exempt Status Hearing at 2:14 p.m. to hear testimony in support and/or opposition to removing the tax-exempt status from the following parcels: 220177449, 220156980, 220177872, 20177945, 220178046, 220177953, 220178054, 220177090, 220177171, 220177457, 220177554, 220177880, 220177635, 220013918, 220013810, and 220014256.

Madelyn Thorsland, State's Assessor for Dakota County, appeared before the Board with a request that the property be placed back on the tax rolls. Ms. Thorsland also informed the Board that the City of Dakota City has leased the last three parcels listed above to Cardinal Communications, Inc. (KWSL) since 1947 without

informing the Assessor's Office. Ms. Thorsland requested that the Board notify the City of Dakota City of the intent to tax along with the notice of value change. Chair Todd closed the hearing at 2:19 p.m.

Commissioner Bousquet moved, seconded by Commissioner Miller to place parcels # 220177449, 220156980, 220177872, 20177945, 220178046, 220177953, 220178054, 220177090, 220177171, 220177457, 220177554, 220177880, 220177635, 220013918, 220013810, and 220014256 back on the tax rolls and to send owners notification of value.

ROLL CALL VOTE: Engel- Yea, Todd- Yea, Miller- Yea, Bousquet- Yea, Hartnett- Yea. UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to collect taxes this year and from the previous two years on parcels # 220013918, 220013810, and 220014256 which are currently leased by Cardinal Communications, Inc. (KWSL).

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Bousquet- Yea, Hartnett- Yea, Engel- Yea. UNANIMOUS MOTION CARRIED.

Madelyn Thorsland, State Assessor, requested that the Board extend the Homestead Exemption Application deadline to July 20, 2003. The extended application period is for those individuals who have not been tardy in previous years.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to extend the Homestead Exemption Application deadline to July 20, 2003.

ROLL CALL VOTE: Miller- Yea, Bousquet- Yea, Hartnett- Yea, Engel- Yea, Todd- Yea. UNANIMOUS MOTION CARRIED.

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

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Engel- Yea, Todd- Yea, Miller- Yea. UNANIMOUS MOTION CARRIED at 2:25 p.m.

John Kahler, representing Whispering Meadows, appeared before the Board regarding the upgrading on County Road #37. The existing road needs to be surfaced before lots in the Whispering Meadows Subdivision can be staked out and sold. Mr. Kahler requested that the Board approve the signed agreement permitting the road to be surfaced.

Commissioner Miller moved, seconded by Commissioner Engel to approve the signed agreement to surface County Road #37 in the Whispering Meadows Subdivision.

ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Todd- Yea, Miller- Yea, Bousquet- Yea. UNANIMOUS MOTION CARRIED.

Arnie Mellick, Road Foreman, appeared before the Board with building cost quotes for the Road Department Storm Shelter. Lightform - \$3,200 without labor and Cadwallader Construction - \$4,000 completed, including a steel door. The shelter will be located on the Southwest corner of the building.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to go with Cadwallader Construction for the construction of the Road Department Storm Shelter, not to exceed the quoted price of \$4,000.

Robert Giese, County Treasurer, appeared before the Board to inform them of the change in pledged securities. All deposited county funds are covered by pledged securities. The amount of pledged securities was reduced because the previous amount was excessive.

Nanci Walsh informed the Board of a need for a new postage machine for the Courthouse. Pitney-Bowes currently charges \$200 an hour to service the existing machine. Ms. Walsh presented two options for the Board to consider: A similar model from Pitney-Bowes - \$11,799 and a Hasler model from Claritus - \$8,838.

Both quotes include a postage machine, scale, and a five-year meter rental fee. It will also cost between \$1,000 - \$2,000 to buy out the current meter rental contract.

Commissioner Hartnett moved, seconded by Commissioner Miller to approve the purchase of the Hasler postage machine from Claritus for a quoted price of \$8,838 plus the current meter rental contract buyout.

ROLL CALL VOTE: Engel- Yea, Todd- Yea, Miller- Yea, Bousquet- Yea, Hartnett- Yea. UNANIMOUS MOTION CARRIED.

Commissioner Miller moved, seconded by Commissioner Engel to approve the audit of the year ended June 30, 2002.

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Bousquet- Yea, Hartnett- Yea, Engel- Yea. UNANIMOUS MOTION CARRIED.

Commissioner Miller presented the Board with a list of individuals who are willing to work with SIMPCO as a Task Force for the Dakota County Economic Development Strategic Plan. She recommended that the Board formally appoint these individuals. The first meeting for the Task Force is scheduled for July 15, 2003 at 7:30 a.m. at the Dakota City City Hall.

Commissioner Bousquet moved, seconded by Commissioner Hartnett to approve the listed individuals to the Task Force for the Dakota County Economic Development Strategic Plan.

ROLL CALL VOTE: Miller- Yea, Bousquet- Yea, Hartnett- Yea, Engel- Yea, Todd- Yea. UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Engel to transfer Dakota County Abandoned Vehicle Titles: #03183700014 on a 1982 Dodge Mirada bearing the serial number 2B3BX62K7CR195015, #03178700005 on a 1988 Ford Bronco bearing the serial number 1FMCU12T9JUDO4836, and #03181700050 on a 1985 Chrysler Fifth Avenue bearing the serial number 1C3BF66P5FX615341, to C&H Truck Sales for consideration of the storage and towing charges due against the said vehicles.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Engel- Yea, Todd- Yea, Miller- Yea. UNANIMOUS MOTION CARRIED.

Commissioner Miller presented the current jail totals for the record.

67 in the County Jail

7 under house arrest

43 being housed out of County

117 total jail population

Of those 117 individuals, 32% were sentenced and 68% were not sentenced.

Commissioner Miller moved, seconded by Commissioner Bousquet to approve the following payroll claims:

COUNTY GENERAL FUND: Gross salaries- \$75,672.96, General Fund Employees Net Pay- \$41,198.35, Employer deductions paid: Retirement- 4,358.38, Social Security Tax- 4,467.60, Medicare- 1,044.79, Unicare Health- 13,842.20, Unicare Dental- 882.39, Unicare Life- 291.76.

Richard Bousquet- 472.00, William Engel- 472.00, Jackie Hartnett- 472.00, Pamela Miller- 472.00, Lyle Todd- 495.08, Nanci Walsh- 1051.68, Marisol Curiel- 668.08, Cassandra Joseph- 560.00, Theodore Piepho- 1380.20, Cynthia Purucker- 420.40, Laura Resar- 201.25, Joan Spencer- 1010.97, Darlene Davis- 762.40, Robert Giese- 1380.20, Ruth Gillaspie- 1010.97, Jolene Heinemann- 816.00, Kimberly Kuehl- 740.00, Phyllis Ridge- 836.00, Mark J. Dorcey- 529.50, Margaret Rahn- 1010.97, Cynthia Purucker- 420.40, Margaret Kunzie- 7.85, Arnold Mellick- 237.71, Lynette Beermann- 1380.20, Michelle Criss- 720.00, Carol Dunham- 924.87, Scott M Dugan- 1726.28, Mary Gamble- 888.00, Thomas Jackson- 1538.46, Wildon Sur- 648.00, Andrew Jensen- 378.00, Richard Jensen- 1181.21, Patricia Stingley- 828.00, Sandy

Beers- 940.00, Jeremy Bermel- 1552.94, Anthony Bos- 1265.78, Brad Claypool- 1269.00, Brian Ellinger- 1877.45, Todd Hammer- 1073.92, Melvin Harrison III- 1290.48, Rodney Herron- 1617.38, Kimberly Johnson- 505.75, Jared Junge- 1634.73, Michael Kreegar- 1319.64, Gary Powell- 300.00, Eric Reed ? 96.00, Gayle Richards- 700.00, William Thompson- 1573.25, James Wagner- 1,726.28, Randall Walsh- 1529.66, Laurie Barclay- 918.40, Rita Chase- 872.00, Debra Fergen- 1653.85, Robert Finney- 2233.04, Amber Hegarty- 1403.85, Aimee Kennedy- 760.00, Timothy Maher- 1480.77, Nicole Sims- 1051.68, Rebecca Broer- 1250.18, Sergio Castillo- 993.18, Richard Criss- 1045.89, Leonard Cunningham- 1071.15, John Gilles- 892.66, Michael Gregerson Jr.- 1410.23, Alma Gunderson- 1188.83, Paula Harrigfeld- 451.85, Cathy Harsma- 1057.88, Tauria Rich- 795.28, Kevin Rohde- 997.95, Linda Schovanec- 1011.92, Margaret Stingley- 684.50, Judy Vandenberg- 84.00, Randall Crombie- 115.38, Margaret Kunzie- 848.00, Margaret Kunzie- 80.00, Arnold Mellick- 140.00, Leon Pies- 1046.40, Pamela DeVries- 1,339.00, Gloria Ann Dwyer- 816.00, Patricia Glover- 988.69, Dr. David Grote- 200.00, Alan Boyd- 877.46, Principal Mutual- 842.65.

GENERAL FUND: Employee withholding paid to: Federal- 6,497.64, State- 2,320.32, Social Security Tax- 4,467.60, Medicare- 1044.79, Retirement- 2,954.89, Unicare health- 2,344.46, Unicare Dental- 416.98, Colonial Health- 35.20, Credit Union- 1,588.31, Colonial Life- 3.00, Deferred Comp- 832.90, Garnishments- 1,036.65, Aflac Health- 408.77, Aflac Life/Dsbl- 93.60, Aflac Flex Plan- 409.500.

COUNTY ROAD PAYROLL: Gross salaries- \$13,412.29, Road Employees Net Pay- \$9,372.56, Employer deductions paid: Retirement- 864.00, Unicare Health- 2,479.20, Unicare Dental- 158.04, Unicare Life- 50.12, Social Security Tax- 774.31, Medicare- 181.09.

Joel Broekemeier- 1054.40, Randall Crombie- 1058.40, Ronald Harder- 1050.40, Walter Heinemann- 1058.40, Richard Hoelsing- 1054.40, Robert Jacobsen- 1058.40, Fred Kellogg- 1046.40, Adam Krause- 612.00, Kimon Litras- 1094.40, Richard McNear- 1058.40, Arnold Mellick- 1161.89, Marlan Millard- 1058.40, James Swanson- 1046.40.

ROAD FUND: Employee withholding paid to: Federal- 891.09, State- 335.18, Social Security- 774.31, Medicare- 181.09, Retirement- 576.04, Unicare Health- 764.49, Unicare Dental- 45.28, Reassure America Life- 9.76, Colonial Health- 33.01, Union Dues- 180.00, Credit Union- 32.00, Deferred Comp.- 40.00, Aflac Health- 113.40, Aflac Life/Dsbl- 64.08, Principal Mutual Life- 151.04.

COPS FAST GRANT: Gross salaries- 1212.22, Cops Fast Employee Net Pay- 909.28, Employer deductions paid: Unicare Health- 206.60, Unicare Dental- 13.17, Unicare Life- 4.42, Social Security- 75.16, Medicare- 17.58, Brent Gilster- 1212.22.

COPS FAST GRANT: Employee withholding paid to: Federal- 155.75, State- 54.45, Social Security- 75.16, Medicare- 17.58.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd adjourned their meeting at 3:12 p.m.

ATTEST

Todd, Chair

Lyle

Theodore A. Piepho
County Clerk

JULY 21, 2003 PROCEEDINGS
DAKOTA COUNTY BOARD ROOM
DAKOTA CITY, NEBRASKA

Chair Todd opened the regularly scheduled Board meeting at 10:00 a.m. with the pledge of allegiance to the flag. Present were Commissioners Hartnett, Bousquet, Miller, Engel, Todd and Ted Piepho , Secretary.

Tardy: Commissioner Engel arrived at 1:35 p.m.

Absent: None

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

Secretary Piepho departed the meeting at 11:32 for emergency dental appointment. Nanci Walsh, County Board and acting Deputy Clerk assumed the duties of Secretary.

The board suggested that a letter be sent to the County Attorney concerning the letter received from Rosalynd Koob, from Heidman, Redmond, Fredreg II, Patterson, Plaza, Dykstra & Prahl. L.L.P. concerning Water drainage from one property owner to another property owner on Fair Oaks Drive.

Chair Todd recessed their meeting at 11:55 a.m.

The board reconvened at 1:30 p.m. with all members present and the County Clerk returning from his dental appointment.

Judy Renkel, Chair of 2003 Dakota-Thurston County Fair appeared before the board and provided the board with the improvements to the fair grounds.

The board briefly discussed Elgin Avenue and the consensus was that Bo-Mag would be sufficient instead of laying asphalt as previously discussed.

Rockford Nagel appeared before the board and asked the board to replace bridge #B1705 on St James Road out of Jackson because the fire department was reluctant to cross it when Karen Tullis's house burnt.

The board felt that it was to expensive to replace that bridge for entrance to one property owners land.

Mr. Mellick, Road Foreman, and the board discussed providing access to the Karen Tullis Land by constructing a road from the Hubbard Jackson Road along Railway Right-of-Way.

Mr. Mellick that he inquire about the possibility of reclassifying the bridge for weight by reinspecting it.

The board discussed the lease purchase to finance a motor grader.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to accept and approve the lease purchase of one (1) 2003 John Deere 770CH Series II Motor Grader, Serial Number DW77CH588287. Be it further resolved that the chair and County Clerk be authorized to sign all documents involving the lease purchase of said motor grader. AND FINALLY BE IT RESOLVED TO ADOPT THE FOLLOWING RESOLUTION 03C-022.

IN THE COUNTY OF DAKOTA
IN THE STATE OF NEBRASKA

RESOLUTION NO.03C-022

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 One (1) 2003 John Deere 770CH Series II Motor Grader, Serial Number DW770CU588287, 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: \$141,998.00
2. Interest Rate: 2.600%
3. Payment Amount: \$15,234.75
4. Term: July 24, 2003, through July 24, 2008
5. Payment Frequency: Semiannually

Settlement and closing of the Lease-Purchase Agreement shall be on or about July 24, 2003. 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 21st day of July, 2003.

COUNTY OF DAKOTA, NEBRASKA

Chairman, Board of Commissioners

Commissioner

Commissioner

Commissioner

Commissioner

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to approve Change Order of Project Number EACSTPE-3925(1) to grant three additional work days to the completion of the project as requested by Gill Construction and to authorize the chair to sign the Nebraska Department of Roads Change Order Report.
ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Pat Foust, Communications Director, appeared before the board to discuss hiring a Communications Consultant and to discuss application for a Countywide Homeland Security Strategy Planning Grant.

First Mr. Foust asked the board to retain GEO Comm. He mentioned that A motion of the City/County Law Enforcement Center Board to recommend to the Dakota County Board of Commissioners and the City Council of South Sioux City, partners in the City/County Law Enforcement Center, that Director Foust be authorized to retain Geo Comm, Inc. as a consultant to develop a plan for the upgrade of Communications Center radio equipment, dispatch consoles, 911 system, voice logging system, AS/400 computer system and furniture. The plan developed by Geo Comm will include a county-wide radio analysis and options study. The plan development will be referred to as Geo Comm Phase I and is at a cost of \$28,500.

The Board further recommends to the County Commission and City Council that Director Foust be authorized to enter into agreement with Geo Comm, Inc. for Geo Comm, Inc. to manage writing specifications, advertising for bids and assuring specification and bid compliance. Additionally, Geo Comm, Inc. will manage installation and testing of all new equipment and upgrades and will assure that all work is done without major interruption to services provided by the L.E.C. communications center. Geo Comm, Inc. will also oversee training of L.E.C. communications personnel on all new equipment. The cost of this portion of work, Phase II, is based on the cost of the equipment and upgrades.

He said that South Sioux City approved going ahead with this.

They had gotten three proposals. GEO Comm. was \$28,500, Olson Associates out of Lincoln was \$18,000, but they did not have expertise in 911 systems. This bid was just for the radio system and the rest would have to be hired out. The last bid was Federal Engineering and that was a minimum of \$60,000, so not much consideration was given to them. He highly recommended GEO Comm. The reason Mr. Foust highly recommended GEO Comm. is because they can do it all and they are close enough to get a hold of them if they (communications) needs to.

There are two phases to this. Phase 1, which is the plan and development and Phase 2 would be the actual replacing of Equipment to meet that plan. The total cost was estimated at \$180,000 to \$220,000. Not sure if this included both phases of the project. Mr. Foust said that GEO Comm., just from passing through thought that maybe \$40,000 could be saved by upgrading the equipment versus replacing it, but they wouldn't know until Phase 1 was done. He also thought that 12 to 15 percent could be saved off those numbers by the bidding process and/or using state bid prices. He asked GEO Comm. to take a look at the AS400. He thought that the use of servers and PC may should replace the AS400, however, they may have some software that is written for the AS400 and may not work with the network of PC's.

The board was concerned about approving both phases at this time. They felt that it was feasible to go ahead with phase 1, but wanted to approve Phase 2 after Phase 1.

Commissioner Engel moved, seconded by Commissioner Bousquet to retain Geo Comm, Inc. as a consultant to develop a plan for the upgrade of Communications Center radio equipment, dispatch consoles and 911 system.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

The next item Mr. Foust talked about is a \$5,000 grant from the Nebraska Emergency Management System to develop a countywide Homeland Security Strategic

Plan. SIMPCO will make application for the grant and collect the information that the grant requests for the \$5,000.00.

Commissioner Hartnett moved, seconded by Commissioner Miller to authorize Mr. Foust to retain the services of SIMPCO to apply and complete the grant and that SIMPCO be paid \$5,000.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Mr. Foust brought up the subject that Woodbury County is in the process of making application for a \$6,000,000 grant which requires soft match. The grant is for setting up a demonstration site communications system locally to be use as a training facility for the whole Unites States.

Ruth Gillaspie, Deputy County Treasurer, presented the Treasurer's Report for the board to approve.

Commissioner Hartnett moved, seconded by Commissioner Engel to approve the Treasurer's Semi-annual Report for period ending June 30, 2003.

ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

The board reviewed the Officials Reports of the Register of Deeds, County Clerk and the Clerk of the District Court for the month of June, 2003 and the County Sheriff's Report for the quarter ending June 30, 2003, all which were filed with the County Clerk.

Commissioner Engel moved, seconded by Commissioner Hartnett to acknowledge receipt of and approve the Official Reports of the Register of Deeds, County Clerk and the Clerk of the District Court for the month of June, 2003 and the County Sheriff's Report for the quarter ending June 30, 2003, all which were filed with the County Clerk.

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Bousquet to approve the Accounts Payable and Payroll claims submitted by the County Clerk as follows:
GENERAL FUND: Cellular One, phone- 27.68; Nanci Walsh, mileage- 53.64; South Sioux City Star, printing- 485.25; Star Printing and Publishing, stationary/envelopes- 134.00; Cellular One, phone- 27.80; Holiday Inn, lodging- 119.90; Sioux City Journal, Dues- 164.00; Dakota County Clerks Office, operating expense- 14.00; Des Moines Stamp, office supplies- 16.70; Perkins, office supplies- 182.10; Sam's Club Direct, office supplies- 10.24; Pacific City Graphics, stationary/envelopes- 228.00; Robert and Patricia Chitwood, capital outlay office equip- 1,989.27; Charlotte Doenhoefer, prior yrs- 10.00; Ruth Jensen, prior yrs- 12.00; Nadine Lewon, prior yrs- 17.00; Mardell Sorenson, prior yrs- 26.00; Irene Van Lent, prior yrs- 16.00; Holiday Inn, lodging- 119.90; Robert Giese, mileage- 84.60; Staples, office supplies- 23.95; DAS In services, data processing supplies- 27.00; Holiday Inn, convention/workshop- 67.85; Microfilm Imaging Systems, contractual services- 240.00; MIPS/County Solutions, data processing costs- 780.48; Ted Piepho, mileage- 50.76; Ted Piepho, office supplies- 21.00; Carol Sue Dunham, mileage- 59.52; Secretary of State, W Sur Notary- 30.00; Executive Copy Systems, office supplies- 171.25; Creighton Law Review, law library- 25.00; Perkins, office supplies- 65.94; Thurston County Court, office supplies- 18.55; Perkins, office equipment repair- 85.11; Scott Dugan, defense mileage- 770.40; Francisco Gonzalez, interpret- 544.80; Tom Lovan, interpret- 70.00; David Tuangu, interpret- 35.00; United Bank of Iowa, equipment- 180.80; Coffee King Inc., juror fees- 39.92; Pat Hurley, juror fees- 40.00; William Binkard, appointed counsel- 150.00; Cray Huff

Inkster, appointed counsel- 600.00; Fitch Law Office, appointed counsel- 930.00; Randy Hisey, appointed counsel- 2,124.00; Hurley Law Office, appointed counsel- 3,192.00; Barbara Kueny, appointed counsel- 678.00; Douglas Luebe Law Office, appointed counsel- 317.50; Patrick Tott, appointed counsel- 1,131.50; Nebraska Supreme Court, court cost- 122.00; Dakota County Clerk of District Court, district court cost- 1,380.00; Connie Lee, district court cost- 111.90; Dakota County Judge's Office, county court cost- 1,628.50; Dakota County Sheriff, sheriffs fees- 1,356.18; Iowa Office Supply, supplies- 400.86; Cellular One, phone-26.11; Qwest, phone- 40.94; Nebraska Public Power District, utility lights- 3,993.30; City of Dakota City, water- 1,258.52; MidAmerican Energy, utility heating- 1,636.32; Gill Hauling, utility garbage- 125.00; A-Team Heating and Cooling, building repair- 658.54; Bomgaars, building repair- 214.42; Jackson Glass, building repair- 42.00; Jackson Glass, building repair- 80.00; Robertson Implement Co, building repair- 208.00; Sam's Club Direct, building repair- 221.78; Tool Depot, building repair- 52.46; Wilmes Hardware Hank, building repair- 322.93; O'Keefe Elevator, elevator repair- 95.00; Rick Jensen, mileage- 163.37; Barone Security Systems, inspection fee- 345.00; Nebraska Dept of Labor, inspection fee- 75.00; ServiceMaster, cleaning- 3,750.00; Trembly Pest Control, pest control- 50.00; Share Corp, janitorial supplies- 182.53; Xpedx, janitorial supplies- 486.10; Maintenance Engineering, building supplies- 853.41; Menards, building supplies- 804.38; Earl May, ground supplies- 221.91; Robertson Implement Co, lawn care- 334.68; Dakota County Extension, mileage- 458.16; Dakota County Extension, office supplies- 50.43; Cellular One, phone- 105.72; City of South Sioux City, phone- 9.50; Racom Corp, computer expense- 588.00; Siouxland Federal Credit, computer expense- 23.90; Dakota County Treasurer, dues- 20.75; Maria Villagomez, sheriff interpret fees- 35.00; Dakota County Sheriff, sheriff training- 735.91; Siouxland Federal Credit, sheriff training- 204.72; Siouxland Human Society, animal control- 155.00; Walmart, special proj.- 14.50; Nebraska UC fund, unemployment pay- 1,128.00; Sam's Club, office supplies- 122.58; Kustom Signals, law enforcement supplies- 1,332.00; Walmart, law enforcement supplies- 42.59; Crystal Oil, fuel- 66.95; Dakota Food & Fuel, fuel- 534.42; Philfleet advantage, fuel-1,844.67; Bobbers carwash, maintenance- 125.00; Circle R Inc, maintenance - 106.14; Circle R Inc, maintenance- 125.00; Crystal Oil, maintenance- 10.00; D&R Service, maintenance- 139.07; D&R Service, maintenance- 60.00; Dakota County Treasurer, maintenance- 182.79; Economy Transmission, maintenance - 1,200.00; Fremont Tire, maintenance- 17.95; Jim's Service maintenance-51.00; Team Ford, maintenance- 569.21; Torco Remfg, maintenance- 267.50; Crystal oil, maintenance- 275.46; Crystal oil, maintenance- 13.50; Fremont Tire, maintenance- 186.16; Jim's Service, maintenance- 351.20; Dakota County Health Dept, supplies- 199.76; South Sioux City Star, supplies- 31.41; Racom Equip, phoneline-229.45; Racom Equip, phoneline- 306.55; Bekins Fire, extinguisher recharge- 31.49; Jack's Uniforms, Equipment- 50.45; Cellular One, phone- 19.99; Dakota County Treasurer, court cost- 19.00; Dawson County Court, court cost- 6.25; Douglas County Court, court cost- 2.75; Francisco Gonzalez, court cost- 120.00; Minnehaha County Treasurer, court cost- 18.28; Nebraska dept. of Motor vehicle, court cost- 40.00; West Group, law books- 241.50; St Lukes home health, blood test- 200.00; Cellular One, phone- 90.15; Iowa Office Supply, office supplies- 120.80; City of South Sioux City, operating expense- 21,513.63; Cellular One, phone- 31.18; BI Incorporated, electronic monitoring- 148.50; Cellular One, phone- 57.75; Office Systems Company, repair- 588.10; Walmart, rebuilding repair- 57.38; Siouxland Federal Credit, equip- 221.87; Bob Barker Co, supplies- 522.40; Braunger, food- 2,091.62; Coffee King, supplies- 72.50; Dakota County Sheriff, food- 7.17; Denny's Dakota Supervalu, food- 548.46; Earthgrains, food- 742.58; Hyvee, food- 1,809.75; Sam's Club Direct, food- 291.40; Siouxland Federal Credit, supplies- 10.59; Superior Medical Company, supplies- 494.64; Xpedx, supplies- 550.06; Cedar County Sheriff, boarding- 1,800.00; Dept of Correctional Services, boarding- 25.341.25;

Guardright Security, transport- 1,841.97; Midwest special services, transport- 302.60; Prince of the Road, transport- 462.60; Thurston County Sheriff, boarding- 1,755.00; Washington County Sheriff, boarding- 11,110.00; Dept of Correctional svcs, medical- 2,835.23; Keller Pharmacy, medical- 148.34; National LTC, medical- 162.15; NW Iowa emergency, medical- 20.40; Redlers, medical- 801.90; Siouxland Federal Credit, medical- 28.32; Siouxland Radiology, medical- 310.96; St Lukes Health Resource, medical- 127.00; Walmart, medical- 29.70; Sergio Castillo, interpret fees- 160.00; Norma Huerta, interpret fees- 55.00; Sandra Townsend, interpret fees- 40.00; Boys&Girls home, placement- 450.00; Douglas County Youth Center, placement- 170.00; Guardrite security, transport- 455.80; NE Nebraska Juvenile Services, juvenile- 20,157.50; Prince of the Road, transport- 331.30; Bob Barker, supplies- 63.73; Dakota Food Fuel, fuel- 202.08; Fremont Tire, maintenance- 388.61; BI Incorporated, house arrest- 1,884.95; Pam DeVries, mileage- 168.48; Pat Glover, mileage- 73.44; Dunes Family Medicine, fees- 250.00; Glaxosmithkline, operating expense- 654.75; Perkins, supplies- 99.93; Kreisers Inc, medical- 61.85; Cellular One, phone- 46.60; Alan Boyd, mileage- 253.80; Board of Education Land, lease- 696.40; VM Farms, lease- 100.00; Nirma, compensation- 23,921.00; Independent business systems, postage meter- 118.00; Pitney Bowes, postage meter- 190.00; AT&T, phone- 24.13; Qwest, phone- 133.10; Qwest, phone- 1,243.58; Qwest, phone- 65.97; WCS Telecom, phone- 495.53; Nirma, general liability- 30,073.50; Nirma, errors/omissions- 10,584.00; Aflac, fee- 35.00; MIPS/County Solutions, processing costs- 299.37; IBM Corporation, maintenance- 266.64; Executive Copy Systems, maintenance- 103.50; Lazette Gifford, services- 40.00; Romans Wiemer, audit- 12,350.00; Sioux Air, pest control- 1,000.00; Region IV Mental health, services- 5,751.25; Region IV Inc, services- 5,320.25; Dakota County Register of Deeds, fee- 15.50; ROAD FUND: Qwest, repair- 502.70; Dakota County Clerks Office, title- 10.00; Dakota County Road, petty- 64.00; H204U, water- 25.75; Ace Industrial, supplies- 110.50; Advance Auto Parts, supplies- 3.70; Aramark Uniform Services, supplies- 142.45; ATCO Int, supplies- 270.00; Dakota County Road Petty, supplies- 17.05; Guarantee Oil, supplies- 41.00; Industrial Tools & Machinery, supplies- 247.74; Joe's Department Store, supplies- 126.33; Linweld Supply, supplies- 102.81; Sam's Club Direct, supplies- 87.86; Joe's Department Store, tools- 17.17; Siouxland Napa, tools- 11.99; Barkley Asphalt, asphalt- 632.10; Higman Sand, road/gravel- 1,010.50; HME Inc, road/gravel- 2,700.00; Lux Brothers, road/gravel- 1,252.40; Nebraska Dept of Roads, road/gravel- 1,375.00; Rinker Materials, road/gravel- 2,154.12; S&S Willers, road/gravel- 6,598.32; Hubbard Minimart, fuel- 2,386.40; Warren Oil, fuel- 4,034.86; Powerplan, labor- 116.96; Bridgestone Firestone, maintenance- 69.84; Midwest Striping, striping- 6,792.25; Northeast equipment, lease- 950.00; Ahlers Cooney, legal- 263.90; Sioux City Journal, ad- 12.26; South Sioux City Star, ad- 12.47; RELIEF MEDICAL: Becker Hunt Funeral Home, burial- 2,8080.00; STOP FUND: Sound Works Inc, enforcement costs- 120.00; COMMUNITY JUSTICE: BI Incorporated, house arrest- 14.85; Dakota County Health Dept, miscellaneous- 24.97; INHERITANCE TAX: GA Johnson Construction, consulting- 146.75; COUNTY GENERAL FUND: Gross salaries- \$75,350.89, General Fund Employees Net Pay- \$51,075.15, Employer deductions paid: Retirement- 4,350.88, Unicare Health- 13,429.67, Unicare Dental- 856.72, Unicare Life- 283.59, Social Security Tax- 4,47.61, Medicare- 1040.18. Richard Bousquet- 472.00, William Engel- 472.00, Jackie Hartnett- 472.00, Pamela Miller- 472.00, Lyle Todd- 495.08, Nanci Walsh- 1051.68, Daniel Christoffers- 204.00; Marisol Curiel- 604.52, Cassandra Joseph- 630.00, Theodore Piepho- 1380.20, Cynthia Purucker- 420.40, Laura Resar- 645.32, Joan Spencer- 1010.97, Darlene Davis- 762.40, Robert Giese- 1380.20, Ruth Gillaspie- 1010.97, Jolene Heinemann- 816.00, Kimberly Kuehl- 740.00, Phyllis Ridge- 836.00, Mark J. Dorcey- 529.50, Margaret Rahn- 1010.97, Daniel Christoffers- 340.00, Margaret

Kunzie- 7.85, Arnold Mellick- 237.71, Lynette Beermann- 1380.20, Michelle Criss- 720.00, Carol Dunham- 924.87, Scott M Dugan- 1726.28, Mary Gamble- 888.00, Thomas Jackson- 1538.46, Wildon Sur- 522.00, Andrew Jensen- 591.50, Richard Jensen- 1181.21, Patricia Stingley- 828.00, Sandy Beers- 940.00, Jeremy Bermel- 1340.00, Anthony Bos- 1188.41, Brad Claypool- 1261.98, Brian Ellinger- 1437.86, Todd Hammer- 999.20, Melvin Harrison III- 1208.35, Rodney Herron- 1470.34, Kimberly L. Johnson- 505.75, Jared Junge- 1634.00, Michael Kreegar- 1455.03, Gayle Richards- 700.01, William Thompson- 1823.87, James Wagner- 1,726.28, Randall Walsh- 1546.35, Laurie Barclay- 918.40, Rita Chase- 872.00, Debra Fergen- 1653.85, Robert Finney- 2233.04, Amber Hegarty- 1403.85, Aimee Kennedy- 745.75, Timothy Maher- 1480.77, Nicole Sims- 1051.68, Elizabeth Barnett- 72.00; Rebecca Broer- 1729.60, Sergio Castillo- 719.58, Richard Criss- 926.60, Leonard Cunningham- 1063.43, Penny Epting- 436.03, John Gilles- 1020.51, Michael Gregerson Jr.- 1090.54, Alma Gunderson- 1350.40, Paula Harrigfeld- 500.86, Cathy Harsma- 988.75, Kevin Rohde- 1050.11, Linda Schovanec- 1070.70, Margaret Stingley- 679.88, Judy Vandenberg- 80.00d, Randall Crombie- 115.38, Margaret Kunzie- 848.00, Cynthia Purucker- 420.40, Margaret Kunzie- 80.00, Arnold Mellick- 140.00, Leon Pies- 1046.40, Pamela DeVries- 1,339.00, Gloria Ann Dwyer- 816.00, Patricia Glover- 990.20, Alan Boyd- 877.46.

GENERAL FUND: Employee withholding paid to: Federal- 6368.61, State- 2,80.56, Social Security Tax- 4,447.61, Medicare- 1040.18, Retirement- 2,949.44, Unicare Health- 2344.47, Unicare Dental- 416.99, Colonial Health- 35.20, Credit Union- 1,588.31, Colonial Life- 3.00, Deferred Comp- 832.90, Garnishments- 1036.65, Alfac Health- 408.77, Aflac Life/Dsbl- 93.55, Aflac Flex Plan- 409.50, Aflac, medical leave- 27.00, Unicare Health, Cobra payments- 826.42, Unicare Dental, Cobra payments- 79.05, Unicare Life, medical leave- 8.85.

COUNTY ROAD PAYROLL: Gross salaries- \$13480.29, Road Employees Net Pay- \$9,422.30, Employer deductions paid: Retirement- 864.00, Social Security Tax- 778.53, Medicare- 182.08, Unicare Health- 2479.32, Unicare Dental- 158.16, Unicare Life- 50.24.

Joel Broekemeier- 1054.40, Randall Crombie- 1058.40, Ronald Harder- 1050.40, Walter Heinemann- 1058.40, Richard Hoelsing- 1050.40, Robert Jacobsen- 1058.40, Fred Kellogg- 1046.40, Adam Krause- 680.00, Kimon Litras- 1094.40, Richard McNear- 1058.40, Arnold Mellick- 1161.89, Marlan Millard- 1058.40, Leon Pies- 1046.40, James Swanson- 1046.40.

ROAD FUND: Employee withholding paid to: Federal- 1137.93, State- 372.40, Social Security- 840.19, Medicare- 196.50, Retirement- 621.33, Unicare Health- 764.49, Unicare Dental- 45.28, Reassure- 9.76, Colonial Health- 33.01, Credit Union- 32.00, Deferred Comp.- 81.68, Alfac Health- 125.30, Aflac Life/Dsbl- 64.08, Road Union Dues- 200.00.

COPS FAST GRANT: Gross salaries- 1086.67, Cops Fast Employee Net Pay- 821.48, Employer deductions paid: Social Security- 67.37, Medicare- 15.76, Unicare Health- 206.61, Unicare Dental- 13.18, Unicare Life- 4.43, Brent Gilster- 821.48.

COPS FAST GRANT: Employee withholding paid to: Federal- 136.37, State- 45.69, Social Security- 67.37, Medicare- 15.76.

VISITOR'S PROMOTION FUND: South Sioux Chamber of Commerce- 4,542.56.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd adjourned their meeting at 3:02 p.m.

ATTEST

Lyle Todd, Chair

Theodore A. Piepho
County Clerk

COUNTY BOARD OF COMMISSIONERS
AUGUST 4, 2003 PROCEEDINGS
DAKOTA COUNTY BOARD ROOM
DAKOTA CITY, NEBRASKA

Chair Todd opened the regularly scheduled Board meeting at 1:30 p.m. with the pledge of allegiance to the flag. Present were Commissioners Miller, Engel, Todd and Ted Piepho, Secretary.

Tardy: Commissioner Hartnett arrived at 1:38 p.m.

Absent: Commissioner Bousquet.

Commissioner Engel moved, seconded by Commissioner Miller to approve the minutes of July 21, 2003 as typed in the official record.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Absent, Hartnett- Absent, Todd- Yea, UNANIMOUS MOTION CARRIED.

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

Lowell Beckenhaur, Jr. and Del Fuelberth from Beckenhaur Construction appeared before the board to inquire whether the Board would be interested in lease purchasing a new jail.

Beckenhaur Construction Lowell (Buster) buster@beckcons.com
PO Box 882

Norfolk NE 68701 402.371.5363 (Bus) 402.371.1129 (Fax)

Discussion was had over budget concerns. The board did not object to financing a new jail through a lease purchase option.

The board discussed attaching a Road Department sign on all road vehicles.

Commissioner Hartnett moved, seconded by Commissioner Engel to attach Road signs on all Road Department Trucks at a cost of \$35.00 for seven vehicles.

ROLL CALL VOTE: Engel- Yea, Bousquet- Absent, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Randy Crombie, Highway Supt., appeared before the board and said that the work done to 260th street last August should have been put on the One and Six Year Road Plan and asked the board to adopt a resolution to do that at this time.

Commissioner Miller moved, seconded by Commissioner Hartnett to adopt the following Resolution 03C-023.

RESOLUTION 03C-023

WHEREAS, it is in the public interest to improve by grading and gravel surfacing the segment of 260th Street from 'M' Avenue to Kenesaw Road more particularly described as beginning at the Southwest corner of Section 23, Township 27 North, Range 7 East of the 6th Principal Meridian, Dakota County, Nebraska, and ending near the Southwest corner of the Northeast Quarter of the Northeast Quarter of Section 26, Township 27 North, Range 7 East of the 6th Principal Meridian, Dakota County, Nebraska. Total length of improvement being one mile more or less.

NOW, THEREFORE, BE it RESOLVED, by the Board of Commissioners of Dakota County, Nebraska, that said segment of 260th Street be constructed and maintained.

BE IT FURTHER RESOLVED that the project be added to the current One Year Road Program of said County to be known as Project No. CE2(189).

Adopted this 4th day of August, 2003 at Dakota County.

BOARD OF COUNTY COMMISSIONERS

OF DAKOTA COUNTY, NEBRASKA

ATTEST \s\ Lyle Todd

\s\ Theodore A. Piepho

County Clerk

Board Member Miller moved the adoption of said Resolution.

ROLL CALL VOTE: Engel- Yea, Bousquet- Absent, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

The Board visited with Rick Jensen about replacing the water fountain on the second floor of the courthouse, painting the rest rooms and hall ways on the first floor in the courthouse, painting the doors and door jams by the elevator and to write specifications for painting the outside of the courthouse.

Commissioner Miller moved, seconded by Commissioner Hartnett to direct the County Treasurer to insure that all account balances are covered with Pledged Securities sufficient to protect all county monies held in each account title of each bank. Be it further resolved that the Treasurer be authorized to decrease Pledge Securities for each account title as he/she deems necessary to insure all county monies are protected provided that the Pledge Securities shall never amount to less than the account title balance.

BE IT FURTHER RESOLVED that it is not necessary to issue Pledged Securities if monies are FDIC insured.

ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Absent, UNANIMOUS MOTION CARRIED.

Chair Todd declared a break at 2:39 p.m.

Chair Todd reconvened their meeting from break at 2:53 p.m.

Commissioner Miller moved, seconded by Commissioner Engel to approve the Accounts Payable and Payroll claims submitted by the County Clerk as follows: COUNTY GENERAL FUND: Gross salaries- \$77,107.03, General Fund Employees Net Pay- \$52,376.71, Employer deductions paid: Retirement- 4,467.01, Social Security Tax- 4,556.50, Medicare- 1,065.59, Unicare Health- 13,842.20, Unicare Dental- 882.39, Unicare Life- 291.76.

Richard Bousquet- 472.00, William Engel- 472.00, Jackie Hartnett- 472.00, Pamela Miller- 472.00, Lyle Todd- 495.08, Nanci Walsh- 1051.68, Daniel Christoffers- 340.00, Marisol Curiel- 591.19, Cassandra Joseph- 691.25, Theodore Piepho- 1380.20, Laura Resar- 555.63, Joan Spencer- 1010.97, Darlene Davis- 762.40, Robert Giese- 1380.20, Ruth Gillaspie- 1010.97, Jolene Heinemann- 816.00, Kimberly Kuehl- 666.00, Phyllis Ridge- 836.00, Mark J. Dorsey- 529.50, Margaret Rahn- 1010.97, Daniel Christoffers- 340.00, Margaret Kunzie- 7.85, Arnold Mellick- 237.71, Lynette Beermann- 1380.20, Michelle Criss- 720.00, Carol Dunham- 924.87, Scott M Dugan- 1726.28, Mary Gamble- 888.00, Thomas Jackson- 1538.46, Wildon Sur- 571.50, Andrew Jensen- 560.00, Richard Jensen- 1181.21, Pamela Davis- 51.00, Patricia Stingley- 828.00, Sandy Beers- 940.00, Jeremy Bermel- 1340.00, Anthony Bos- 1255.16, Brad Claypool- 1326.33, Brian Ellinger- 1851.03, Todd Hammer- 999.20, Melvin Harrison III- 1322.75, Rodney Herron- 1470.34, Kimberly Johnson- 550.38, Jared Junge- 1500.82, Michael Kreegar- 1224.44, Gayle Richards- 700.00, William Thompson- 1357.95, James Wagner- 1,726.28, Randall Walsh- 1782.95, Laurie Barclay- 918.40, Rita Chase- 872.00, Debra Fergen- 1653.85, Robert Finney- 2233.04, Amber Hegarty- 1403.85, Aimee Kennedy- 608.00, Timothy Maher- 1480.77, Nicole Sims- 1051.68, Elizabeth

Barnett- 60.00, Rebecca Broer- 1379.20, Sergio Castillo- 973.70, Richard Criss- 1141.30, Leonard Cunningham- 964.00, Penny Epting- 984.40, John Gilles- 872.05, Michael Gregerson Jr.- 1244.22, Alma Gunderson- 1024.00, Cathy Harsma- 1065.03, Kevin Rohde- 1014.75, Linda Schovanec- 1127.09, Margaret Stingley- 703.00, Judy Vandenberg- 184.00, Randall Crombie- 115.38, Margaret Kunzie- 2332.00, Cynthia Purucker- 840.80, Margaret Kunzie- 80.00, Arnold Mellick- 140.00, Leon Pies- 1046.40, Pamela DeVries- 1,339.00, Gloria Ann Dwyer- 816.00, Patricia Glover- 1042.91, Dr. David Grote- 200.00, Alan Boyd- 877.46, Principal Mutual- 785.04. GENERAL FUND: Employee withholding paid to: Federal- 6,529.33, State- 2,343.87, Social Security Tax- 4,556.50, Medicare- 1065.59, Retirement- 3025.71, Unicare health- 2,344.46, Unicare Dental- 416.98, Colonial Health- 35.20, Credit Union- 1,588.31, Colonial Life- 3.00, Deferred Comp- 852.90, Garnishments- 1,036.65, Aflac Health- 408.77, Aflac Life/Dsbl- 93.55, Aflac Flex Plan- 409.50, Road (Weed) Union Dues- 20.00.

COUNTY ROAD PAYROLL: Gross salaries- \$13,480.29, Road Employees Net Pay- \$9,422.30, Employer deductions paid: Retirement- 864.00, Unicare Health- 2,479.20, Unicare Dental- 158.04, Unicare Life- 50.12, Social Security Tax- 778.53, Medicare- 182.08, Principal Mutual- 140.72.

Joel Broekemeier- 1054.40, Randall Crombie- 1058.40, Ronald Harder- 1050.40, Walter Heinemann- 1058.40, Richard Hoelsing- 1054.40, Robert Jacobsen- 1058.40, Fred Kellogg- 1046.40, Adam Krause- 680.00, Kimon Litras- 1094.40, Richard McNear- 1058.40, Arnold Mellick- 1161.89, Marlan Millard- 1058.40, James Swanson- 1046.40.

ROAD FUND: Employee withholding paid to: Federal- 901.29, State- 338.03, Social Security- 778.53, Medicare- 182.08, Retirement- 576.04, Unicare Health- 764.49, Unicare Dental- 45.28, Reassure America Life- 9.76, Colonial Health- 33.01, Union Dues- 180.00, Credit Union- 32.00, Deferred Comp.- 40.00, Aflac Health- 113.40, Aflac Life/Dsbl- 64.08.

COPS FAST GRANT: Gross salaries- 1217.91, Cops Fast Employee Net Pay- 912.72, Employer deductions paid: Unicare Health- 206.60, Unicare Dental- 13.17, Unicare Life- 4.42, Social Security- 75.51, Medicare- 17.66, Brent Gilster- 1217.91.

COPS FAST GRANT: Employee withholding paid to: Federal- 157.17, State- 54.85, Social Security- 75.51, Medicare- 17.66.

GENERAL FUND: Hubbard Post Office, postage- 75.00; Hampton Inn, lodging- 125.90; Randall Crombie, mileage- 153.36; Dakota County Road-Petty, workshop- 75.90; Staples, office supplies- 53.22; Staples, furniture- 85.54;

HARD SURFACE FUND: Mark Albenesius, bridge tile- 8,000.00; Theisen Construction, riprap- 33,538.18; Joe Consulting, engineering- 1,875.50;

ROAD AND BRIDGE IMPROVEMENT FUND: NE Dept. of Roads, bridge- 699.81; Jeo Consulting, engineering- 1,718.00;

WEED FUND: Siouxland Napa, repair/parts- 10.58; Fimco Inc, equipment repair- 220.31; Joe's Department Store, equipment repair- 6.39; Nutra-Flo, equipment repair- 387.00; Hubbard Mini-Mart, fuel/supplies- 7.51; Hubbard Mini-Mart, fuel/supplies- 7.51; Hubbard Mini-Mart, fuel/supplies- 197.98; Hubbard Mini-Mart, fuel/supplies- 1.68;

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Absent, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Engel to convene into closed executive session to discuss personnel.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Absent, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED. 3:00 pm.

Commissioner Hartnett moved, seconded by Commissioner Miller to reconvene in open session.

ROLL CALL VOTE: Engel- Yea, Bousquet- Absent, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED 3:22 p.m.

Judy K. Rivers appeared before the board with a delegation of other people from the Jackson area. Their concern was the number of flat tires that residents in the Sivill Way Road area have experienced. She also submitted an information petition that had approximately 44 signatures asking that the road starting at John Street extending out to the end of the bluff be cleared of debris.

She provided a 5 gallon bucket about one third full of nails, screws and other debris that someone retrieved from a quarter mile stretch of the road. The board said that they would look into it.

It was also discussed that county easements were being farmed and this is a safety hazard.

Chair Todd adjourned their meeting at 4:03 p.m.

ATTEST

Lyle Todd, Chair

Theodore A. Piepho
County Clerk

COUNTY BOARD OF COMMISSIONERS
AUGUST 18, 2003 PROCEEDINGS
DAKOTA COUNTY BOARD ROOM
DAKOTA CITY, NEBRASKA

Chair Todd opened the regularly scheduled Board meeting at 10:00 a.m. with the pledge of allegiance to the flag. Present were Commissioners Miller, Hartnett, Engel, Todd and Ted Piepho, Secretary.

Tardy: Commissioner Bousquet arrived at 10:02 a.m.

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

The board visited with all the department heads to explain what cuts have been made to the budget and how much is expected to be cut yet.

The board recessed for lunch at 11:50 a.m.

The board reconvened at 1:30 with all members present

Josh Rich and others from the Lik-u-wanta Beach area appeared before the board concerning the road conditions from Highway 110 into their residential area. Several proposals were discussed including the resident applying mag water for dust control.

Nothing concrete was determined.

Tom Lynch, from the Village of Jackson, appeared before the board to request that county participate in a paving John Street for a distance of approximately 540 feet. Mr. Lynch said that the county participated in the 1970's by paying the difference between the cost of 6" thickness of cement to 8" thickness

because they felt that the county road would cause more heavier truck traffic on the road. Mr. Lynch thought the difference in cost would be about \$12,000.00.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to approve the Change Order #4 issued July 28, 2003 changing the contract price from \$261,875.20 to \$270,603.84 for the Jackson Southwest Bridge Replacement and to authorize the chair to sign all documents concerning same.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller moved, seconded by Commissioner Engel to approve and accept the Jackson Southwest Project and to approve the final payment for said project.

CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to approve the Notice to Proceed of the Hubbard Northeast and Hubbard Southwest Projects.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Pat Foust, Communications Director, appeared before the board and discussed 28E Agreements which is an Iowa formality for the Governor to sign grants.

Commissioner Hartnett moved, seconded by Commissioner Engel to convene into Closed Executive Session to discuss Personnel.

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 2:36 p.m.

Commissioner Miller moved, seconded by Commissioner Hartnett to reconvene in open session.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED. 3:03 p.m.

Commissioner Miller moved, seconded by Commissioner Hartnett to convert the courthouse from using the Freenet as the County's Internet Provider and contract with CableOne to be the County's Internet provider.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Miller to approve the Northeast Nebraska Juvenile Services Agreement with no changes to the past agreement signed with Northeast Nebraska Juvenile Services.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Miller to convene into Closed Executive Session to discuss personnel.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED. 3:30 p.m.

Commissioner Bousquet moved, seconded by Commissioner Engel to reconvene into open session.

ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED 3:35 p.m.

The board filed their inventories with the County Clerk.

Commissioner Miller moved, seconded by Commissioner Bousquet to convene into Closed Executive Session to discuss personnel.

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 3:50 p.m.

Commissioner Hartnett moved, seconded by Commissioner Engel to reconvene into open session.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED 4:13 p.m.

Commissioner Engel moved, seconded by Commissioner Miller to approve the claims submitted by the County Clerk as follows:

COUNTY GENERAL FUND: Gross salaries- \$74,234.49, General Fund Employees Net Pay- \$49,839.44, Employer deductions paid: Retirement- 4,489.40, Social Security Tax- 4,378.42, Medicare- 1,023.94, Unicare Health- 13,842.87, Unicare Dental- 883.07, Unicare Life- 292.44.

Richard Bousquet- 472.00, William Engel- 472.00, Jackie Hartnett- 472.00, Pamela Miller- 472.00, Lyle Todd- 495.08, Nanci Walsh- 1051.68, Daniel Christoffers- 340.00, Marisol Curriel- 1411.29, Theodore Piepho- 1380.20, Joan Spencer- 1010.97, Darlene Davis- 762.40, Robert Giese- 1380.20, Ruth Gillaspie- 1010.97, Jolene Heinemann- 816.00, Kimberly Kuehl- 740.00, Phyllis Ridge- 836.00, Lyn Beltz- 150.00, Mark J. Dorcey- 529.50, Margaret Rahn- 1010.97, Daniel Christoffers- 340.00, Margaret Kunzie- 13.74, Arnold Mellick- 237.71, Lynette Beermann- 1380.20, Michelle Criss- 720.00, Carol Dunham- 924.87, Scott M Dugan- 1726.28, Mary Gamble- 888.00, Thomas Jackson- 769.23, Wildon Sur- 481.50, Andrew Jensen- 343.00, Richard Jensen- 1181.21, Jill Pudenz- 54.00, Patricia Stingley- 1146.37, Sandy Beers- 940.00, Jeremy Bermel- 1934.730, Anthony Bos- 1226.55, Brad Claypool- 1519.38, Brian Ellinger- 1567.71, Todd Hammer- 999.20, Melvin Harrison III- 1394.25, Rodney Herron- 1470.34, Kimberly Johnson- 580.13, Jared Junge- 1424.60, Michael Kreegar- 1144.00, Gary Powell- 36.00, Gayle Richards- 704.38, William Thompson- 1880.27, James Wagner- 1,726.28, Randall Walsh- 1719.58, Laurie Barclay- 918.40, Rita Chase- 872.00, Debra Fergen- 1653.85, Robert Finney- 2233.04, Amber Hegarty- 1403.85, Aimee Kennedy- 760.00, Timothy Maher- 1480.77, Nicole Sims- 1051.68, Elizabeth Barnett- 120.00, Rebecca Broer- 1417.60, Sergio Castillo- 797.15, Richard Criss- 985.30, Leonard Cunningham- 964.00, Penny Epting- 890.78, John Gilles- 898.80, Michael Gregerson Jr.- 1030.28, Alma Gunderson- 1043.20, Cathy Harsma- 1019.83, Kevin Rohde- 1225.63, Linda Schovanec- 1165.79, Margaret Stingley- 703.00, Randall Crombie- 115.38, Cynthia Purucker- 840.80, Margaret Kunzie- 140.00, Arnold Mellick- 140.00, Leon Pies- 1046.40, Pamela DeVries- 1,339.00, Gloria Ann Dwyer- 816.00, Patricia Glover- 997.73, Alan Boyd- 877.46.

GENERAL FUND: Employee withholding paid to: Federal- 6,385.75, State- 2,278.18, Social Security Tax- 4,378.42, Medicare- 1,023.94, Retirement- 3,044.42, Unicare health- 2,344.47, Unicare Dental- 416.99, Colonial Health- 35.20, Credit Union- 1,663.31, Colonial Life- 3.00, Deferred Comp- 852.90, Garnishments- 1,036.65, Aflac Health- 408.77, Aflac Life/Dsbl- 93.55, Aflac Flex Plan- 409.50, Road (Weed) Union Dues- 20.00.

COUNTY ROAD PAYROLL: Gross salaries- \$12,800.29, Road Employees Net Pay- \$8,867.92, Employer deductions paid: Retirement- 864.00, Unicare Health- 2,479.32, Unicare Dental- 158.16, Unicare Life- 50.24, Social Security Tax- 736.37, Medicare- 172.22.

Joel Broekemeier- 1054.40, Randall Crombie- 1058.40, Ronald Harder- 1050.40, Walter Heinemann- 1058.40, Richard Hoelsing- 1054.40, Robert Jacobsen- 1058.40, Fred Kellogg- 1046.40, Kimon Litras- 1094.40, Richard McNear- 1058.40, Arnold Mellick- 1161.89, Marlan Millard- 1058.40, James Swanson- 1046.40.

ROAD FUND: Employee withholding paid to: Federal- 846.02, State- 319.70, Social Security- 736.37, Medicare- 172.22, Retirement- 576.04, Unicare Health- 764.49,

Unicare Dental- 45.28, Reassure America Life- 9.76, Colonial Health- 33.01, Union Dues- 180.00, Credit Union- 32.00, Deferred Comp.- 40.00, Aflac Health- 113.40, Aflac Life/Dsbl- 64.08.

COPS FAST GRANT: Gross salaries- 1244.51, Cops Fast Employee Net Pay- 928.78, Employer deductions paid: Unicare Health- 206.61, Unicare Dental- 13.18, Unicare Life- 4.43, Social Security- 77.16, Medicare- 18.05, Brent Gilster- 1244.51.

COPS FAST GRANT: Employee withholding paid to: Federal- 163.82, State- 56.70, Social Security- 77.16, Medicare- 18.05.

VISITORS PROMOTION: South Sioux City Chamber of Commerce, Lodging tax- 7,992.55.

JURY PAYROLL: TOTAL: \$705.09, Mona Beard- 38.60, Karen Beaver- 37.16, Jeannette Beekman- 38.60, Charles Beermann- 37.16, Kimberly Bell- 40.04, Sue Ironshell- 38.60, Bryce Magnusson- 37.88, Jessica Mares-Molina- 40.40, Steve Millard- 42.20, Debra Ouellette- 37.88, Ronald Peters- 37.88, Steven Rahn- 42.20, Steven Reuter- 38.60, Alvin Satterwhite- 42.20, Pharyce Eslick, Bailiff- 155.69.

GENERAL FUND: Gretchen Hirschbach, prior yrs serv- 6.00; Cellular One, phone- 27.68; Jacqueline Hartnett, mileage- 100.80; South Sioux City Star, print/pub- 332.97; Nanci Walsh, supplies- 27.72; Perkins, supplies- 144.63; Cellular One, phone- 28.17; B & C Office Tech, equip repair- 215.00; NE Nebr Assoc of Co Officials, workshop- 18.00; South Sioux City Star, print/pub- 2.68; Dakota County Clerk's Office, title- 10.00; Joan Spencer, supplies- 5.28; Perkins, supplies- 29.70; Charlotte Doenhoeffer, prior yrs serv- 10.00; Ruth Jensen, prior yrs serv- 12.00; Nadine Lewon, prior yrs serv- 17.00; Mardell Sorenson, prior yrs serv- 26.00; Irene Van Lent, prior yrs serv- 16.00; DAS Inservices, data processing- 27.00; Trilogy Networks, equip repair- 271.33; Robert Giese, mileage- 75.60; Robert Giese, supplies- 8.86; Bean Electric, building repair- 118.58; Secretary of State, registration- 50.00; Sioux City Journal, subscription- 234.00; Carol Sue Dunham, mileage- 49.60; Nebraska State Bar Association, bar directory- 30.59; Des Moines Stamp MFG, supplies- 71.60; Norfolk Printing Co, supplies- 230.50; Redfield & Company Inc, supplies- 48.30; Office Systems Company, equipment repair- 445.22; United Bank of Iowa, equipment- 494.12; Scott Dugan, mileage- 188.64; NCDAA, member dues- 100.00; Francisco Gonzalez, interpreter- 480.00; United Bank of Iowa, equipment- 90.40; Bobbie Lindholm, witness fees- 27.20; William Binkard, counsel- 438.00; Crary Huff Inskster, counsel- 285.00; Randy Hisey, counsel- 1,104.00; Shelly Horak, counsel- 1,398.00; Hurley Law Office, counsel- 1,537.20; Douglas Luebe Law Office, counsel- 261.50; Stuart Mills, counsel- 535.00; Robert Rehan, counsel- 5,002.45; Richard Thramer, counsel- 467.40; Richard Thramer, counsel- 727.20; Patrick Tott, counsel- 426.00; Dakota County Clerk of District Court, statement- 1,132.50; Dakota County Clerk of District Court, court cost- 711.50; Dakota County Sheriff, papers- 1,276.20; Iowa Office Supply, supplies- 175.04; Cellular One, phone- 26.11; Electronic Engineering, phone services- 95.78; Qwest, phone services- 40.58; Nebraska Public Power District, utility- 4,157.14; MidAmerican Energy Company, utility- 1,637.20; Gill Hauling, utility garbage- 125.00; A-Team Heating & Cooling, service ac- 372.50; Sams Club, supplies- 94.89; Superior Wholesale, building repair- 459.50; OKeefe Elevator Co, elevator- 65.00; Rick Jensen, mileage- 142.27; Servicemaster, services- 3,750.00; Trembly Pest control, pest control- 50.00; Benstar Packaging, supplies- 275.65; Share Corporation, supplies- 112.14; W W Grainger, supplies- 432.14; Maintenance Engineering, supplies- 773.45; Menards, supplies- 756.47; Sams Club, supplies- 153.84; Wilmes Hardware Hank, supplies- 19.97; Dakota County Extension, mileage/lodging- 498.66; Dakota County Extension, copier machine- 17.99; Dakota County Extension, supplies- 197.93; Dakota County Extension, copier rental- 164.00; Cellular One, phone- 117.61; City of South Sioux City, copies- phone/copies- 18.34; Netsys+ Inc, computer expense- 382.00; Racom Corp, computer expense- 663.00; SFCU, transport meal- 23.90; SFCU, transport meal- 104.99;

Jacks Uniform, uniforms- 109.40; SFCU, transport meal- 222.58; Siouxland Humane Society, animal control- 263.00; Jackson Glass, special proj- 17.20; Joes Department Store, special proj- 5.16; Robertson Implement, special proj- 35.90; South Sioux City Star, print/pub- 66.93; Perkins, supplies- 160.98; Siouxland Lock & Key, supplies- 12.50; City of South Sioux City, supplies- 257.70; Harolds Photo Center, supplies- 51.96; Moore North American Inc, supplies- 447.15; Crystal Oil, fuel- 19.88; Dakota Food & Fuel, fuel/trans- 171.32; Philfleet Advantage, fuel- 1,761.37; Crystal Oil, equip- 39.00; Dolezal Motor, equip- 201.98; Jims Service, equip- 29.30; Knoepfler, equip- 220.51; Team Ford, equip- 4,123.74; Torco-REMFG, equip- 613.00; Crystal Oil, equip- 27.00; Fremont Tire, equip- 12.00; Jims Service, equip- 28.89; Ammunition, equip- 209.00; Bekins Fire & Safety, equip- 39.00; Jacks Uniform, equip- 38.90; Cellular, phone- 19.99; Connie Lee, deposition- 103.75; M M Court Reporting, deposition- 30.00; Lexis Nexis Matthew, law library- 21.60; St Lukes Home Health, blood tests- 300.00; Cellular One, phone- 72.33; Pathology Medical Service, autopsy- 4,004.15; H2O4U, supplies- 58.00; Iowa Office Supply, supplies- 354.49; City of South Sioux City, operating costs- 21,513.63; Cellular One, phone- 31.18; Nicole Sims, mileage- 32.40; BI Incorporated, house arrest- 153.45; Cellular One, phone- 52.22; Compustar Systems, equip repair- 260.00; SFCU, equip repair- 15.53; SFCU, transport meal- 16.18; Dakota County Sheriff, mileage- 115.92; Jacks Uniforms, uniforms- 109.69; Braunger, board of prisoners- 1,521.05; Coffee King, board of prisoners- 85.45; Denny's Dakota Supervalve, board of prisoners- 334.78; Earthgrains, board of prisoners, board of prisoners- 745.84; HyVee, board of prisoners- 2,345.46; Sam's Club, board of prisoners- 158.94; SFCU, meds transport- 36.91; Super Medical, jail med- 494.64; Walmart, jail meds- 56.03; Cedar County Sheriffs, boarding- 1,395.00; Dakota County Sheriff, boarding- 9.99; Dept of Correctional SVCS, 43,266.85; Dixon County Sheriff, boarding- 7,425.00; Guard-Rite Security, boarding- 1,234.96; Madison County Sheriff, boarding- 2,000.00; Pierce County Sheriff, boarding- 4,462.00; Prince of the Road, boarding- 519.40; SFCU, boarding- 258.92; Thurston County Sheriff, boarding- 4,815.00; Washington County Sheriff, boarding- 10,835.00; Dept of Correctional SVCS, medical- 339.20; Mercy Business Health, medical- 540.00; Norfolk Family Medical, medical- 169.00; NW Iowa Emergency Phys, medial- 488.00; Redlers Professional, medical- 1,592.26; Siouxland Gastroenterologist, medical- 710.00; ST Luke's Iowa Health System, medical- 70.00; Brian Barber, interpret- 45.00; Sergio Castillo, interpret- 55.00; Amy Hueser, interpret- 50.00; Maria Villagomez, interpret- 40.00; Boys & Girls Home, boarding- 150.00; Guard-Rite Security, transport- 412.25; Midwest Special Services, transport- 81.60; NE Nebr Juvenile Services, boarding- 30,221.25; Prince of the Road, transport- 788.15; Bob Barker, supplies- 617.49; Dakota Food & Fuel, fuel- 171.32; SFCU, transport meal- 40.26; Fremont Tire, equip- 47.90; BI Incorporated, equip- 1,310.00; Wayne County Clerk, operation expense- 16,794.84; ITE, manual- 162.40; Pam Devries, mileage- 150.12; Pat Glover, mileage- 104.76; Dunes Family Medicine, phys- 250.00; Briggs Corp, med supp- 10.04; Pam Devries, mileage- 25.56; Midwest Office Automation, copier/fax- 5,000.00; Cellular One, phone- 46.60; Alan Boyd, mileage- 255.24; Office Systems Company, equip- 86.00; NE Nebr Public Power, utility- 6.84; Dakota County Treasurer, postage meter- 2,000.00; US Postal Service, postage meter- 2,500.00; AT&T, phone- 48.41; Business Telecomm, phone- 570.00; Qwest, phone- 133.10; Qwest, phone- 1,244.89; Qwest, phone- 65.60; WCS Telecom, phone- 565.25; AFLAC/Flex One, finan/admin- 50.00; MIPS, data processing- 299.37; Lazette Gifford, website- 40.00; Axles & Gears, 1,500.00; Benstar Packaging, paper/copier- 1,213.94; Claritus, postage machine purchase- 6,341.90;

ROAD FUND: Cellular One, phone- 57.80; Electronic Engineering, phone- 324.90; Northeast Nebraska Telephone, phone- 166.23; Tri State Communication, radio repair- 260.00; Nebraska Public Power District, utility- 23.68; Gill Hauling, garbage- 45.00; Hydraulic Sales & Services, equip- 75.68; Joes Department,

equip- 89.16; Parsons Equipment, equip- 381.60; Powerplan, equip-1,465.59; Siouxland Hydraulic, equip- 34.17; Siouxland Napa, equip- 519.28; Standard Bearing, equip- 103.04; Stephan's Welding, equip- 18.75; Wilmes Hardware Hank, equip- 2.03; Ziegler, equip- 662.05; Powerplan, equip- 1,484.00; Ziegler, equip- 306.50; NACO, registrations- 220.00; NE Nebr Assoc of Co Officials, 36.00; Symantec, meeting/convention expense- 25.77; South Sioux City Star, notice- 12.47; Dakota County Treasurer, misc- 12.00; H2O4U, misc- 25.75; Medical Enterprises, misc- 59.80; Mercy Business Health, misc- 200.00; Perkins, supplies- 29.14; Aramark, supplies- 334.62; ATCO, supplies- 187.00; Industrial Tools, supplies- 86.84; Joes Department Store, supplies- 115.54; Linweld Supply, supplies- 29.84; Midwest Equipment, supplies- 155.94; Powerplan, supplies- 164.75; Rees Mack Sales, supplies- 13.47; Siouxland Napa, supplies- 297.94; Stephens Welding, supplies- 125.00; Tractor Supply, supplies- 166.65; Ziegler, supplies- 817.04; Joes Department Store, parts- 52.25; Barkley Asphalt, asphalt- 211.43; Higman Sand & Gravel, gravel- 1,851.05; HME, gravel- 2,820.00; S & S Willers, gravel- 5,321.65; Presco Sales, culverts- 84.60; Hubbard Mini-Mart, fuel- 1,716.86; Warren Oil, equip- 1,787.50; Joes Department Store, equip- 154.79; Kimball Midwest, equip- 63.48; Siouxland Napa, parts/supplies/oil- 130.68; Advance Auto Parts, equip- 3.77; Ace Industrial Supply, supplies- 110.50; Sioux City Tarp MFG, supplies- 869.20; Northeast Equipment, rental- 950.00; Dale Cadwaller Construction, storm shelter- 4,000.00; North Truck Equip, cps dump trail- 16,248.00; Tri State Communication, radio eq- 109.00; Ahlers Cooney, legal services- 54.90; HARD SURFACE FUND: Theisen Construction, grading/rock- 3,420.80; Jeo Consulting, engineering- 539.50; The Feed Shed, misc- 115.00; ROAD AND BRIDGE IMPROVEMENT FUND: Lewis Greg and Michael, purchase row- 2,884.20; Rinker Materials, grading- 3,298.38; Utility Equipment Co, structures/pipes/culverts- 494.00; Appraisers/Consultants, fees- 650.00; Dakota County Register of Deeds, fees- 51.00; Jeo Consulting, engineering- 3,000.00; Jeo Consulting, management- 123.00; Travis Bodlak Trucking, misc- 1,056.90; Lux Brothers, trucking- 1,135.95; RELIEF-MEDICAL FUND: Nebraska Dept of Social S Admin, admin/finance expense- 18.50; VETERANS AID FUND: Veterans Service Office, VSO- 800.00; S.T.O.P. FUND: Jacks Uniforms, law enforcement- 49.95; WEED FUND: Hydraulic Sales & Service, repairs- 325.70; Siouxland Napa, repair/parts- 596.74; FIMCO, repair/spraying- 220.31; Joes Department Store, repair/spraying- 25.48; Hubbard Mini-Mart, fuel/brake fluid- 197.21; Hubbard Mini-Mart, fuel/brake fluid- 1.68; ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to authorize Nanci Walsh to negotiate a contract with Qwest for the telephone services for Dakota County.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd adjourned their meeting at 4:25 p.m.

ATTEST

Lyle Todd, Chair

Theodore A. Piepho
County Clerk

COUNTY BOARD OF COMMISSIONERS
SEPTEMBER 02, 2003 PROCEEDINGS
DAKOTA COUNTY BOARD ROOM
DAKOTA COUNTY COURTHOUSE
DAKOTA CITY, NEBRASKA

Chair Todd opened the regularly scheduled Board meeting at 1:30 p.m. with the pledge of allegiance to the flag. Present were Commissioners Miller, Hartnett, Engel, Todd, Bousquet and Ted Piepho, Secretary.

ABSENT: None

The board reviewed the payroll claims submitted by the County Clerk for payment.

Arnie Mellick appeared before the board to ask the Chair to sign Resolution 03C-024.

Commissioner Bousquet moved, seconded by Commissioner Hartnett to convene into Closed Executive Session to discuss personnel.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED 1:35 p.m.

Commissioner Bousquet moved, seconded by Commissioner Miller to reconvene into open session.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED 1:58 p.m.

Commissioner Hartnett moved, seconded by Commissioner Engel to adopt Resolution 03C-024 to request credit for 80% of the eligible construction cost of County Project No. C-22(177) and to authorize the Board Chairperson, Lyle Todd, and the Dakota County Highway Superintendent, Randy Crombie, to sign the Certification of Compliance in behalf of Dakota County, Nebraska, as follows:

RESOLUTION 03C-024

WHEREAS, Dakota County requests credit for 80% of the eligible construction cost of County Project No. C-22(177), namely the replacement of Bridge No. C002220710 with a triple span rolled beam steel girder bridge, 135' in length with sheet pile abutments and wing walls, be applied as credit for the non-federal share of future Highway Bridge Replacement and Rehabilitation Program projects, in accordance with the provisions of Title 23 United States Code Off-System Bridge Program.

WHEREAS, said Bridge No. C002220710 has been replaced with a triple span rolled beam steel girder bridge as described above in accordance with the plans and specifications and,

WHEREAS, said project meets all of the conditions necessary to qualify for the credit mentioned above, subject to the penalties of U.S. Code, Title 18, section 1020.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors for Dakota County, Nebraska, that the Board Chairperson, Lyle Todd, and the Dakota County Highway Superintendent, Randy Crombie, be authorized to sign the Certification of Compliance in behalf of Dakota County, Nebraska.

Adopted this 2nd day of September, 2003, at Dakota City, Nebraska.

BOARD OF COUNTY SUPERVISORS
OF DAKOTA COUNTY, NEBRASKA

\s\ Lyle Todd
Chairperson

Commissioner Miller moved, seconded by Commissioner Engel to approve the Interlocal agreement with counties that are willing to enter agreements with Dakota County for housing Dakota County Inmates.

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bousquet moved, seconded by Commissioner Engel to authorize Pat Foust to purchase a voice recorder logger to record LEC Communications provided he has the money in his present budget to cover the expense of said equipment.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller moved, seconded by Commissioner Hartnett to adopt Resolutions 03C-025, 026 and 027 allocating levies to the miscellaneous subdivisions as follows:

RESOLUTION 03C-25

LEVY ALLOCATIONS FOR MISCELLANEOUS SUBDIVISIONS

Whereas, LB1114 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 County Board must determine the final allocation of levy authority for its subdivisions.

Therefore, the Dakota County Board of Commissioners hereby allocates to the miscellaneous subdivisions as follows:

Subdivision	Property Tax Request	Property Tax Allocation
Dakota Co Ag Society		
Levy*		
General	\$ 66,250.00	\$66,250.00
.007583	Capital Construction 40,000.00	40,000.00
.004578		
Total	106,250.00	106,250.00
.012161		

*Levy Allocation is the rate per \$100 valuation.

Passed and adopted this 2nd day of September, 2003.

\s\ Theodore A. Piepho
County Clerk

\s\ Lyle Todd

Board Chair

RESOLUTION 03C-26

LEVY ALLOCATIONS FOR MISCELLANEOUS SUBDIVISIONS

Whereas, LB1114 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 County Board must determine the final allocation of levy authority for its subdivisions.

Therefore, the Dakota County Board of Commissioners hereby allocates to the miscellaneous subdivisions as follows:

Subdivision	Property Tax Request	Property Tax Allocation
Dakota Co		
Historical Society	18,666.34	18,666.34
.002136		

*Levy Allocation is the rate per \$100 valuation.

Passed and adopted this 2nd day of September, 2003.

\s\ Theodore A. Piepho
County Clerk

\s\ Lyle Todd

Board Chair

RESOLUTION 03C-027

LEVY ALLOCATIONS FOR MISCELLANEOUS SUBDIVISIONS

Whereas, LB1114 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.

Therefore, the Dakota County Board of Commissioners hereby allocates to the miscellaneous subdivisions as follows:

Subdivision	Property Tax Request	Property Tax Allocation
Levy*		
Fire Protection		
Dist #1, Homer		
General	25,931.95	25,931.95
	.034387	
Sinking	2,906.50	2,906.50
	.003854	
	Total	28,838.45
28,838.45	.038271	
Dakota Covington Rural Fire		
General	53,472.98	
53,472.98	.026760	
Sinking	17,352.16	17,352.16
.008684		
	Total	70,825.14
.035444		
Emerson Rural Fire		
General		
Ambulance Fund		
	Total	42,658.57
	.048343	42,658.57

*Levy Allocation is the rate per \$100 valuation.

BE IT FURTHER RESOLVED, that the Fire Districts actual levy will be lower than these allocations due to the award of Mutual Finance Organization Dollars and that said levy will be .0295 as approved by the Dakota County Mutual Finance Organization.

Passed and adopted this 2nd day of September, 2003.

\s\ Theodore A. Piepho

\s\ Lyle Todd

County Clerk

Board Chair

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to transfer Dakota County Abandoned Vehicle Title number 03233700022 on a 1989 Buick Riviera bearing the serial number 1G4EZ11C1KV405429, to Axles & Gears dba C & H Truck parts for consideration of the storage and towing charges due against said vehicles.

ROLL CALL VOTE: Engel- Yea, Todd- Yea, Miller- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd declared a recess at 2:49 p.m.

Chair Todd reconvened their meeting from break at 2:56 p.m.

Mark Martin made a presentation on Criminal Justice System Analysis.

The board acknowledged the 2003 Update of the 2001 Plan of Assessment for Dakota County filed with them by the State's Assessor for Dakota County.

Commissioner Miller moved, seconded by Commissioner Engel to approve the payroll claims submitted by the County Clerk subject to the employee handbook as follows:

COUNTY GENERAL FUND: Gross salaries- \$73,162.17, General Fund Employees Net Pay- \$49,339.43, Employer deductions paid: Retirement- 4,334.73, Social Security Tax- 4,319.65, Medicare- 1,010.19, Unicare Health- 13,635.60, Unicare Dental- 856.05, Unicare Life- 287.34.

Richard Bousquet- 472.00, William Engel- 472.00, Jackie Hartnett- 472.00, Pamela Miller- 472.00, Lyle Todd- 495.08, Nanci Walsh- 1051.68, Daniel Christoffers- 340.00, Bobbi Jo Harsma- 788.25, Theodore Piepho- 1380.20, Joan Spencer- 1010.97, Darlene Davis- 762.40, Robert Giese- 1380.20, Ruth Gillaspie- 1010.97, Jolene Heinemann- 816.00, Kimberly Kuehl- 740.00, Phyllis Ridge- 836.00, Lyn Beltz- 325.00, Mark J. Dorsey- 529.50, Margaret Rahn- 1010.97, Daniel Christoffers- 340.00, Arnold Mellick- 237.71, Lynette Beermann- 1380.20, Michelle Criss- 720.00, Carol Dunham- 924.87, Scott M Dugan- 1726.28, Mary Gamble- 888.00, Thomas Jackson- 1538.46, Wildon Sur- 607.50, Andrew Jensen- 168.00, Richard Jensen- 1181.21, Franklin Morse- 48.00, Patricia Stingley- 828.00, Sandy Beers- 940.00, Jeremy Bermel- 1566.16, Anthony Bos- 1398.20, Brad Claypool- 1172.60, Brian Ellinger- 1394.57, Todd Hammer- 999.20, Melvin Harrison III- 1251.25, Rodney Herron- 1470.34, Kimberly Johnson- 507.88, Jared Junge- 1624.37, Michael Kreegar- 1176.18, Eric Reed- 192.00, Gayle Richards- 700.00, William Thompson- 1578.72, James Wagner- 1,726.28, Randall Walsh- 1744.93, Laurie Barclay- 918.40, Rita Chase- 872.00, Debra Fergen- 1653.85, Robert Finney- 2233.04, Amber Hegarty- 1403.85, Aimee Kennedy- 760.00, Timothy Maher- 1480.77, Nicole Sims- 1051.68, Elizabeth Barnett- 112.00, Rebecca Broer- 1382.40, Sergio Castillo- 963.00, Richard Criss- 1067.90, Leonard Cunningham- 982.08, Penny Epting- 874.73, John Gilles- 968.35, Michael Gregerson Jr.- 1000.16, Alma Gunderson- 1030.40, Cathy Harsma- 915.30, Kevin Rohde- 1032.75, Linda Schovanec- 1100.40, Margaret Stingley- 693.75, Judy Vandenberg- 168.00, Randall Crombie- 115.38, Cynthia Purucker- 840.80, Arnold Mellick- 140.00, Leon Pies- 1046.40, Pamela DeVries- 1,339.00, Gloria Ann Dwyer- 816.00, Patricia Glover- 926.19, Alan Boyd- 877.46, Sam's- 37.42, Matthew Bender- 699.73, West Group- 2,397.21.

GENERAL FUND: Employee withholding paid to: Federal- 6,193.24, State- 2,217.54, Social Security Tax- 4,319.65, Medicare- 1,010.19, Retirement- 2,938.88, Unicare health- 2,255.47, Unicare Dental- 394.34, Colonial Health- 35.20, Credit Union- 1,633.31, Colonial Life- 3.00, Deferred Comp- 852.90, Garnishments- 1,036.65, Aflac Health- 395.82, Aflac Life/Dsbl- 107.05, Aflac Flex Plan- 409.50, Road (Weed) Union Dues- 20.00.

COUNTY ROAD PAYROLL: Gross salaries- \$13,004.29, Road Employees Net Pay- \$9,247.54, Employer deductions paid: Retirement- 864.00, Unicare Health- 2,479.20, Unicare Dental- 158.04, Unicare Life- 50.12, Social Security Tax- 764.82, Medicare- 178.87.

Joel Broekemeier- 1054.40, Randall Crombie- 1058.40, Ronald Harder- 1050.40, Walter Heinemann- 1058.40, Richard Hoelsing- 1054.40, Robert Jacobsen- 1058.40, Fred Kellogg- 1046.40, Adam Krause- 204.00, Kimon Litras- 1094.40, Richard

McNear- 1058.40, Arnold Mellick- 1161.89, Marlan Millard- 1058.40, James Swanson- 1046.40.

ROAD FUND: Employee withholding paid to: Federal- 877.57, State- 332.26, Social Security- 764.82, Medicare- 178.87, Retirement- 576.04, Unicare Health- 509.66, Unicare Dental- 45.28, Reassure America Life- 9.76, Colonial Health- 33.01, Union Dues- 180.00, Credit Union- 32.00, Deferred Comp.- 40.00, Aflac Health- 113.40, Aflac Life/Dsbl- 64.08.

COPS FAST GRANT: Gross salaries- 1,204.58, Cops Fast Employee Net Pay- 904.67, Employer deductions paid: Unicare Health- 206.60, Unicare Dental- 13.17, Unicare Life- 4.42, Social Security- 74.68, Medicare- 17.47, Brent Gilster- 1204.58.

COPS FAST GRANT: Employee withholding paid to: Federal- 153.84, State- 53.92, Social Security- 74.68, Medicare- 17.47.

ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to approve the minutes of August 18, 2003 as typed in the official record.

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd adjourned their meeting at 4:28 p.m.

ATTEST

Lyle Todd, Chair

Theodore A. Piepho
County Clerk

COUNTY BOARD OF COMMISSIONERS
SEPTEMBER 15, 2003 PROCEEDINGS
DAKOTA COUNTY BOARD ROOM
DAKOTA COUNTY COURTHOUSE
DAKOTA CITY, NEBRASKA

Chair Todd opened the regularly scheduled Board meeting at 10:08 a.m. with the pledge of allegiance to the flag. Present were Commissioners Miller, Hartnett, Engel, Todd, Bousquet and Ted Piepho, Secretary.

ABSENT: None

The board reviewed the payroll claims submitted by the County Clerk for payment.

Russ Gifford appeared before the board with an update on converting to CableOne for the use of internet.

Bob Finney, County Attorney, Sheriff Wagner, Deputy Sheriff Herron and Niki Sims appeared before the board and discussed the possibility of using more magnetic bracelets to relieve some of the overcrowding of the jail.

Chair Todd recessed their meeting at 11:53 for lunch.

Chair Todd reconvened from lunch at 1:33 pm with Commissioners Miller, Hartnett, Engel, Todd, Bousquet and Ted Piepho, Secretary.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to convene into Board of Equalization to hear Shirley Hughes's oral testimony on the Property Valuation Protest that he filed on lots 1 through 12, Block 185, City of Dakota City.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED 1:51 p.m.

Shirley Hughes appeared before the board and presented the following testimony. I wish to express an objection to the increased valuation of a block of ground that I own at Block 185, lots 1-12 in Dakota City, Nebraska.

The reasons for my protest are:

1. The north side of the block has no water.
2. There is no paving on any side of the property.
3. LOCATION, LOCATION, LOCATION!

The neighborhood has a number of drawbacks as a location for a prospective homeowner.

a. The west side is across the street from the Dakota City ball diamond. Anyone building there would have concession stand debris, parking problems, plus noise.

b. The block to the northwest is the Legion Hall that rents out to parties every weekend. Again there is traffic, noise, and trash that accompany these activities.

c. The southeast block is a trailer court, which is not an enhancement to the area.

4 Extensive tree removal and trimming is needed all along the north side of the block, and one huge dead tree needs to be cut down on the west edge of the block.

5. I've had the property for sale this summer and have had no serious inquiries.

6. I feel the added valuation is unwarranted.

The board said that there were sales to support the added value, but agreed to look at the property.

Commissioner Hartnett moved, seconded by Commissioner Miller to reconvene as Board of Commissioners.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED 2:00 p.m.

Commissioner Miller moved, seconded by Commissioner Engel to approve an increase of one percent (1%) to the Restricted Funds in the 2003-2004 fiscal year Dakota County Budget.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Hartnett to approve the Dakota County 2003-2004 Fiscal Year Budget as presented by the Administrative Assistant and to approve Resolution 03C-028 as follows:
Dakota County

RESOLUTION OF ADOPTION AND APPROPRIATIONS

WHEREAS, a proposed County Budget for the Fiscal Year July 1, 2003, to June 30, 2004, prepared by the Budget Making Authority, was transmitted to the County Board on the 4th day of August, 2003.

NOW, THEREFORE, BE IT RESOLVED, by the Board of COMMISSIONERS of Dakota County, Nebraska as follows:

SECTION 1. That the budget for the Fiscal Year July 1, 2003, to June 30, 2004, as categorically evidenced by the Budget Document be, and the same hereby is, adopted as the Budget for Dakota County for said fiscal year.

SECTION 2. That the offices, departments, activities and institutions herein named are hereby authorized to expend the amounts herein appropriated to them during the fiscal year beginning July 1, 2003, and ending June 30, 2004.

SECTION 3. That the income necessary to finance the appropriations made and expenditures authorized shall be provided out of the unencumbered cash balance in each fund, revenues other than taxation to be collected during the fiscal year in each fund, and

DATED AND PASSED THIS 15TH DAY OF SEPTEMBER, 2003.

COUNTY BOARD

ATTEST:

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller moved, seconded by Commissioner Hartnett to adopt Resolution 03C-029 setting the Property Tax Request as follows:

03C-029

RESOLUTION SETTING PROPERTY TAX REQUEST

WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the property tax request for the prior year shall be the property tax request for the current year for purposes of the levy set by the County Board of Equalization unless the Governing Body of the County of Dakota passes by majority vote a resolution or ordinance setting the tax request at a different amount; and

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request; and

WHEREAS, it is in the best interests of the County of Dakota that the property tax request for the current year be a different amount than the property tax request for the prior year.

NOW, THEREFORE, the Governing Body of the County of Dakota, by a majority vote, resolves that:

1. The 2003-2004 property tax request be set at \$2,478,510.80.

2. A copy of this resolution be certified and forwarded to the County Clerk prior to October 13, 2003.

Adopted this 15th day of September, 2003.

Attest:\s\Theodore A. Piepho

\s\Lyle Todd

County Clerk

Chair

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller moved, seconded by Commissioner Hartnett to rescind Resolution 03C-029 as previously adopted.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller moved, seconded by Commissioner Hartnett to adopt Resolution 03C-030 setting the Property Tax Request as follows:

03C-030

RESOLUTION SETTING PROPERTY TAX REQUEST

WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the property tax request for the prior year shall be the property tax request for the current

year for purposes of the levy set by the County Board of Equalization unless the Governing Body of the County of Dakota passes by majority vote a resolution or ordinance setting the tax request at a different amount; and

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request; and

WHEREAS, it is in the best interests of the County of Dakota that the property tax request for the current year be a different amount than the property tax request for the prior year.

NOW, THEREFORE, the Governing Body of the County of Dakota, by a majority vote, resolves that:

1. The 2003-2004 property tax request be set at \$3,326,349.20.

2. A copy of this resolution be certified and forwarded to the County Clerk prior to October 13, 2003.

Adopted this 15th day of September, 2003.

Attest: Theodore A. Piepho
County Clerk

\s\Lyle Todd
Chair

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

The board chair declared a break at approximately 2:05 p.m. and reconvened from break at 2:15 p.m., at which time they initiated a call to Dave Voorhis with Voorhis/Robertson, Justice Services, Inc. in Boulder Colo. and had a conference call to inquire about hiring them to review our Criminal Justice System.

(Neglected to turn on recorder) Larry Wentz from KMEG TV and the Dakota County Star Reporter were in attendance for the conference call. Commissioner Bousquet moved, seconded by Commissioner Hartnett to table the claim from JC Roofing for roofing repairs.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Bousquet to approve the payroll and accounts payable claims submitted by the County Clerk as follows:
COUNTY GENERAL FUND: Gross salaries- \$75,907.87, General Fund Employees Net Pay- \$51,134.09, Employer deductions paid: Retirement- 4,506.54, Social Security Tax- 4,489.85, Medicare- 1,050.04, Unicare Health- 13,636.26, Unicare Dental- 856.71, Unicare Life- 288.00.

Richard Bousquet ? 472.00, William Engel- 472.00, Jackie Hartnett- 472.00, Pamela Miller- 472.00, Lyle Todd- 495.08, Nanci Walsh- 1051.68, Karilyn Watkins- 310.58, Daniel Christoffers- 340.00, Bobbi Jo Harsma- 840.80, Theodore Piepho- 1380.20, Joan Spencer- 1010.97, Darlene Davis- 762.40, Robert Giese- 1380.20, Ruth Gillaspie- 1010.97, Jolene Heinemann- 816.00, Kimberly Kuehl- 740.00, Phyllis Ridge- 836.00, Lyn Beltz- 240.00, Mark J. Dorcey- 529.50, Margaret Rahn- 1010.97, Daniel Christoffers- 272.00, Arnold Mellick- 237.71, Lynette Beermann- 1380.20, Michelle Criss- 880.00, Carol Dunham- 1181.76, Scott M Dugan- 1726.28, Mary Gamble- 1060.80, Thomas Jackson- 1538.46, Dustin Kinsey- 350.00, Wildon Sur- 189.00, Richard Jensen- 1181.21, Franklin Morse- 42.00, Patricia Stingley- 828.00, Sandy Beers- 940.00, Jeremy Bermel- 1704.38, Anthony Bos- 1468.18, Brad Claypool- 1347.78, Brian Ellinger- 1449.66, Todd Hammer- 1149.12, Melvin Harrison III- 1344.20, Rodney Herron- 1525.48, Kimberly Johnson ? 537.63, Jared Junge- 1767.21, Michael Kreegar- 1304.88, Gayle Richards- 700.00, William Thompson- 1817.45, James Wagner- 1,726.28, Randall Walsh- 1673.10, Laurie Barclay- 1827.62, Rita Chase- 784.80, Debra Fergen- 1653.85, Robert Finney- 2233.04, Amber Hegarty- 1403.85, Aimee Kennedy- 760.00, Nicole Sims- 1051.68, Elizabeth Barnett- 116.00, Rebecca Broer- 1523.20, Sergio Castillo- 1155.60, Richard Criss- 1135.75, Leonard Cunningham- 1108.64, Penny Epting- 893.45, John Gilles- 920.20, Michael Gregerson Jr.- 1141.77, Alma Gunderson- 1209.60, Paula Harrigfeld- 192.55, Cathy Harsma- 1079.15, Kevin Rohde- 1114.36, Linda Schovanec- 1114.08, Margaret Stingley- 851.04, Randall Crombie ? 115.38, Cynthia

Purucker- 840.80, Arnold Mellick- 140.00, Leon Pies- 1046.40, Pamela DeVries- 1,490.12, Gloria Ann Dwyer- 924.00, Patricia Glover- 1024.36, Dr. David Grote- 200.00, Judi Neswick- 13.00, Alan Boyd- 877.46.

GENERAL FUND: Employee withholding paid to: Federal- 6,655.46, State- 2,378.49, Social Security Tax- 4,489.85, Medicare- 1,050.04, Retirement- 3,056.68, Unicare health- 2,255.48, Unicare Dental- 394.35, Colonial Health- 35.20, Credit Union- 1,633.31, Colonial Life- 3.00, Deferred Comp- 852.90, Garnishments- 1,036.65, Aflac Health- 395.82, Aflac Life/Dsbl- 107.05, Aflac Flex Plan- 409.50, Road (Weed) Union Dues- 20.00.

COUNTY ROAD PAYROLL: Gross salaries- \$12,800.29, Road Employees Net Pay- \$9,060.70, Employer deductions paid: Retirement- 864.00, Unicare Health- 2,479.32, Unicare Dental- 158.16, Unicare Life- 50.24, Social Security Tax- 752.17, Medicare- 175.91.

Joel Broekemeier- 1054.40, Randall Crombie- 1058.40, Ronald Harder- 1050.40, Walter Heinemann- 1058.40, Richard Hoelsing- 1054.40, Robert Jacobsen- 1058.40, Fred Kellogg- 1046.40, Kimon Litras- 1094.40, Richard McNear- 1058.40, Arnold Mellick- 1161.89, Marlan Millard- 1058.40, James Swanson- 1046.40.

ROAD FUND: Employee withholding paid to: Federal- 877.57, State- 330.71, Social Security- 752.17, Medicare- 175.91, Retirement- 576.04, Unicare Health- 509.66, Unicare Dental- 45.28, Reassure America Life- 9.76, Colonial Health- 33.01, Union Dues- 180.00, Credit Union- 32.00, Deferred Comp.- 40.00, Aflac Health- 113.40, Aflac Life/Dsbl- 64.08.

COPS FAST GRANT: Gross salaries- 1,357.68, Cops Fast Employee Net Pay- 997.10, Employer deductions paid: Unicare Health- 206.60, Unicare Dental- 13.17, Unicare Life- 4.43, Social Security- 84.18, Medicare- 19.69, Brent Gilster- 1357.68.

COPS FAST GRANT: Employee withholding paid to: Federal- 192.11, State- 64.60, Social Security- 84.18, Medicare- 19.69.

GENERAL FUND: Gretchen Hirschbach, prior yrs- 6.00; Cellular One, phone- 27.68; S Sioux City Star, publishing- 495.04; Perkins, supplies- 149.18; CDW Government Inc, equipment- 218.17; Cellular One, phone- 27.68; Dakota County Clerk, titles- 28.00; Redfield & Company Inc, supplies- 82.17; Des Moines Stamp MFG, supplies- 51.50; Staples, supplies- 89.94; Perkins, supplies- 192.19; Charlotte Doenhoefer, prior yrs- 10.00; Ruth Jensen, prior yrs- 12.00; Nadine Lewon, prior yrs- 17.00; Mardell Sorensen, prior yrs- 26.00; Irene Van Lent, prior yrs- 16.00; DAS Inservices, data processing- 27.00; Robert Giese, mileage- 75.60; Star Printing, printing/publishing- 81.58; ASAP Pack & Ship, printing/publishing- 82.00; CDW Government Inc, office equip- 218.17; Capital One, software- 363.00; Nebraska Planning & Zoning Workshop, registration- 15.00; Michelle Criss, mileage/meals- 132.05; Holiday Inn, lodging- 165.00; Carol Sue Dunham, mileage- 49.60; Star Printing, ad- 5.00; Bear Graphics, supplies- 7.50; Iowa Office Supply, supplies- 34.42; Norfolk Printing Co, supplies- 364.97; Midwest Office Automation, equip repair- 289.65; Iowa Office Supply, supplies- 171.00; United Bank of Iowa, equipment- 158.04; Sams Club, supplies- 14.88; Perkins, equip- 37.82; Scott Dugan, mileage- 405.36; Francisco Gonzalez, interpret- 520.00; Midwest Office Automation, equip- 79.42; United Bank of Iowa, equip- 90.40; Coffee King Inc, juror fees- 39.92; Hungrys North Inc, juror fees- 53.44; Chantel Bromander, witness fees- 52.40; Lori Gutierrez, witness fees- 22.88; Bertha Rodriguez, witness fees- 22.88; Aaron Tyler, witness fees- 31.16; William Binkard, atty fees- 899.16; Crary Huff Inkster, atty fees- 735.00; Fitch Law Office, atty fees- 1122.77; Barbara Kueny, atty fees- 204.00; Douglas Luebe, atty fees- 70.80; Stuart Mills, atty fees- 2990.00; Richard Thramer, atty fees- 30.00; Patrick Tott, atty fees- 615.00; Dakota County Court, court cost- 607.00; Dakota Co Clerk of District Court, statement- 690.50; Dakota County Sheriff, papers/warrants- 1620.80; Dakota County Treasurer, fees- 40.00; Cellular One, phone- 26.11; Qwest, phone- 40.68; NPPD, utility- 4113.35; MidAmerican, utility- 1354.60; Gill Hauling, utility- 125.00; A-Team Heating/Cooling,

repair/jailrepair- 667.50; Grainger, repair- 89.40; Jackson Glass, repair- 143.00; Sams Club, repair- 58.17; Walmart, repair- 219.20; Wilmes Hardware Hank, repair/supplies/jailrepair- 152.95; Rick Jensen, mileage- 67.75; Dakota Food & Fuel, fuel- 32.20; ServiceMaster, clean- 3750.00; Trembly Pest Control, pest- 50.00; Bomgaars, supplies- 396.64; Foulk Bros Plumbing, supplies- 157.50; Maintenance Engineering, supplies- 375.93; Menards, supplies- 95.57; Dakota County Extension, phone/mileage/misc/supplies/equip rental/dues- 819.20; Cellular One, phone- 118.02; City of South Sioux City, phone- 9.17; Racom, expense/equip- 735.00; SFCU, expense/misc/fuel- 567.90; Executive Copy Systems, equip repair- 1522.41; Sergio Castillo Jr, interpret- 40.00; Amy Hueser, interpret- 105.00; Tom Lovan, interpret- 87.50; Vera Salas, interpret- 30.00; Siouxland Humane Society, animal control- 31.00; Detector Dog International, k-9 leash- 60.00; Robertson Implement, misc- 17.95; Stephans Welding, misc- 85.50; Willis Animal Clinic, k9chkup- 133.50; Dakota County Treasurer, fees/equip repair- 353.00; Harolds Photo Center, supplies- 7.98; Jacks Uniforms, supplies- 233.40; Walmart, supplies- 43.91; Cenex Fleetcard, fuel- 45.25; Crystal Oil, fuel- 43.62; Dakota Food & Fuel, fuel- 1014.22; Todd Hammer, fuel- 17.00; Philfleet, equip/fuel- 2000.93; Circle R Inc, equip- 910.27; Crystal Oil, equip- 15.00; Dolezal Motor, equip- 443.47; Torco-Remfg, equip- 219.00; Fremont Tire, tires/equip- 184.05; Jims Service, tires/repair- 544.00; Ammunition, ammunition- 319.00; Jacks Uniforms, misc- 51.90; Cellular One, phone- 79.97; Nebraska Dept of Motor Vehicles, court cost- 67.00; Mathew Bender, law library- 81.80; Robert Finney, expense- 62.47; Sioux City Journal, misc- 160.38; H2O4U, supplies- 15.75; Iowa Office Supply, supplies- 151.00; Perkins, supplies- 40.35; Record Printing & Copy, supplies- 170.00; City of South Sioux City, operating expense- 21513.63; Cellular One, phone- 26.11; BI Inc, house arrest- 34.65; Cellular One, phone- 55.60; Executive Copy Systems, equip repair- 495.00; Walmart, repair/boarding- 100.91; SFCU, meals/misc/boarding/medical- 408.20; Jacks Uniforms, uniforms- 40.95; ATD-American, boarding- 89.23; Bob Barker, boarding- 115.71; Braunger, boarding- 1285.22; Coffee King, boarding- 72.50; Earthgrains, boarding- 682.39; HyVee, 3063.15; Norix Group, boarding- 2162.00; Robinson Textiles, boarding- 184.03; Sams Club, boarding- 196.29; Superior Medical Company, boarding- 494.64; Dept of Correctional SVCS, boarding- 34250.70; Dixon County Sheriff, boarding- 4350.00; Guardrite, transporting prisoners- 1333.16; Midwest Special Services, boarding- 631.55; Pierce County Sheriff, boarding- 2944.00; Thurston County Sheriff, boarding- 4095.00; Dept of Correctional SVCS, medical- 5688.73; Louderback Drug, medical- 517.90; Mercy Business Health SVCS, medical- 90.00; Mercy Medical Center, medical- 292.96; Dr David Noble, medical- 162.00; Dr. Liem-Som, medical- 692.33; Redlers Professional, medical- 1604.95; Siouxland Gastro, medical- 710.00; Sergio Castillo Sr, interpret- 60.00; Jesse Moreno, interpret- 65.00; Boys & Girls Home, boarding- 900.00; Midlands OB/GYN, boarding- 165.00; NE Nebr Juvenile Services, boarding- 9642.50; Prince of the Road, boarding- 228.95; Dakota Food & Fuel, fuel- 152.80; Fremont Tire, equip- 102.24; BI Inc, equip- 2544.40; Racom, equip- 222.00; South Sioux City Star, printing/publishing- 7.25; Dakota County Road-Petty, supplies- 30.35; Perkins, supplies- 73.20; Pam Devries, mileage- 88.20; Pat Glover, mileage- 69.84; Dunes Family Medicine, phys- 250.00; Medibadge, misc- 63.23; Perkins, supplies- 24.74; Hemocue, supplies- 110.00; Pam Devries, mileage- 13.68; Gateway, misc- 739.00; Sams Club, misc- 39.83; Jim Weier, misc- 750.00; Boundtree Medical, supplies- 70.95; Cellular One, phone- 46.60; Alan Boyd, mileage- 234.00; Matthew Bender, law library- 1159.86; Ne Nebr Public Power, lights- 115.30; Pitney Bowes, postage- 95.00; AT&T, phone- 55.21; Business Telecom Systems, phone- 330.50; Dex Media East, phone- 13.03; Qwest, phone- 1463.97; WCS Telecom, phone- 473.98; AFLAC, misc- 50.00; MIPS, payroll/claims- 299.37; SIMPCO, dues- 3565.00; Lazette Gifford, web- 40.00; Sioux Air, pest- 1000.00; Jim Weier, equip- 5425.00; ROAD FUND: Cellular One, phone- 55.36; Northeast Nebraska Telephone, phone- 182.63; NPPD, utilities- 23.68; Northeast Coop- propane- 1720.00; Gill Hauling,

garbage- 45.00; Hydraulic Sales & Service, repair/parts- 116.44; Joes Department Store, repair/parts/supplies- 397.63; Piorier Equipment, repair/parts- 131.43; Powerplan, repair/parts/labor- 158.75; Rees Mack Sales, repair/parts/labor- 55.80; Road & Machinery Supplies, repair/parts- 46.71; Siouxland Hydraulic, repair/parts- 30.32; Siouxland NAPA, repair/parts/supplies- 531.52; Ziegler, repair/parts/supplies- 396.92; Team Ford, repair/labor- 15.92; Dakota County Clerk, misc- 10.00; Ace Industrial Supply, supplies/tools- 146.74; Air Filter Cleaning, supplies- 169.71; Aramark Uniform, supplies- 232.32; Colonial Research, supplies- 125.08; Industrial Tools & Machinery, supplies/tools- 271.88; Linweld Supply, supplies- 29.84; Sioux City Bolt, supplies- 25.22; Erlandson Transportation, gravel- 1355.03; Higman, gravel- 6155.03; Lux Brothers, gravel- 372.25; Rinker, gravel- 1085.68; Hubbard Mini-mart, fuel- 1971.47; Warren Oil, fuel- 3479.61; Bridgestone, tires- 9.25; Midwest Services, sign post- 474.35; H2O4U, waterserv- 25.75; Kramper Siding, flagpole- 440.00; Sign Masters, materials- 245.00; Northeast Equipment, rental- 950.00; HARD SURFACE FUND: Theisen Construction, construction- 63,895.57; JEO Consulting, engineering- 1192.00; Dakota County Register of Deeds, misc- 15.50; ROAD AND BRIDGE IMPROVEMENT FUND: Midwest Services & Sales, structures- 3750.00; Utility Equipment Co, structures- 496.91; JEO Consulting, consult- 123.00; INSTITUTIONS FUND: Health & Human Services, Norfolk/Beatrice- 2270.00; VETERANS AID FUND: Veterans Service Office, relief- 700.00; S.T.O.P. FUND: Jacks Uniforms, supplies- 11.95; WEED FUND: Siouxland Napa, parts- 520.65; Fremont Tire, labor- 90.00; Siouxland Hydraulic, labor- 135.00; Bomgaars, equip- 26.00; FIMCO, equip- 477.08; Town & Country Power, equip- 32.94; Wakefield Republican, printing/publishing- 112.14; Hubbard Mini-Mart, fuel- 199.58; E911 FUND: City of South Sioux City, 911phone- 54049.62; ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED. Commissioner Miller moved, seconded by Commissioner Bousquet to approve the minutes of September 2, 2003, as typed. ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

At 3:45 p.m.

Chair Todd recessed their meeting until 1:00 p.m. Thursday September 18, 2003, at which time they will meet with Dave Voorhis with Voorhis/Robertson, Justice Services, Inc. in Boulder Colo. and have a conference call to inquire about hiring them to review our Criminal Justice System.

ATTEST:

Lyle Todd, Chair

Theodore A. Piepho
County Clerk

COUNTY BOARD OF COMMISSIONERS
SEPTEMBER 18, 2003 PROCEEDINGS
SEPTEMBER 15, 2003 MEETING CONTINUED
DAKOTA COUNTY BOARD ROOM
DAKOTA COUNTY COURTHOUSE
DAKOTA CITY, NEBRASKA

The County Board of Commissioners convened at 1:00 p.m. Thursday, September 18, 2003, to with Dave Voorhis with Voorhis/Robertson, Justice Services, Inc. in Boulder Colo. to discuss hiring them to review our Criminal Justice System.

Present were Commissioners Miller, Hartnett, Engel, Todd, Bousquet and Nanci Walsh, acting Secretary, Scot Ford, Pat Foust and Dave Voorhis.

Dave Voorhis with Voorhis/Robertson, Justice Services, Inc appeared before the board and presented information to the board as to what services they could provide for Dakota County. After discussing the scope, Mr. Voorhis stated he thought it would be \$35,000 plus travel expenses. Anticipated about 10 trips to Dakota County.

Commissioner Bousquet moved, seconded by Commissioner Hartnett, to hire Dave Voorhis, Voorhis/Robertson Justice Services, Inc. to do a criminal justice system analysis.

ROLL CALL VOTE: MILLER- YEA, ENGEL- YEA, BOUSQUET- YEA, HARTNETT- YEA AND TODD- YEA UNANIMOUS MOTION CARRIED.

Chair Todd adjourn their meeting at 1:59 p.m

ATTEST: Lyle Todd, Chair

Theodore A. Piepho
County Clerk

COUNTY BOARD OF COMMISSIONERS
SEPTEMBER 29, 2003 PROCEEDINGS
DAKOTA COUNTY BOARD ROOM
DAKOTA CITY, NEBRASKA

Chair Todd called their regular scheduled meeting to order at 1:30 p.m.

Present were: Commissioners Miller, Engel, Bousquet, Hartnett, Todd and Ted Piepho, Secretary.

Absent: None

Commissioner Miller moved, seconded by Commissioner Hartnett to approve the minutes of September 15, 2003 as typed in the official record.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Miller to approve the Juvenile Accountability Grant Award, which authorizes the use of electronic monitoring for juveniles and a diversion program for juveniles.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Randy Crombie, Highway Superintendent, appeared before the board and requested them to sign a letter to Department of Roads that expresses the board reaffirming the commitments made for providing permanent seeding of disturbed areas caused by grading operation on project BRO-7022(14), Homer South.

Commissioner Engel moved, seconded by Commissioner Bousquet to reaffirm the commitments made for providing permanent seeding of disturbed areas caused by grading operation on project BRO-7022(14), Homer South.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to transfer Dakota County Abandoned Vehicle Title #03265700043 on a 1978 Chevrolet Pickup bearing the serial number CCL448S218987 to Axles & Gears dba C & H Truck parts for consideration of the storage and towing charges due against said vehicle. ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller moved, seconded by Commissioner Engel to convene as Board of Equalization.

The board discussed Shirley Hughes protest in which he protested the valuation added by the Board of Equalization.

Commissioners Todd and Bousquet had looked at the property during the last meeting, September 15, 2003.

They thought that the valuation was fair. The lots have water on the north side and Mr. Hughes mentioned the trees.

Commissioners Todd and Bousquet felt that the trees would be an advantage because a home could be nested in them.

Commissioner Bousquet moved, seconded by Commissioner Miller to that no change be made to Lots 1 through 12, Block 185, City of Dakota City.

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd opened a Public hearing to consider adding, to the tax rolls, Lots 1 and 2, Block 115, City of Dakota City at 1:44 p.m.

Madelyn Thorsland, State's Assessor for Dakota County, said that these lots were previously tax exempt and sold to private parties. As of January 1 they estimated them to be 10% complete and placed a value of \$12,565 on them.

Chair Todd closed the Public Hearing at 1:49 p.m.

Commissioner Miller moved, seconded by Commissioner Hartnett to add Lot 1 of Replat Block 115, Dakota City and Lot 2 of Replat Block 115, more commonly defined with parcel numbers 220157103 and 220157111 respectively, to the tax rolls and place \$12,565 value on the parcels to represent 10% completion.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

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

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED 1:51 p.m.

Warren Johnston appeared before the board and discussed signing the Improvement Inventory appraisal with the Nebraska Educational Lands and Funds.

Chair Todd opened the Public Hearing to consider no through trucks on E Avenue from Highway 35 to 164th Street at 2:08 p.m.

Arnie Mellick, Road Foreman, informed the board that they could put a weight limit on this road or make it a no through truck route.

Andy Lux spoke in opposition to no through truck traffic.

Chair Todd closed the Public Hearing at 2:30 p.m.

Commissioner Hartnett moved, seconded by Commissioner Engel to approve a Speed Limit of 25 miles per hour on this road and direct the Road Foreman to post same.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd opened a Public Hearing at 2:34 p.m., to hear testimony whether the county should raise the hotel/motel tax from 2% to 4% as authorized by LB 726.

Pat Anderson and Donna Goodier from the South Sioux Chamber and the South Sioux City Visitor's Tourism Bureau requested the CBC to raise the tax.

No one in opposition to raising the tax was present and the hearing was closed at 2:45 p.m.

Commissioner Bousquet moved, seconded by Commissioner Engel adopt Resolution 03C-031 adopting and establishing a County Visitor's Improvement Fund and outlined in paragraph 1 of the following resolution.

RESOLUTION 03C-031

BOARD OF COUNTY COMMISSIONERS
DAKOTA COUNTY, NEBRASKA

RESOLVED

WHEREAS:

a) The Nebraska Visitors' Development Act as revised by LB 726 during the 2003 legislative session creates the Visitors Improvement Fund, imposing up to a 2% sales tax upon the total consideration charged for occupancy of any hotel space.

b) Such sales tax proceeds are to be used for the improvement of an existing attraction or promotion, encouragement and attraction of visitors to this county.

c) Pursuant to the establishment of the Visitors' Improvement Fund, a public hearing prior to this Resolution has been held.

NOW, THEREFORE BE IT RESOLVED BY THIS BOARD OF COUNTY COMMISSIONERS THAT:

1. This county establishes a County Visitors' Improvement Fund as established by LB 726, which revised the Nebraska Visitors' Development Act section 81-1245, 81-1254 and 81-1255.

2. In order to assist the Board in the proper allocation and expenditures of such fund, the existing Visitors Committee will administer and allocate the proceeds from the tax, in accordance with the specific purpose of the Nebraska Visitors' Development Act in improving existing attractions or promoting, encouraging and attracting visitors to come to this county and to use the travel and tourism facilities therein.

3. There is hereby imposed, an additional sales tax of 2% upon the total consideration charged for occupancy of any space furnished by any hotel as defined by the Nebraska Statute 81-1247, and the tax authorized shall be in addition to the tax authorized in Section 81-1253 R.R.S. 1943 or any other sales tax imposed or authorized upon receipt thereof, such funds shall be placed in the County Visitors Improvement Fund previously established by this Resolution.

BE IT NEXT RESOLVED BY THIS BOARD OF COUNTY COMMISSIONERS THAT all business records of the Visitors' Committee be kept by the South Sioux City

Area Chamber of Commerce who is under contract and agreement with Dakota County Nebraska to carry out the purpose of the Nebraska Visitors' Development Act Dated this 29th day of September, 2003.

BOARD OF COUNTY COMMISSIONERS
OF DAKOTA COUNTY, NEBRASKA

ATTEST:

County Clerk

Motion by: Commissioner Bousquet, seconded by Commissioner Engel that the establishment of the County Visitors Improvement Fund as specified in the paragraph numbered 1. in this resolution.

ADOPTED Five Yeas Nays Zero

Motion by: Commissioner Bousquet, seconded by Commissioner Engel that the imposition of 2% sales tax in Dakota County as specified in the paragraph numbered 3, in the resolution.

ADOPTED Five Yeas Nays Zero

ATTEST

\s\ Lyle Todd

\s\ Theodore A. Piepho
COUNTY CLERK

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bousquet moved, seconded by Commissioner Engel that there is hereby imposed, an additional sales tax of 2% upon the total consideration charged for occupancy of any space furnished by any hotel as defined by the Nebraska Statute 81-1247, and the tax authorized shall be in addition to the tax authorized in Section 81-1253 R.R.S. 1943 or any other sales tax imposed or authorized upon receipt thereof, such funds shall be placed in the County Visitors Improvement Fund previously established by Resolution 03C-031.

ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to acknowledge receipt of and approve the Official's Reports filed by the County Clerk, Clerk of the District Court and Register of Deeds for the month of August, 2003.

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Dave Prokesh from the State Health and Human Services presented the County Board with three bids for combining Health and Human Services to one location. The State's HHS asked the county to pick up the cost of the space prorated to what the county is obligated to provide them by the legislature in 1984, which amounted to approximately \$18,700 to \$21,675 depending which bid was accepted. Several Board members expressed that they did not wish to obligate the county in providing any cost.

Mr. Prohesh said that the county would receive 50% of the cost back from the Federal Government. It was noted that we now receive some indirect cost for Health and Human Services being in our building now and that revenue would be lost, and also the rents now paid by health and human services for approximately 500 square feet.

Commissioner Hartnett moved, seconded by Commissioner Engel to approve the following Agreement with VOORHIS/ROBERTSON JUSTICE SERVICES, INC.

CONSULTING AGREEMENT

This Agreement made and entered into this 29th day of September, 2003 between DAKOTA COUNTY at 1601 Broadway, Dakota City, Nebraska 68731 and VOORHIS/ROBERTSON JUSTICE SERVICES, INC. (CONSULTANT), at 6525 Gunpark Drive, Suite 370-PMB-144, Boulder, Colorado 80301.

WITNESSETH

WHEREAS, in the judgment of DAKOTA COUNTY, it is necessary and advisable to employ the CONSULTANT in connection with the development of a criminal justice system study;

WHEREAS, CONSULTANT is duly qualified and experienced as a consultant and has offered services for the purposes specified in this Agreement; and

NOW, THEREFORE, in consideration of these premises and the following mutual covenants, terms, and conditions, DAKOTA COUNTY and CONSULTANT agree as follows:

I. INTEGRATION

A. This is the original agreement between DAKOTA COUNTY and CONSULTANT.

II. BASIC SERVICES OF CONSULTANT

A. CONSULTANT shall serve as DAKOTA COUNTY'S professional representative in matters to which this Agreement applies, and shall give consultation, advice, and recommendations to DAKOTA COUNTY during the performance of said services as outlines in the scope of services attached hereto. CONSULTANT, with the consent of DAKOTA COUNTY, may employ the services of outside consultants and subcontractors when mutually deemed necessary by CONSULTANT and DAKOTA COUNTY to complete work under this Agreement.

B. CONSULTANT is an independent contractor and all persons employed to furnish services hereunder are employees of CONSULTANT and not of DAKOTA COUNTY. All obligations under the Federal Insurance Contribution Act (FICA), the Federal Unemployment Tax Act (FUTA), and income tax withholding are the responsibility of CONSULTANT as employer.

DAKOTA COUNTY understands that express agreements may exist between CONSULTANT and its employees regarding extra work, competition, and nondisclosure. DAKOTA COUNTY does not intend for any of CONSULTANT'S employees or contractors to become employees or contractors under this current contract or in the future unless approved by the CONSULTANT.

C. The product of this project shall be a report that covers the scope of work of CONSULTANT, discusses major findings and recommended options. The goal of the project work is to assess how best to manage the criminal justice system and assist in determining the most efficient and effective operating methodology considering its various operational attributes and the subsequent operational impact.

III. SCOPE OVERVIEW

Dakota County, Nebraska selected Voorhis/Robertson Justice Services, Inc. of Boulder, Colorado for consulting services for the development of a criminal justice system assessment. The project purpose provides recommendations for possible reductions of the inmate population and system processing serving to guide future decisions regarding inmate population management, as well as facility improvement, staffing, and program needs.

The Dakota County Sheriffs Department is responsible for providing correctional services operating a single old adult facility. The Detention Facility serves as the admissions, processing, detention holding and administrative offices for the Department.

Since the inmate population often exceeds the rated capacity gives policy makers concern for the ability to continue comply with the Nebraska Jail Standards. Increased inmate populations also places demands on the department's facilities, programs, services, and staff. The ability to objectively classify inmates, not just by space available is of concern.

The County determined to conduct a comprehensive system assessment. To achieve this goal, the County selected VRJS, Inc., an experienced criminal justice planning firm to support the following tasks:

- * To meet with representatives to clarify project goals, timeline, and work plan.
- * To assist the County in the development of existing problem statements to help clarify the project.
- * To provide recommendations to comply with Nebraska Jail Standards and the American Correctional Association.
- * To present the results of the study to appropriate agencies representatives.
- * To document the process used to develop and offer study recommendations.
- * To prioritize the options and recommendations and provide a preliminary implementation plan.
- * To make site visit as necessary to gather information and conduct facility and program audits. This will include periodic meetings and presentations to the Board. This will include a minimum of one formal presentation upon completion of the assessment study.
- * To produce a formal report outlining the results of the study assessment. Ten copies of the draft report will be provided for review and comments before acceptance. Ten copies and one unbound copy of the final report will be provided. It is the responsibility of Dakota County to disseminate the final report. All reports and final work products shall be completed no later than February 15th 2004.

LV. PROJECT TASKS AND SCOPE OF WORK

VRJS scope of work follows the direction of the Board of Commissioners following acceptable practices for the development of a system assessment to be used to determine future improvement implementation plans.

A. System Assessment and Evaluation

VRJS will evaluate the current local criminal justice system policies and practices with regards to: arrest, release, bonding, detention, sentencing, and intermediate sanctions as they impact the jail's population.

All criminal justice agencies will be contacted at the project's outset, and meetings and interviews with department heads and staff will occur as the project develops. Prior to interview scheduling, VRJS requests data from each agency or office relating to budgets, staffing, workload, and annual/monthly reports. The data allows VRJS staff to prepare for interviews, but more important, to thoroughly acquaint the team with the nature of the county's organization and the types of available current resource allocation.

To guide data collection and subsequent analyses VRJS develops evaluation measures, and collects, through surveys and interviews, information about each measurement from each of the relevant agencies. An example list of measurement criteria is presented as follows:

Law Enforcement

- * Response time to priority calls
- * Clearance (arrest, prosecution and conviction)
- * Staff ratios
- * Use of field citations and other non-custodial bookings

Prosecution

- * Charging practices
- * Screening policies
- * Drop rate
- * Plea bargaining rate
- * Down charging rate

Parole and Probation

- * Use of automatic holds
- * PSI use and turnaround time
- * Level of technical violations
- * Caseload

Corrections

- * Classification accuracy
- * Violation rate
- * Escapes
- * Assaults (staff and inmate)
- * Recidivism rate
- * Programs
- * Staffing levels of each facility

Pre-Trial

- * Failure to appear rate
- * Average length of stay
- * Variety of release modes

Courts

- * Speed of arraignment
- * Trial delay/continuances
- * Adherence to state standards
- * Bond / bail setting practices

The evaluation criteria are adapted for each criminal justice related component. Other standard data collected include staffing and workload material, budget requests and actual funding.

B. Law Enforcement

A critical element of the methodology is to contact each of the arresting agencies. This review ensures that the widely varying concerns of the different size jurisdictions and allied agencies are properly understood and incorporated into the eventual system assessment and subsequent recommendations.

Law enforcement operating practices and the manner in which police exercise discretionary arrest and transport powers have immediate impact on the system and jail population. The following areas of police/law enforcement policy and procedure will be examined:

- 1) Operational practices that have an impact include charging, bail, and the number and location of arrests relative to the location of the jail.
- 2) Discretionary powers including citation-in-lieu of-arrest in the field, stationhouse release, referral to community agencies, and informal diversion programs.
- 3) Interviews and data analysis determine:
 - a) Proportions of arrests to field and jail citations and book-and-releases;
 - b) Number of agencies or limited short-term lock-up spaces for adequate patterns of referral; decisions as to who gets a referral and who goes to jail, and
 - c) Correlation of arrest/citation usage with crime rate and ultimate custody classification; and evaluation of distance to jail as a factor in arrest booking practices.

Careful reviews will occur for staffing, response time and investigative outcomes. Inmate transport and booking will be assessed to determine impact and demand on the functions of courts and corrections.

C. Jail Administration and Operations

Areas of review will include budget, staffing, and workload, in light of:

- 1) Release authority (e.g., emergency release powers, stationhouse citation in lieu of custody)
- 2) Sentencing authority (e.g., good time/work time and county parole)
- 3) Patterns and policies in accepting or rejecting additional persons/defendants into facility (e.g., weekenders, state inmates)

4) Internal operating procedures including the use of a formal management information system and a classification system to allocate jail beds

E. Prosecutor's Office

The Prosecutor's operation is reviewed with regard to organizational effectiveness as an element in the justice system. Focused analyses will occur for:

- 1) Case assignment,
- 2) Charging and screening,
- 3) Interface with law enforcement;
- 4) System concerns including, settlement and scheduling policies and practice.
- 5) How to finance the office more efficiently.

Policies and procedures of the prosecutor's office have measurable impact on the length of stay of persons in the courts and corrections, and on the numbers of people entering the system. The following areas of prosecution policy and procedure will be examined:

- 1) The time period between arrest of a defendant and the formal review and filing of charges:
 - a) Policies relating to bail recommendations;
 - b) Existing bail schedules, and
 - c) Implementation of bail laws.
- 2) Policies relating to prosecution and recommendation on sentencing:
 - a) Use of career criminal laws;
 - b) Sentencing patterns and use of alternatives;
 - c) Policies relating to plea-bargaining, continuances, and warrant screening;
- 3) The following key data and policy issues will also be reviewed:
 - a) Drop rates;
 - b) Case processing time frames, and
 - c) Incarceration priority and case scheduling.

D. The Defense

Defense operations and organization is assessed for its role in pretrial release, screening and defense posture, scheduling and handling of conflicts. The defense's impact on system load can be assessed in part by examining screening of indigent clients for appointment of counsel, and patterns of private defense. The following areas of defense policy and procedure will be examined:

- 1) Eligibility screening and timing after booking;
- 2) Policy and use of continuances, bond reviews, sentence modifications, and plea bargaining;
- 3) Available diversion and sentencing options, and usage by public and nonpublic defense advocates, and
- 4) Data on continuances and caseloads will be reviewed.

E. Pre-Trial Services

All agencies involved with pretrial release are reviewed for the effectiveness of their role in making fast informal public safety-oriented pretrial release decisions. Particular emphasis will be given to cost effectiveness, jail

crowding and the quality and confidence in the information provided to the bench.

Pretrial services and release policies and procedures have a differing degree of impact on the system. Therefore, the following areas of pre-trial policy and procedure will be examined:

- 1) Types of pretrial services/release agencies (in terms of form and host organization);
- 2) Criteria for release;
 - a) Exclusionary policies;
 - b) Degree of release authority;
 - c) Length of time between the arrest of a defendant and the generation of a report by the OR unit;
 - d) Point of first contact with defendant;
 - e) Length of time it takes to prepare a report, and
 - f) Bench warrant and failure to appear (FTA) investigations (includes failure to support and failure to pay fines).
- 3) Data review will include:
 - a) Length of stay;
 - b) Time to release for each release mode, and for certain key charge types;
 - c) Comparison of case types by time to pretrial and post-sentence release (early, late, not released);
 - d) Policies regarding criteria, recommendation type, and percentages released by each policy, and
 - e) Definitions and rates for FTA, warrant and rearrested.
- 4) Other Pre-Trial Services analysis will also include:
 - a) Relationships with the jail and the court
 - b) Presentence investigation use and turnaround from adjudication to submission
 - c) Use of intensive supervision, electronic monitoring, home arrest

F. Parole and Probation

State and local probation and parole programs may have a less direct impact on system crowding than other causes. Their impact is to a large extent dependent on how active a role they play at certain key leverage points. Therefore, the following areas of parole and probation policy and procedure are examined:

- 1) Functions and responsibilities including: use of automatic holds or detainers lodged against probationers or parolees who are arrested, (such as transfers to prison, state and federal parole and INS holds);
- 2) Relationships with jail and the court, and
- 3) Pre-sentence investigation reports (PSI); length of time to prepare and use of such reports.
- 4) The following data will be reviewed:
 - a) PSI use and turnaround from adjudication to submission, and
 - b) Comparison of stated policy with actual length of hold and average length of stay.

G. The Courts

All criminal justice court operations and organization are reviewed for such issues as productivity, role in the case processing flow, scheduling, effectiveness, relationship to jail crowding and possible future needs.

H. Judges/Judiciary

The local judiciary is a critical factor in system load because it has a most direct effect on population and because it holds a controlling role in the entire criminal justice system. A key factor is the level of confidence of judicial decision-makers in various classification and release decisions regarding predicting risk. The following areas of judicial policy and procedure will be examined:

- 1) Court actions and procedures which can affect flow:
 - a) Use of summons in lieu of arrest warrants;
 - b) Bail schedules, bail amounts and availability of bail-setting capacity;
 - c) Pretrial release/bail-setting tendencies;
 - d) Policy on arrests as a result of warrants;
 - e) Policy on continuances;
 - f) Probation revocation action(s), and
 - g) Non-felony sentencing practices.
- 2) The Courts role within the criminal justice system, and the Courts? potential for leadership must be sensitively addressed.
- 3) The following data will be reviewed:
 - a) Sentencing patterns;
 - b) Sentencing length;
 - c) Length of pre-sentence investigation turnaround or process issues, and
 - d) Strategies in relation to use of data (e.g., determine the amount of information judges get, could use, or want; use of data to raise level of confidence in pretrial and post-sentence release recommendations).

Court Personnel

The procedures and paper flow maintained by the Clerk's Office can affect system flow. Therefore, the following areas of court personnel policy and procedure will be examined:

- 1) The organization of the Clerk/Court Administrator office is relevant to inmate flow regarding:
 - a) Information storage and retrieval, and
 - b) Potential for delegation of authority.
- 2) Clerk's office procedures can impact:
 - a) Speedy trial procedures, and
 - b) Judge shopping and assignments of judges.
- 3) The following data will be reviewed:
 - a) Court calendar flow through stages;
 - b) Court delay as cause of increase in length of stay, and
 - c) Impact of state guidelines.

J. County and State Administration

Although county administration does not have an impact on the jail population to the immediate degree that other system elements do, the indirect impact of its role is tremendous. Control over the budget and organization of certain departments play a significant role in criminal justice administration and jail crowding.

VRJS will interview all commissioners on the county board, the county administrators and assistant administrators responsible for public safety issues and work with county administration staff to obtain data on planning and facility development.

K. Data/Management Information Systems and Costs

Jail population cannot be effectively managed without an accessible, useful and consistent management information system. Whether manual or automated, it is necessary that the appropriate data be collected in the first place. VRJS has found that in many cases the system is established to track the progress of individual cases through the adjudication process. The requirements of a population management system often differ from existing data and appropriate information cannot always be easily extracted from case records. For an obvious example, the court clerk may record the number and disposition of cases through a system, while the jail manager is more interested in individuals (and how many charges are pending against them) moving through the system. Areas of review will include:

- 1) The structure and ease of data transfer among elements in the overall data system.
- 2) Availability of data appropriate for routine tracking analysis: number of inmates and their length of stay, arrayed by primary charge and release mode.
- 3) For population projections, a breakdown of historical populations into various categories (e.g., male/female x felony/misdemeanors x pretrial/post-sentence).
- 4) Adherence to data gathering protocols.
- 5) Accuracy of the results as perceived by local officials.
- 6) Interface ability with other county criminal justice information systems (data systems used by the courts, state networks, county data processing).

L. Historical Population Review-Length of Stay

Conduct a trend analysis of inmate population by offense and demographics.

VRJS will review historical criminal justice system trend data relating to admissions, average length of stay, and the average daily population of the correctional facility. The objective is to identify the impact that changes in admissions and average length of stay (ALOS) had on changes in the size of the inmate population.

1. Review Average Daily Population Statistics.
2. Review Admissions Statistics.
3. Review Average Length of Stay Statistics.

Patterns of historical trends in crime rates and arrest rates will be examined to determine their impact on admissions. Information on the types of arrests and bookable offenses, pre-trial confinement and bonding policies, patterns in the use of alternatives to incarceration, and operations of the Courts sentencing practices is analyzed to determine the impact which these factors have had on the average length of stay for the inmate population.

M. Inmate Profile

Correctional facility population is analyzed in sufficient detail to understand the current users of correctional facilities. The profile data gathered will provide information to each subsequent planning step and allows VRJS to test program, policy and alternatives to incarceration options. This step requires documenting the criminal history characteristics, service needs, and behavior of inmates. This information will allow answers to such questions as:

- * What are the security characteristics of the existing adult and juvenile correctional facility population?

* Are the security levels of current facilities appropriate for those individuals? Do they provide safety and security for both staff and inmates?

* What proportion of the correctional facility population could be safely released if various alternative to incarceration programs were available?

* Would there be a risk to public safety if some of these individuals were provided pretrial release?

A profile of the inmate population describes criminal, adjudication, behavioral, social, and demographic characteristics of the group at a specific point in time. A representative sample of inmates from both of the county's facilities will be sampled and data collected on each. Some of the data characteristics that VRJS will collect for analysis are:

* Demographic (age, race, sex)	U	Prior Arrests and Convictions	Release Modes and Mechanisms
* Employment Status		Adjudication Status	Use of Bail/Bond
* Offense (felonies, misdemeanors)	U	Residence	
* Arresting Agency		Custody Security Level	

N. Inmate Tracking Analysis

An inmate tracking analysis follows a sample of inmates from booking through release to evaluate the efficiency of the flow of offenders through the system. Tracking inmates shows the number of persons entering the jail, the length of time that they remain, and the timing and mode by which they are released. This type of analysis can demonstrate points in the flow that may be made more efficient, with the end result of saving the county beds and resources. The tracking data precedes an analysis of alternative services, custody facilities and programs.

VRJS selects two sample bookings periods during a previous year to follow offenders through the county's system. Generally, booking rosters provide the minimum data needed to complete the analysis and access to court records provides additional information.

Tracking analysis begins with a cross-tabulation of booking charges and release modes. The number of cases and the average length of stay for each charge-release data highlight focus opportunities.

The tracking analysis complements the profile by adding factors for instance, average length of stay, the impact of out-of-custody bookings (e.g., an arrestee who is cite-released in the field by an arresting officer and then brought in for photos and fingerprinting), and release modes broken down by charge. Range of Programs Assessment and Recommendations Improvements are recommended in the areas of programs offered, resource allocation, operational practices, and program participation. The range of programs offered is evaluated in light of population findings to identify improved program opportunities for the characteristics of the county's offender population.

O. Evaluation of Alternatives to Incarceration Options

VRJS will develop recommendations of alternative to incarceration programs that can be implemented in the County. Recommendations will be made based on the inmate profile data developed in earlier steps and the needs of the County. A review of programs that have enjoyed success in other cities and counties will be conducted and assessed for implementation. The goal is to develop information and recommendations for the potential of using alternative to incarceration options. A comparison of cost benefits and savings is made for each alternative and traditional incarceration.

R. Range of Programs Assessment and Recommendations

Recommendation on the number and types of programs and services for current and future inmate population

Population Management Policies and Programs

Recommendations for policies and programs that should be implemented to bring about and maintain reductions in the future inmate population.

Improvements will be recommended in the areas of programs offered, resource allocation, operational practices, and program participation. The range of programs offered is evaluated in light of population findings to identify how well program mix addresses the characteristics of the county's offender population.

System Demand and Costs

System demand is determined based on the findings of system coordination. Areas where system coordination could be maximized are reviewed and then population findings are used to evaluate what more is needed from the system if it makes all the changes necessary to operate as smoothly and quickly as possible.

Identifying system demand asks how programs could be utilized to serve an appropriate population better, what steps in the court process might be streamlined and so forth. This sub-task will test, during the space use evaluation, whether any increase in system efficiency could solve some crowding problems.

V. FEES AND PAYMENTS

DAKOTA COUNTY agrees to pay CONSULTANT, for and in consideration of the performance of Scope of Services described in this agreement. The CONSULTANT will bill monthly and inform the County of progress. Cost of the CONSULTANT'S work is subject to the terms detailed below:

A. DAKOTA COUNTY agrees to an original contract for \$35,000 for professional fees, in addition to reimbursable expenses incurred during in the performance of the services contract.

B. Reimbursable expenses will be billed at actual values without company mark-up. Receipts for hotel, car rental, rental gasoline, copy or report preparation, tolls, airport parking and air fare will be provided to the county. Vehicle mileage will be reimbursed at \$.365 per mile. Perdeim for meals and gratuities will be billed at \$36.00 per day of travel time.

VI. MODIFICATION

DAKOTA COUNTY may, in writing, make reasonable changes in the Scope of Services required to be performed by CONSULTANT under this Agreement. Should any such actual changes be made, an equitable adjustment shall be made to compensate CONSULTANT for actual additional costs. Any claim by CONSULTANT for adjustments hereunder must be made to DAKOTA COUNTY in writing no later than thirty (30) days after receipt by CONSULTANT of notice of such changes from DAKOTA COUNTY.
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VII. TERMINATION OF AGREEMENT

Either party may terminate this Agreement upon not less than ten (10) days written notice delivered to the other party.

In the event of the death of a member, partner or officer of the CONSULTANT, or any of its supervisory personnel assigned to the project, the surviving members of the CONSULTANT hereby agree to complete the work under the terms of this Agreement, if requested to do so by the COUNTY. This section shall not be a barrier to renegotiations of this Agreement between surviving members of the CONSULTANT and the COUNTY, if the COUNTY so chooses.

III. TIME FOR COMPLETION

CONSULTANT shall commence immediately upon receipt of a Notice to Proceed to complete all work required herein. The CONSULTANT shall continue existing services and complete all work described in the proposal by February 15, 2004 except that the schedule may be modified with the approval of DAKOTA COUNTY and shall be extended day for day for any delay introduced during DAKOTA COUNTY'S review of products.

IN WITNESS WHEREFORE, the parties have caused this Agreement to be executed on the day and year first above written.

ATTEST:

Clerk of the Board

BY: Lyle Todd, Chairman

Constituting the Board of County

Commissioners for Dakota County, Nebraska

DATE:

APPROVED AS TO FORM:

Attorney

VOORHIS/ROBERTSON JUSTICE SERVICES, INC.

BY: David J. Voorhis Partner

DATE:

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd recessed their meeting at 3:40 p.m.

Chair Todd reconvened their meeting at 4:07 p.m.

Commissioner Hartnett moved, seconded by Commissioner Engel to authorize the County Clerk to sign the Improvement Inventory Appraisal with the Department of Education Lands and Funds for the improvements to Old Crystal Lake.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Miller to approve the payroll claims submitted by the County Clerk according to the employee handbook as follows:

COUNTY GENERAL FUND: Gross salaries- \$76,500.43, General Fund Employees Net Pay- \$51,451.44, Employer deductions paid: Retirement- 4,588.10, Social Security Tax- 4,544.59, Medicare- 1,062.86, Unicare Health- 13,222.40, Unicare Dental- 842.88, Unicare Life- 278.50, Principal- 761.45.

Richard Bousquet ? 472.00, William Engel- 472.00, Jackie Hartnett- 472.00, Pamela Miller- 472.00, Lyle Todd- 495.08, Nanci Walsh- 1206.31, Karilyn Watkins- 270.60, Daniel Christoffers- 359.13, Bobbi Jo Harsma- 588.56, Theodore Piepho- 1380.20, Joan Spencer- 1010.97, Darlene Davis- 859.68, Robert Giese- 1380.20, Ruth Gillaspie- 1144.52, Jolene Heinemann- 918.40, Kimberly Kuehl- 742.88, Phyllis Ridge- 943.52, Lyn Beltz- 240.00, Mark J. Dorcey- 529.50, Margaret Rahn- 1159.58, Daniel Christoffers- 340.00, Arnold Mellick- 237.71, Lynette Beermann- 1380.20, Michelle Criss- 752.00, Carol Dunham- 976.28, Scott M Dugan- 1726.28, Mary Gamble- 920.00, Thomas Jackson- 1538.46, Dustin Kinsey- 700.00, Richard Jensen- 1354.74, Patricia Stingley- 1019.47, Sandy Beers- 1180.64, Jeremy Bermel- 1767.19, Anthony Bos- 1315.53, Brad Claypool- 1294.15, Brian Ellinger- 1614.93, Todd Hammer- 999.20, Melvin Harrison III- 1029.60, Rodney Herron- 1851.06, Kimberly Johnson- 525.98, Jared Junge- 1592.97, Michael Kreegar- 1244.10, Gayle Richards- 879.20, William Thompson- 1457.26, James Wagner- 1,726.28, Randall Walsh- 1495.65, Rita Chase- 1179.20, Debra Fergen- 2730.79, Robert Finney- 2233.04, Amber Hegarty- 2884.68, Aimee Kennedy- 1067.20, Nicole Sims- 1051.68, Elizabeth Barnett- 54.00, Rebecca Broer- 1574.40, Sergio Castillo- 952.30, Richard Criss- 973.50, Leonard Cunningham- 1063.43, Penny Epting- 952.30, John Gilles- 968.35, Michael Gregerson Jr.- 1060.42, Alma Gunderson- 1049.60, Paula Harrigfeld- 280.10, Cathy Harsma- 985.30, Kevin Rohde- 1051.88, Linda Schovanec- 1430.13, Margaret Stingley- 896.73, Judy Vandenberg- 56.00, Randall Crombie ? 115.38, Cynthia Purucker- 840.80, Arnold Mellick- 140.00, Leon Pies- 523.20, Pamela DeVries- 1,367.12, Gloria Ann Dwyer- 836.00, Patricia Glover- 926.65, Dr. David Grote- 200.00, Judi Neswick- 13.00, Alan Boyd- 1007.24.

GENERAL FUND: Employee withholding paid to: Federal- 7,035.82, State- 2,480.56, Social Security Tax- 4,544.59, Medicare- 1,062.86, Retirement- 3,107.97, Unicare health- 2,000.64, Unicare Dental- 371.70, Colonial Health- 35.20, Credit Union- 1,658.31, Colonial Life- 3.00, Deferred Comp- 811.22, Garnishments- 1,036.65, Aflac Health- 383.92, Aflac Life/Dsbl- 107.05, Aflac Flex Plan- 409.50.

COUNTY ROAD PAYROLL: Gross salaries- \$13,323.49, Road Employees Net Pay- \$9,397.90, Employer deductions paid: Retirement- 899.32, Unicare Health- 2,685.80, Unicare Dental- 171.21, Unicare Life- 54.54, Social Security Tax- 783.87, Medicare- 183.32, Principal- 136.49.

Joel Broekemeier- 1054.40, Randall Crombie- 1058.40, Ronald Harder- 1050.40, Walter Heinemann- 1058.40, Richard Hoelsing- 1054.40, Robert Jacobsen- 1058.40, Fred Kellogg- 1046.40, Kimon Litras- 1094.40, Richard McNear- 1058.40, Arnold Mellick- 1161.89, Marlan Millard- 1058.40, Leon Pies- 523.20, James Swanson- 1046.40.

ROAD FUND: Employee withholding paid to: Federal- 915.63, State- 342.42, Social Security- 783.87, Medicare- 183.32, Retirement- 599.58, Unicare Health- 509.66, Unicare Dental- 45.28, Reassure America Life- 9.76, Colonial Health- 33.01, Union Dues- 200.00, Credit Union- 32.00, Deferred Comp.- 81.68, Aflac Health- 125.30, Aflac Life/Dsbl- 64.08.

COPS FAST GRANT: Gross salaries- 1,184.61, Cops Fast Employee Net Pay- 841.78, Employer deductions paid: Unicare Health- 206.60, Unicare Dental- 13.17, Unicare Life- 4.42, Social Security- 73.45, Medicare- 17.18, Brent Gilster- 1184.61.

COPS FAST GRANT: Employee withholding paid to: Federal- 139.07, State- 47.98, Social Security- 73.45, Medicare- 17.18.

VISITORS PROMOTION: S Sioux City Chamber, Lodging Tax- 7,272.61.
ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet-
Yea, UNANIMOUS MOTION CARRIED.

Chair Todd adjourned their meeting at 4:12 p.m.

COUNTY BOARD OF COMMISSIONERS
OCTOBER 13, 2003 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Present were: Commissioners Miller, Engel, Bousquet, Hartnett, Todd and
Secretary Ted Piepho.
Absent- all present.

Pat Foust appeared before the board and asked them to approve getting the roof
repaired at LEC.

Discussion was had and it was determined that the City of South Sioux and the
County had set back \$30,000 each for that purpose.

Commissioner Hartnett moved, seconded by Commissioner Engel to authorize Mr.
Foust to proceed with repairing the roof of the LEC.

ROLL CALL VOTE: Miller- Yea, Todd- Yea, Hartnett- Yea, Bousquet- Yea, Engel-
Yea. UNANIMOUS MOTION CARRIED

Randy Lanning and Tom Lynch appeared before the board on behalf of the Dakota
County Economic Committee and recommended that the county authorize expenditures
of \$25,000 one of three ways.

1. Contracting with South Sioux City Development.
2. Hire a part-time Development Director.
3. Hire a full time Development Director.

It was the consensus of all board members to find the monies to allocate \$25,000
to economic development.

The board discussed the purchase of a tire changing machine and it was the
consensus of all board to proceed with the purchase of a tire machine and
authorizing \$2,069 for that purpose.

Commissioner Hartnett moved, seconded by Commissioner Engel to approve the
Supplemental Agreement with the State of Nebraska on Project BRO-7022(1) Homer
South.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea. Miller-
Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Engel to convene as Board
of Equalization to set levies for the various political subdivisions.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea. Miller- Yea, Engel-
Yea, UNANIMOUS MOTION CARRIED 2:20 p.m.

Commissioner Miller moved, seconded by Commissioner Bousquet to set the levies
for the various Political Subdivisions as follows:

"DAKOTA COUNTY VALUATION -\$873,712,331"

POLITICAL SUBDIVISIONS TAX RATE PER ONE HUNDRED DOLLARS VALUATION

2002-2003 2003-2004

County General Fund		0.288558	0.363533
Major Rd (Road Improvement)		NONE	NONE
County Road	NONE	NONE	
County Relief Medical		0.002051	0.001691
Institutions Fund	0.001251	0.001153	
Soldiers/Sailors (Veteran's)		0.001441	0.001747
Noxious Weed Control		NONE	NONE
E911	NONE	NONE	
LEC Bond	NONE	NONE	
Road Hard Surface	0.012020	0.012590	
Total County Tax Rate		0.305321	0.380714

All Dakota County Residents pay the Total County Tax Rate

CITY/VILLAGE	General	Bond	Police Ret.	Fire	Library	2002-2003	2003-2004
						TOTAL	TOTAL
Dakota City	0.317609	0.288018				0.050798	0.656781
Homer	0.149757	0.232232					0.143498
0.381989							
Hubbard	0.143348						0.145367
0.143348							
Jackson	0.111133						0.120778
0.111133							
South Sioux City	0.257410	0.006817	0.022269	0.029500	0.051698	0.383634	0.367694

All residents living within the incorporated limits of a city or village pay the respective tax rate for said city or village.

2002-2003	2003-2004					
SCHOOL DISTRICT	GENERAL BOND	SINKING	BUILDING	Quality	CPU/haz mat	TOTAL
#4 Jackson	0.946150	AFFILIATED WITH CLASS THREE S.D. #1				0.858510 .946150
#4 Jackson	0.944215	AFFILIATED WITH CLASS THREE S.D. #11				0.916382 0.944215
#4 Jackson	0.998963	0.018736	AFFILIATED WITH CLASS III S.D. # 31R			0.955195 1.017699
#11 So. Sioux City	0.944215	0.258427	0.089520		1.29221	1.292162
#31R Homer	0.998963	0.124906	0.039905	0.008579	1.083917	1.172353

Residents pay the tax levy to the school district in which they reside or affiliate with.

SUBDIVISION						2002-2003	2003-2004
GENERAL	PROJECT	CAPITOL	ADA	INTRNT		TOTAL	TOTAL
Agricultural Society	0.007583		0.004578			0.012811	
0.012161							
Educational Service Unit #1	0.018000				0.018200	0.018000	
Historical Society	0.002136				0.002222	0.002136	

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

RURAL FIRE PROTECTION 2004	GENERAL	BOND	SINKING AMBULANCE	2002-2003	2003- 2004
				TOTAL	TOTAL
Dakota Covington	0.021978		0.0075220	0.025000	0.029500
Emerson	0.027075		0.002425	0.025000	0.029500
Homer	0.025646		0.003854	0.025000	0.029500

City and Village residents (except Hubbard and Jackson) do not pay the tax rates within this class. All rural residents pay the tax rate for the tax rate for the respective Rural Fire Protection District That they reside in.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to reconvene as Board of Commissioners.

ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED 2:25 p.m.

Chair Todd read the letter from Dave Prokesh as follows:

October 1, 2003

Lyle Todd

2105 3rd Avenue

South Sioux City, NE 68776

Dear Mr. Todd:

It was pointed out to me following Monday's Board Meeting that I may not have adequately clarified the State's position on the three bids received. So I thought it perhaps best to send to you in writing that Ron Ross is recommending Dick Pruehs bid based on that being the bid with the lowest cost to both Dakota County and to the Department of Health and Human Services. Please share this information with the other Board members when you again discuss this matter at your next Board Meeting on October 13 2003.

Thank you.

Sincerely,

David L. Prokesh, Administrator
Service Area Operations

There was considerable discussion concerning the county agreeing to pay approximately \$20,000 for the State Health and Human Services out of the courthouse and to relocate to another facility.

Commissioner Hartnett moved, seconded by Chair Todd to advise the State Health and Human Services that the County authorizes the state to move their offices out of the courthouse, but with the hardship that the county is facing with budgets, the county cannot expend funds to pay toward the state's rent for the offices relocation.

ROLL CALL VOTE: Todd- Yea, Miller- No, Engel- Yea, Bousquet- No, Hartnett- Yea, MOTION CARRIED.

Chair Todd and Commissioner Miller volunteered to call the state department on Tuesday to inform them of the board's decision.

Commissioner Bousquet moved, seconded by Commissioner Engel to authorize the repair of roof to the courthouse to be done in sections.

ROLL CALL VOTE: Miller- Yea, Todd- Yea, Hartnett- Yea, Bousquet- Yea, Engel- Yea. UNANIMOUS MOTION CARRIED

Commissioner Bousquet moved, seconded by Commissioner Engel to accept and approve the Cost Allocations Plan identifying all costs included in the proposal.

This is to certify that I have reviewed the cost allocation plan submitted herewith and to the best of my knowledge and belief:

1) All costs included in this proposal based on Fiscal Year Ended June 30, 2002, to establish cost allocations or billings for use in Fiscal Year 2004 are allowable in accordance with the requirements of OMB circular A-87, Cost Principals for State and Local Governments," and the Federal award(s) to which they apply. Unallowable costs have been adjusted for in allocating costs as indicated in the cost allocation plan.

2) All costs included in this proposal are properly allocable to Federal awards on the basis of a beneficial or causal relationship between the expenses incurred and the awards to which they are allocated in accordance with applicable requirements. Further, the same costs that have been treated as indirect costs have not been claimed as direct costs.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea. Miller- Yea, UNANIMOUS MOTION CARRIED.

Lyle Parker appeared before the board to complain about the county removing trees at Bass Wood Ridge.

The board said that they doubt that it is the county because they wouldn't go off county right of way.

Mr. Parker said that one of the road employees said they were, but he would not release any names.

The board said that they would check into it.

Commissioner Engel moved, seconded by Commissioner Bousquet to approve the following payroll claims.

COUNTY GENERAL FUND: Gross salaries- \$71,812.01, General Fund Employees Net Pay- \$48,258.02, Employer deductions paid: Retirement- 4,316.41, Social Security Tax- 4,253.89, Medicare- 994.83, Unicare Health- 13,636.25, Unicare Dental- 869.87, Unicare Life- 287.99.

Richard Bousquet- 472.00, William Engel- 472.00, Jackie Hartnett- 472.00, Pamela Miller- 472.00, Lyle Todd- 495.08, Nanci Walsh- 1073.77, Daniel Christoffers- 340.00, Bobbi Jo Harsma- 872.34, Theodore Piepho- 1380.20, Joan Spencer- 1010.97, Darlene Davis- 777.60, Robert Giese- 1380.20, Ruth Gillaspie- 1032.20, Jolene Heinemann- 821.60, Kimberly Kuehl- 755.20, Phyllis Ridge- 767.52, Lyn Beltz- 160.00, Mark J. Dorsey- 529.50, Margaret Rahn- 1032.20, Daniel Christoffers- 378.25, Arnold Mellick- 277.47, Lynette Beermann- 1380.20, Michelle Criss- 752.00, Carol Dunham- 976.28, Scott M Dugan- 1726.28, Mary Gamble- 920.00, Thomas Jackson- 1076.88, Dustin Kinsey- 700.00, Richard Jensen- 1206.00, Franklin Morse- 24.00, Patricia Stingley- 856.00, Sandy Beers- 977.60, Jeremy Bermel- 1641.54, Anthony Bos- 1217.89, Brad Claypool- 1294.15, Brian Ellinger- 2091.07, Todd Hammer- 1016.80, Melvin Harrison III- 1301.30, Rodney Herron- 1529.16, Kimberly Johnson- 561.34, Jared Junge- 1580.40, Michael Kreegar- 1278.06, Gayle Richards- 728.00, William Thompson- 1549.40, James Wagner- 1,726.28, Randall Walsh- 1681.55, Rita Chase- 920.00, Debra Fergen- 1807.69, Robert Finney- 2233.04, Amber Hegarty- 1615.38, Aimee Kennedy- 808.00, Bobbi Strong- 252.00, Nicole Sims- 1051.68, Rebecca Broer- 1152.00, Sergio Castillo- 1032.55, Richard Criss- 979.40, Leonard Cunningham- 849.53, Penny Epting- 885.43, John Gilles- 977.45, Michael Gregerson Jr.- 988.10, Alma Gunderson- 1024.00, Paula Harrigfeld- 677.79, Cathy Harsma- 961.70, Kevin Rohde- 1195.36, Linda Schovanec- 1068.15, Margaret Stingley- 731.12, Randall Crombie ? 115.38, Cynthia Purucker- 971.04, Arnold Mellick- 163.52, Leon Pies- 523.20,

Pamela DeVries- 1,367.12, Gloria Ann Dwyer- 836.00, Patricia Glover- 965.10, Alan Boyd- 896.00.

GENERAL FUND: Employee withholding paid to: Federal- 6,326.89, State- 2,230.85, Social Security Tax- 4,253.89, Medicare- 994.83, Retirement- 2,930.32, Unicare health- 2,000.65, Unicare Dental- 371.71, Colonial Health- 35.20, Credit Union- 1,658.31, Colonial Life- 3.00, Deferred Comp- 811.22, Garnishments- 1,036.65, Aflac Health- 383.92, Aflac Life/Dsbl- 107.05, Aflac Flex Plan- 409.50.

COUNTY ROAD PAYROLL: Gross salaries- \$13,518.69, Road Employees Net Pay- \$9,512.35, Employer deductions paid: Retirement- 912.49, Unicare Health- 2,685.93, Unicare Dental- 171.34, Unicare Life- 54.67, Social Security Tax- 795.97, Medicare- 186.15.

Joel Broekemeier- 1054.40, Randall Crombie- 1058.40, Ronald Harder- 1050.40, Walter Heinemann- 1058.40, Richard Hoesing- 1054.40, Robert Jacobsen- 1058.40, Fred Kellogg- 1046.40, Kimon Litras- 1094.40, Richard McNear- 1058.40, Arnold Mellick- 1357.09, Marlan Millard- 1058.40, Leon Pies- 523.20, James Swanson- 1046.40.

ROAD FUND: Employee withholding paid to: Federal- 958.02, State- 357.07, Social Security- 795.97, Medicare- 186.15, Retirement- 608.36, Unicare Health- 509.66, Unicare Dental- 45.28, Reassure America Life- 9.76, Colonial Health- 33.01, Union Dues- 200.00, Credit Union- 32.00, Deferred Comp.- 81.68, Aflac Health- 125.30, Aflac Life/Dsbl- 64.08.

COPS FAST GRANT: Gross salaries- 1,244.10, Cops Fast Employee Net Pay- 881.10, Employer deductions paid: Unicare Health- 206.61, Unicare Dental- 13.18, Unicare Life- 4.43, Social Security- 77.13, Medicare- 18.04, Brent Gilster- 1244.10.

COPS FAST GRANT: Employee withholding paid to: Federal- 147.50, State- 51.90, Social Security- 77.13, Medicare- 18.04, Retirement- 68.43.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea. Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Miller to approve the minutes of September 29, 2003 as typed.

ROLL CALL VOTE: Hartnett- Yea, Todd- Yea. Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd adjourned at 2:43 p.m.

ATTEST

Lyle Todd, Chair

Theodore A. Piepho,
County Clerk

COUNTY BOARD OF COMMISSIONERS
OCTOBER 20, 2003 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Present were: Commissioners Miller, Engel, Bousquet, Todd and Secretary Ted Piepho.

Absent- Commissioner Hartnett.

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

Chair Todd declared a break at 11:12 a.m. and reconvened at 11:15 a.m.

The board departed the room for a tour of the jail at 11:30 a.m.

the board recessed from a tour of the jail at 11:50 a.m.

The board reconvened at 1:30 p.m.

Becky Parks and Lawrence Wolf appeared before the board to recommend that the county utilize their Credit Collection Agency to collect outstanding warrants. It was the consensus of the board to utilize their service to collect outstanding warrants, but to work it out with Sheriff Wagner.

Tom Lynch and Judy Renkel appeared before the board to get approval to leave trailers in Lynch's camping area year around. They were referred to P & Z.

Gayle Gilliland, City of South Sioux City's Economic Development Director appeared before the board and submitted her job description. She also proposed a contract for Dakota County's service at \$2,000 a month.

Commissioner Miller moved, seconded by Commissioner Engel to convene into Closed Executive Session to discuss Personnel.

ROLL CALL VOTE: Miller- Yea, Todd- Yea, Hartnett- Absent, Bousquet- Yea, Engel- Yea. UNANIMOUS MOTION CARRIED 2:02 p.m.

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

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Absent, Todd- Yea. Miller- Yea, UNANIMOUS MOTION CARRIED 2:35 p.m.

Commissioner Bousquet moved, seconded by Commissioner Miller to transfer Dakota County Title 03286700019 on a 1992 GMC S1500 Jimmy to Axel and Gears dba C & H Truck parts for consideration of the storage and towing charges due against said vehicles.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Absent, Todd- Yea. Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Jim Wagner appeared before the board concerning the purchase of a Sheriff's car.

Commissioner Bousquet moved, seconded by Commissioner Miller to accept and approve the agreement with the state Project BRO-7022(16) Hubbard SW for Federal Aid Bridge as follows:

AGREEMENT

THIS AGREEMENT, made and entered into by and between Dakota County, hereinafter referred to as the "County", and the State of Nebraska, Department of Roads, hereinafter referred to as the "State",

WITNESSETH:

WHEREAS, certain roads in said County have been designated as being eligible for Federal-Aid Bridge Replacement Funds by the Department of Transportation, Federal Highway Administration, hereinafter called FHWA, in compliance with Federal laws pertaining thereto, and

WHEREAS, Federal-Aid Bridge Replacement Funds have been made available by Title 23 of the United States Code, providing for improvements on eligible county roads, and

WHEREAS, the Federal share payable on any project provided for by the above mentioned code shall not exceed 80 per centum of the eligible engineering, right-of-way and construction costs thereof, and

WHEREAS, Federal Regulations provide that the County shall not profit or otherwise gain from local property assessments that exceed the County's share of project costs, and

WHEREAS, regulations for carrying into effect the provisions of the above mentioned code provide that the Federal share of the cost of such projects shall be paid only to the State, and

WHEREAS, said regulations provide that the State shall supervise the contract letting, and

WHEREAS, Federal regulations provide that the State shall have the responsibility for the construction of all Federal-aid projects, and will be responsible for insuring that such projects receive the same degree of supervision and inspection as projects constructed under a contract let and directly supervised by the State and that the project is completed in conformity with approved plans and specifications, and

WHEREAS, said regulations further permit the use of other funds in matching Federal funds for the improvement of eligible County roads, and

Identified as Project No. BRO-7022(16)
Control No.31746

WHEREAS, Neb.Rev.Stat. 39-846 through 39-847 (Reissue 1998) provides financial assistance to counties for the replacement of deficient bridges, and

WHEREAS, the above statutes provide that any County Board may apply to the Department of Roads for State-Aid in the replacement of any bridge under the jurisdiction of such Board, and

WHEREAS, dependent upon available funds, the above State-Aid Bridge Fund share payable on account of any State-Aid Bridge project approved by the Board of Public Roads Classifications and Standards shall be from zero (0) per centum to ten (10) per centum of the project cost when Federal-Aid Bridge Replacement Funds are available, and

WHEREAS, the County's share of the proposed project shall be from ten (10) per centum to twenty (20) per centum, depending upon the availability of State-Aid Bridge Funds, of the project costs and this share shall be from County funds, and

WHEREAS, the State is willing to cooperate to the end of obtaining Federal approval of the proposed work and Federal funds for the construction of the proposed improvement, with the understanding the State-Aid Bridge funds are to be expended on this project if they are available, and

WHEREAS, the County has earmarked and will place in its fiscal budget sufficient funds to pay all project costs not paid for by Federal funds: such costs based on twenty (20) percent County participation are currently estimated to be \$78,740, but such costs may increase or decrease due to variations between the estimated and actual project costs, and the availability of State-Aid Bridge Funds, and

WHEREAS, a supplemental agreement will be executed at the time when the availability of State-Aid Bridge Funds is known, and

WHEREAS, the County desires to construct a Federal-Aid Project at the following location: Beginning approximately 0.45 mile east of the Southwest Corner of Section 25, Township 28 North, Range 6 East and extends 0.1 mile east, crossing Elk Creek.

NOW THEREFORE, in consideration of these facts, the parties hereto agree as follows:

SECTION 1. The State and the County agree that the Federal share payable on this project shall not exceed 80 per centum of the eligible engineering, right-of-way and construction costs. The State and the County agree that a supplemental agreement will be executed, prior to this project being let to contract, when the availability of State-Aid Bridge Funds is known. This supplemental agreement will establish the actual participation of State-Aid Bridge funding and County funding of this project.

SECTION 2. The State hereby agrees to present this project to the FHWA for its approval, if necessary.

SECTION 3. The County with such assistance as may be required from the State, agrees to perform or cause to be performed a preliminary survey and all necessary plans, specifications and estimates for the proposed work. All plans, specifications, estimates and surveys must be presented to the State for approval to insure adherence to Federal standards.

SECTION 4. The State agrees to provide such assistance as required in Section 3, and to receive and review all plans, specifications, estimates and surveys of the County to insure they conform to Federal standards.

SECTION 5. The Federal share of this project shall be reduced by any project-specific local property assessments that exceed the appropriate local share on this project. This is subject to State review.

SECTION 6. The County and the State agree that the construction engineering, which includes construction staking, inspection and field testing, will be accomplished by State forces, County forces, or a Consultant selected by the County. In all cases, the State will provide a State representative who will insure that the County is in compliance with the contract, plans, scope of work, regulations, statutes, etc., in order that Federal funds may be expended on the project. The State if it desires the County to perform any or all of the required construction engineering services, will communicate with the County approximately three (3) months prior to the bid letting, and execute a supplement to cover work completed by the County.

SECTION 7. Any preliminary engineering services to be performed by the County or by a Consultant will be eligible for Federal participation if requested, The

County will be required to submit proof of all expenses and will be reimbursed after the contract is awarded.

SECTION 8. Any utility work that is approved for Federal participation will be paid for by the County to the utility. The County will be required to submit proof of all expenses to the State, who will reimburse the County for the Federal share of the cost after the contract is awarded.

SECTION 9. The State further agrees to advertise and conduct a letting and receive bids for the County on the contemplated improvement. The selection of low bidders and the awarding of a contract or contracts shall be concurred in by the County and said contract shall be signed by the County. Upon the signing of such contract, the County will pay to the State the appropriate percent of the amount reflected in the contract, as determined by the supplemental agreement mentioned in Section 1 above, plus the appropriate percent of the estimated engineering and contingencies that may be incurred.

SECTION 10. The County agrees to locate and reference all section and quarter section corners required for construction of the proposed project in accordance with Neb, Rev. Stat. §39-1708 (Reissue 1998).

SECTION 11. Where an offer of a public hearing is required by the Environmental Action Plan of the Nebraska Department of Roads, the State will assist in the offer of an opportunity for a location public hearing or design public hearing or combined location and design public hearing for this project.

In the event a public hearing is required, the County agrees to make the preliminary arrangements in cooperation with the State's Hearing Officer and to participate in the public hearing at a time and place agreeable to the representatives of the State and the Federal Highway Administration.

SECTION 12. If the County performs any phase of work on the proposed project without Federal participation, such as preliminary engineering, acquisition of right-of-way, or stage construction, subsequent phases of work are eligible for Federal-Aid funding only if the nonparticipating work is accomplished in accordance with the appropriate Federal requirements.

In the event the County wishes to proceed on any phase of the proposed project and later requests participation in subsequent phases, the County shall notify the State prior to performance of any work on the project in order that requirements for the Federal-Aid process may be arranged.

SECTION 13. If the County performs part of the work of this project themselves without Federal or State participation, the County agrees it has the obligation and responsibility to sign and barricade the project in accordance with criteria for barricading and signing as established by standard plans of the State and the appropriate provisions of the Manual on Uniform Traffic Control Devices. The County agrees that such signing and barricading shall be properly maintained by the County until all work performed by the County is completed and accepted by the State.

The County further agrees to begin such work on the project within 14 calendar days after receiving written notice from the State to begin such work and the County agrees to provide sufficient employees and equipment to expeditiously perform and complete the work.

SECTION 14. If the County performs any phase of the proposed project with Federal participation and using County forces, it is mutually agreed that such work will be performed in accordance with the project plans, specifications and contract provisions, and it is further mutually agreed that the cost of such work will be allowed in accordance with a schedule of unit prices and estimated quantities, both of which have been approved by the County and State, and when applicable, the FHWA. The County will be paid the amount of Federal Funds received for such work less such deductions as may be made for State expense.

It is understood that after the agreed unit prices have been established, the County will perform the proposed work with County forces, and will under no circumstances, hire or contract for such work without the written consent of the State.

SECTION 15. If the County performs any part of the work on this project itself, the County agrees to abide by the provisions of the Nebraska Fair Employment Practices Act as provided by Neb.Rev.Stat. 48-1101 through 48-1126 (Reissue 1998), and all regulations relative to nondiscrimination in federally assisted programs of the Department of Transportation, Title 49 CFR, Parts 21 and 27 as set forth in Exhibit "A" attached hereto and hereby made a part of this agreement. The reference to "Contractor" in this exhibit shall mean the "County".

SECTION 16. MINORITY BUSINESS ENTERPRISES

A. Policy

The County and State agree to ensure that minority business enterprises as defined in 49 CFR Part 26 shall have the maximum opportunity to participate in the performance of contracts financed in whole or in part with Federal funds under this agreement. Consequently, the minority business requirements of 49 CFR Part 26 are hereby made a part of and incorporated by this reference into this agreement.

B. Minority Business Enterprises Obligation

The County and State agree to ensure that minority business enterprises as defined in 49 CFR Part 26 have the maximum opportunity to participate in the performance of contracts and subcontracts financed in whole or in part with Federal funds provided under this agreement. In this regard, the County shall take all necessary and reasonable steps in accordance with 49 CFR Part 26 to ensure that minority business enterprises have the maximum opportunity to compete for and perform contracts. The County shall not discriminate on the basis of race, color, national origin, or sex in the award and performance of FHWA assisted contracts.

The County acting as a subrecipient of Federal-Aid funds on this project agrees to adopt the minority business enterprise program of the State for the Federal-Aid contracts the County enters into on this project.

On any work performed by or caused to be performed by the County, failure of the County to carry out the requirements set forth above shall constitute breach of contract and, after the notification of the FHWA, may result in

termination of the agreement or contract by the State or such remedy as the State deems appropriate.

SECTION 17. Upon completion, this project shall be maintained by the County at its own expense, and the County agrees to make provisions each year for the maintenance costs involved in properly maintaining this facility.

SECTION 18. It is agreed and understood by the parties hereto that Federal-Aid Policy Guide 23 CFR 645A, "Utility Relocations, Adjustments and Reimbursement", and Federal-Aid Policy Guide, 23 CFR 645B, "Accommodation of Utilities" issued by the U.S. Department of Transportation, Federal Highway Administration, as supplemented, revised or updated heretofore, is hereby expressly made a part of and incorporated into this agreement by this reference. The County agrees to adopt, on the improvement contemplated in this agreement, by signing this agreement, the Nebraska Department of Roads' Policy Accommodating Utilities on State Highway Right of Way issued by the State August, 1989, and its subsequent revisions or additions.

SECTION 19. The County agrees to acquire any new or additional right-of-way or material pits. The appropriate procedures as outlined in the current FHWA Policy Guide shall be followed. Regardless of whether or not Federal funds are requested for the right-of-way, the County agrees to contact the State prior to beginning any right-of-way activity in order that the State may advise the County of the required right-of-way functions and procedures. It is understood that any right-of-way services furnished by the State, if requested, shall be considered as a part of the cost of the project and the State's expenses therein shall be included as costs of the project as specified in Section 23 hereof. If Federal funds are requested for right-of-way, the County authorizes the State to pay the Right-of-Way Consultant.

SECTION 20. The County agrees, unless the right-of-way is donated in compliance with the guidelines of the FHWA, the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, (Public Law 91-646) provides that certain uniform and real property acquisition practices become mandatory in the acquisition of property for right-of-way even though no Federal funds participate in the right-of-way cost. The County hereby agrees and will certify after accomplishment that any property not donated in compliance with FHWA guidelines for this improvement will be acquired in accordance with the Uniform Relocation Assistance and Real Property Acquisition Policy Act.

SECTION 21. In the event that Relocation Assistance (financial aid to those persons relocated due to the road improvement) as defined in Title 42, United States Code and Neb.Rev.Stat. ?76-1214 through 76-1238 (Reissue 1996), is required for this improvement, the County may enter into an appropriate agreement with the State in order that the State may perform the necessary and required relocation assistance functions. It is understood that all relocation assistance services furnished by the State in this connection shall be considered as a part of the cost of the project and the State's expenses therein shall be deducted from the Federal monies received prior to reimbursement to the County. It is understood that the State's expenses will not include any prorated or administrative costs, or expenses of administrative officials, in the cost of this project.

SECTION 22. Before final acceptance of the project by the State, all signing and marking will be in conformance with the current Manual of Uniform Traffic

Control Devices. The edition of the manual which is current at the time of final acceptance shall be used.

SECTION 23. Costs incurred by the State with respect to the entire project shall be considered as a part of the total cost of the project to be paid out of County, State-Aid Bridge, and Federal funds. It is also understood that the costs incurred by the State attributable to this project, will not include any administrative cost or expenses of administrative officials. The County understands that the State may, at its discretion, initiate progress invoices for costs incurred by the State during the progression of the project and the County agrees to pay such invoices within 30 days of their receipt. It is further understood that the County's share of the total project cost shall be all costs not paid for by State-Aid Bridge or Federal funds.

The final settlement between the State and the County will be made after the final costs have been determined by the State. The amount of the final settlement between the State and the County will be the difference between:

- (1) (a) the net expenditure by the County for actual cost items
- (b) plus the value of work performed by the County based on agreed prices
- (c) plus cash advances by the County to the State
- (d) less previous payments by the State to the County

AND,

- (2) The County's share of the project cost.

If (1) is greater than (2) the State will pay to the County the difference within 30 days after that determination has been made. If (2) is greater than (1) the State will bill the County for the difference. The County agrees to pay the State the amount of such bill within 30 days of its receipt.

The criteria contained in Part 31 of the Federal Acquisition Regulation (48 CFR 31) shall be applied to determine the allowability of costs incurred by the County under this agreement.

The County shall maintain all books, documents, papers, accounting records and other evidence pertaining to costs incurred and shall make such material available at its office at all reasonable times during the contract period and for three (3) years from the date of final payment under this agreement; such records to be available for inspection by the State and the Federal Highway Administration or any authorized representatives of the Federal government, and copies thereof shall be furnished by the County if requested.

SECTION 24. It is mutually agreed that final acceptance of the project will be made by the State and that final payment cannot be made to the County until the project has been accepted by the State.

SECTION 25. It is understood by the County that payment for the cost of this project, whether they be services, engineering, right-of-way, material or

otherwise, are the sole responsibility of the County where State or Federal participation is not allowable or available. Therefore, where the State or Federal government refuses to participate in the project or any portion thereof the County is responsible for full project payment with no cost or expense to the State in such project or portion thereof. Should the project be abandoned before completion, the County will pay all costs incurred by the State prior to such abandonment.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed by their proper officials thereunto duly authorized as of the dates below indicated.

EXECUTED by the County this 27th day of October, 2003.

WITNESS: COUNTY OF DAKOTA

County Clerk

Chairman, County Board

EXECUTED by the State this ___ day of _____, 20__.

STATE OF NEBRASKA
DEPARTMENT OF ROADS

Manager, Government Affairs Division

LLD5-NI

NONDISCRIMINATION CLAUSES

During the performance of this contract, the contractor, for itself, its assignees and successors in interest (hereinafter referred to as the "contractor"), agrees as follows:

(1) Compliance with Regulations: The Contractor will comply with the Regulations of the Department of Transportation relative to nondiscrimination in federally assisted programs of the Department of Transportation (Title 49, Code of Federal Regulations, Parts 21 and 27, hereinafter referred to as the Regulations), which are herein incorporated by reference and made a part of this contract.

(2) Nondiscrimination: The contractor, with regard to the work performed by it after award and prior to completion of the contract work, will not discriminate on the basis of disability, race, color, sex, religion or national origin in the selection and retention of subcontractors, including procurements of materials and leases of equipment. The contractor will not participate either directly or indirectly in the discrimination prohibited by Section 21.5 of the Regulations, including

employment practices when the contract covers a program set forth in Appendix "A," "B," and "C" of Part 21 of the Regulations.

(3) Solicitations for Subcontracts, Including Procurements of Materials and Equipment: In all solicitations either by competitive bidding or negotiation made by the contractor for work to be performed under a subcontract, including procurements of materials or equipment, each potential subcontractor or supplier shall be notified by the contractor of the contractor's obligations under this contract and the Regulations relative to nondiscrimination on the basis of disability, race, color, sex, religion or national origin.

(4) Information and Reports: The contractor will provide all information and reports required by the Regulations, or orders and instructions issued pursuant thereto, and will permit access to its books, records, accounts, other sources of information, and its facilities as may be determined by the State Highway Department or the Federal Highway Administration to be pertinent to ascertain compliance with such regulations, orders and instructions. Where any information required of a contractor is in the exclusive possession of another who fails or refuses to furnish this information, the contractor shall so certify to the State Highway Department, or the Federal Highway Administration as appropriate, and shall set forth what efforts it has made to obtain the information.

(5) Sanctions for Noncompliance: In the event of the contractor's noncompliance with the nondiscrimination provisions of this contract, the State Highway Department shall impose such contract sanctions as it or the Federal Highway Administration may determine to be appropriate, including but not limited to,

(a) withholding of payments to the contractor under the contract until the contractor complies, and/or

(b) cancellation, termination or suspension of the contract, in whole or in part.

(6) Incorporation of Provisions: The contractor will include the provisions of paragraph (1) through (6) in every subcontract, including procurements of materials and leases of equipment, unless exempt by the Regulations, order, or instructions issued pursuant thereto. The contractor will take such action with respect to any subcontract or procurement as the State Highway Department or the Federal Highway Administration may direct as a means of enforcing such provisions including sanctions for noncompliance: Provided, however, that, in the event a contractor becomes involved in, or is threatened with, litigation with a subcontractor or supplier as a result of such direction, the contractor may request the State to enter into such litigation to protect the interests of the State, and in addition, the contractor may request the United States to enter into such litigation to protect the interests of the United States.

EXHIBIT "A"

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Absent, Todd- Yea. Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bousquet moved, seconded by Commissioner Engel to approve the claims submitted by the County Clerk as follows:

GENERAL FUND: Gretchen Hirschbach, prior yrs- 6.00; Cellular One, phone- 27.68; Rick Bousquet, mileage- 400.40; Lyle Todd, mileage- 55.44; Nanci Walsh, mileage- 86.40; Dakota County Star, publishing- 308.51; Perkins, office supplies- 133.29; Cellular One, phone- 27.68; MIPS, data processing- 120.00; Dakota County Star, ad- 10.55; CDW Government, supplies- 61.49; Gregoire Consulting, software support- 58.80; VPC, supplies- 25.78; Bear Graphics, supplies- 118.15; Perkins, supplies- 37.73; Midwest Office Automation, office equipment- 525.00; Charlotte Doenhoefer, prior yrs serv- 10.00; Ruth Jensen, prior yrs serv- 12.00; Nadine Lewon, prior yrs serv- 17.00; Mardell Sorensen, prior yrs serv- 26.00; Irene Van Lent, prior yrs serv- 16.00; DAS Inservices, data processing- 27.00; Robert Giese, mileage- 82.80; Trilogy Networks, services- 100.00; Staples, supplies- 289.76; Commercial Computer Systems, services- 55.00; Microfilm Imaging Systems, services- 480.00; Iowa Office Supply, supplies- 47.10; Jacob North Companies, supplies- 34.89; New World Inn, lodging- 52.00; Daniel Christoffers, mileage- 87.12; Theodore Piepho, mileage- 87.12; Midwest Office Automation, office equipment- 525.00; Dakota County Star, publishing- 7.36; SFCU, equip- 63.20; Carol Sue Dunham, mileage- 64.48; Grandy Pratt, misc- 30.00; Secretary of State, misc- 30.00; Sioux City Journal, misc- 221.00; Executive Copy Systems, supplies- 171.25; Iowa Office Supply, supplies- 285.89; Redfield & Company, supplies- 229.06; Nebraska Law Review, law library- 59.08; Iowa Office Supply, supplies- 101.47; Perkins, supplies- 7.70; Kurt Rager, supplies- 55.52; Sams Club, supplies- 44.78; Thurston County Court, supplies- 5.00; United Bank of Iowa, equipment- 158.04; Cellular One, phone- 27.85; Reporters Paper & MFG, supplies- 247.20; Sams Club, supplies- 39.83; Sams Club, misc- 556.46; Scott Dugan, mileage- 424.80; SFCU, dues- 63.20; Francisco Gonzalez, interpret- 560.00; Scott Dugan, supplies- 178.68; Perkins, supplies- 74.43; United Bank of Iowa, lease- 90.40; Nancy Hines, mhealth board- 60.00; Shirley Sides, mhealth board- 60.00; Coffee King, coffee- 39.92; Robert Decker, bailiff fee- 20.00; Pat Hurley, bailiff fee- 20.00; Crystal Unkel, witness- 23.60; William Binkard, counsel- 138.00; Crary Huff Inkster, counsel- 510.00; Randy Hisey, counsel- 1800.00; Hurley Law Office, counsel- 1462.00; Barbara Kueny, counsel- 414.00; Lori Ubbinga, counsel- 750.00; Dakota Co Clerk of District Court, statement- 701.50; Connie Lee, court cost- 96.25; Dakota County Court, court cost- 1138.50; Dakota County Sheriff, sheriff fees- 1050.05; Dixon County Sheriff, sheriff fees- 34.50; Cellular One, phone- 26.11; Electronic Engineering, phone- 95.78; Qwest, phone- 40.68; NPPD, lights- 3032.29; Midamerican, heating- 1363.87; Gill Hauling, garbage- 125.00; Bomgaars, repair- 50.07; G & R Electric, repair- 81.00; Sams Club, repair- 70.68; Walmart, repair- 59.05; Wilmes Hardware Hank, repair- 18.61; Morningside Plumbing, repair- 52.16; Rick Jensen, mileage- 78.48; Dakota Food & Fuel, mower gas- 16.00; Servicemaster, services- 3750.00; Trembly Pest Control, pest control- 50.00; Sams Club, janitorial supplies- 53.26; Share Corp, janitorial supplies- 640.96; Bekins Fire & Safety Service, supplies- 104.00; Menards, supplies- 100.16; Dakota County Extension, phone- 5.00; Dakota County Extension, mileage- 547.68; Dakota County Extension, misc- 15.41; Dakota County Extension, supplies- 116.94; Dakota County Extension, equip rental- 164.00; Dakota County Sheriff, postage- 218.54; Cellular One, phone- 121.66; City of South Sioux City, phone- 13.40; Access Data Corp, computer expense- 500.00; Racom Corp, computer expense- 588.00; SFCU, computer expense- 23.90; Amy Hueser, interpret- 85.00; Nebraska Law Enforcement, training- 45.00; SFCU, training- 47.99; The Swanson Corp, training- 34.51; Siouxland Humane Society, animal control- 255.00; Robertson Implement, dog food- 17.95; Nebraska UC Fund, unemployment payment- 658.00; National Public Safety, supplies- 109.00; Perkins, supplies- 21.17; Sams Club, supplies- 153.02; Jacks Uniforms, supplies- 179.50; Law Enforcement Systems, supplies- 176.50; Racom Corp, supplies- 455.00; Cenex Fleetcard, fuel- 16.94; Dakota Food & Fuel, fuel- 498.57; Philfleet Advantage,

fuel- 1823.22; SFCU, fuel- 69.60; Crystal Oil, equip- 17.59; D & R Service, equip- 673.68; Dakota County Treasurer, equip- 258.69; Team Ford, equip- 4.06; Crystal Oil, repair- 22.85; Fremont Tire, repair- 54.00; Dakota County Health Department, misc- 199.76; MPH Industries, misc- 1367.87; Boses Guns, misc- 75.00; Jacks Uniforms, misc- 43.80; Cellular One, phone- 19.99; Sioux City Journal, publishing- 191.18; MM Court Reporting, deposition- 34.00; Dakota County Treasurer, misc- 2.00; Nebraska Department of Motor Vehicles, misc- 40.00; Aspen Publishers, law library- 157.68; Matthew Bender, law library- 173.38; Cellular One, phone- 59.78; Pathology Medical, autopsy cost- 1013.90; Robert Finney, misc- 47.53; Grandy Pratt, misc- 30.00; Secretary of State, misc- 30.00; Document Depot, supplies- 40.00; H2O4U, supplies- 15.75; Iowa Office Supply, supplies- 121.07; Perkins, supplies- 15.20; Cellular One, phone- 26.57; Nicole Sims, meals- 4.63; Nicole Sims, mileage- 112.32; Dakota County Sheriff, misc- 4.30; Cellular One, phone- 52.22; Anytime Lock & Key, repair- 48.00; Circle R Inc, repair- 657.56; Dakota County Sheriff, repair- 89.90; SFCU, meals- 23.47; American Red Cross, posters- 17.46; Bob Barker Co, misc- 461.90; Bekins Fire, extinguishers- 39.00; Braunger, food- 2706.37; Coffee King, coffee- 36.25; Earthgrains, food- 963.13; HyVee, food- 3008.09; Kreislers Inc, aid kits- 125.45; Sams Club, food- 97.77; Superior Medical Company, gloves- 494.64; Walmart, supplies- 177.07; XPEDX, supplies- 391.34; Cedar County Sheriff, boarding- 945.00; Dept of Correctional SVCS, safekeepers- 39158.90; Dixon County Sheriff, boarding- 3000.00; Guard-Rite Security, transport- 980.20; Madison County Sheriff, boarding- 17400.00; Midwest Special Services, transport- 725.90; Pierce County Sheriff, boarding- 5450.00; Thurston County Sheriff, boarding- 225.00; Washington County Sheriff, 16390.00; Bob Barker Co, misc- 259.16; Alegent Health, medical- 133.00; Dept of Correctional SVCS, medical- 11495.01; Keller Pharmacy, medical- 16.50; Mercy Business Health, medical- 800.00; Nebraska Emergency Medical, medical- 194.00; NW Iowa Emergency Med, medical- 335.00; Physicians Clinic, medical- 55.00; Quest Diagnostics, medical- 219.00; Redlers Prof, medical- 1318.97; Siouxland Radiology, medical- 194.76; Sergio Castillo, interpret- 230.00; Claudia Ibarra, interpret- 55.00; Maria Villagomez, interpret- 20.00; Boys & Girls Home, boarding- 300.00; Guard-Rite Security, 900.00; Midwest Special Services, transport- 406.30; NE Nebraska Juvenile Services, boarding- 9,290.00; Prince of the Road, transport- 953.40; Bob Barker Co, supplies- 443.35; Nebraska UC Fund, unemployment payment- 5,165.13; Perkins, supplies- 320.00; Dakota Food & Fuel, fuel- 210.34; SFCU, fuel- 16.50; Circle R Inc, equip- 69.25; Fremont Tire, equip- 466.95; SFCU, equip- 24.40; BI Inc, equip- 3996.65; Dakota County Star, publishing- 47.47; Perkins, supplies- 131.59; Sams Club, supplies- 68.72; Gloria Dwyer, meals- 16.00; Gloria Dwyer, mileage- 3.60; Pam Devries, mileage- 147.60; Pat Glover, mileage- 75.97; Dunes Family Medicine, consulting phys- 250.00; Glaxosmithkline Financial, misc- 290.76; Pat Glover, misc- 44.87; Kreislers Inc, misc- 261.50; Perkins, supplies- 144.67; Aventis Pasteur, supplies- 3797.50; Redlers Prof, supplies- 175.00; Fund 100, phone- 200.00; Pam Devries, mileage- 15.12; Pat Glover, misc- 55.00; Gateway, health planning- 3640.00; Lab Safety Supply Inc, misc- 1941.27; Cellular One, phone- 46.60; Alan Boyd, mileage- 373.00; Hewlett-Packard, supplies- 15.95; Sams Club, supplies- 364.32; Office Systems Company, office equipment- 86.00; Walmart, equip- 798.00; West Group, law books- 875.25; NE Nebraska public power, utility- 21.81; United States Treasury, social security- 87.01; Pitney Bowes, postage- 95.00; US Postal Service, postage- 2500.00; Qwest, phone- 133.10; Qwest, phone- 1284.40; Qwest, phone- 65.70; WCS Telecom- phone- 570.27; Aflac, service fees- 50.00; MIPS, data processing- 299.37; Cable One, internet- 483.34; IBM Corp, maintenance- 266.64; Executive Copy Systems, misc- 207.00; Dakota County Star, publishing- 35.87; Lazette Gifford, website- 40.00; Region IV, services- 5320.25; Jim Weier, email work- 938.82; ROAD FUND: Cellular One, phone- 55.74; NE Nebraska Telephone, phone- 183.48; NE Nebraska Public Power, utility- 802.49; Nebraska Public Power, utility- 23.68;

Gill Hauling, garbage- 45.00; Advance Auto Parts, parts- 41.64; Bridgestone, repair/parts- 41.75; Circle R Inc, parts- 375.75; Joes Department Store, supplies- 234.80; Kimball Midwest, parts- 235.21; Northern Tool & Equip, supplies- 116.07; Piorier Equip, parts- 1260.00; Powerplan, parts- 599.29; Siouxland Hydraulic, parts- 128.34; Siouxland Nappa, supplies- 120.90; Torco-Remfg, parts- 128.50; Ziegler, parts- 376.39; Bridgestone, repair- 45.00; Jackson Glass, repair- 90.00; Powerplan, repair- 980.00; Siouxland Hydraulic, repair- 390.00; H2O4U, misc- 25.75; Ace Industrial Supply, supplies- 105.55; Air Filter Cleaning Service, supplies- 57.12; Aramark Uniform Services, supplies- 309.82; Atco International, supplies- 450.00; Bomgaars, supplies- 11.88; Industrial tools & Machinery, supplies- 718.09; Joes Department Store, supplies- 213.22; Linweld Supply, supplies- 29.00; Logan Contractors Supply, supplies- 315.75; Powerplan, supplies- 166.98; Siouxland Napa, supplies- 1246.11; Thermo King, supplies- 87.84; Joes Department Store, tools- 85.24; Barkley Asphalt, asphalt- 118.66; Higman Sand & Gravel, gravel- 5432.00; HME Inc, gravel- 660.00; Lux Brothers, gravel- 1998.81; Rinker Materials, rock- 3213.81; Willers Inc, gravel- 1454.39; Hubbard Mini Mart, fuel- 2713.68; Warren Oil, equip- 3103.08; Guarantee Oil, equip- 348.80; Joes Department Store, supplies- 20.13; Bridgestone, repair- 2134.00; Jackson Glass, repair- 192.68; Joes Department Store, parts- 94.11; Midwest Services, misc- 200.00; Newman Signs, signs- 91.53; Bs Enterprises Inc, misc- 289.00; RC Customs, supplies- 85.00; Northeast Equipment, rental- 950.00; United Rentals, rental- 173.96; Nosec, grader payment- 28917.90; Nosec, interest- 4414.92; HARD SURFACE FUND: Jeo Consulting, engineering- 1162.00; Dakota County Register of Deeds, misc- 15.50; Union Bank & Trust, bond interest- 52771.40; ROAD AND BRIDGE IMPROVEMENT FUND: Sta Bilt Construction, surfacing- 33097.56; VETERAN'S AID FUND: Veterans Service Office, Relief- 1800.00; S.T.O.P. FUND: Jacks Uniforms, enforcement costs- 18.95; DRUG LAW ENFORCEMENT FUND: Dakota County Treasurer, cash advance- 120.00; INHERITANCE TAX FUND: HMN Architects Inc, misc- 573.12; WEED FUND: Bomgaars, parts- 4.98; Siouxland Napa, repair- 112.65; Hubbard Mini-mart, fuel- 195.40; Bomgaars, equip- 7.16 ROLL CALL VOTE: Hartnett- Absent, Todd- Yea. Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bousquet moved, seconded by Commissioner Miller to pass the following Resolution 03C-032 setting a Recall Election on December 2, 2003 asking the question, Shall Robert A. Finney be removed from the Office of Dakota County Attorney? yes or no.

WHEREAS, the County Clerk has notified the County Board that sufficient signatures had been gathered on a petition to recall County Attorney Robert A. Finney.

WHEREAS, Section 32-1306(2) states in part, "If the official does not resign within five days of receiving notice, the governing body of the political subdivision shall order an election to be held not less than thirty nor more than forty-five days after the expiration of the five-day period, the governing body shall provide for the holding of the removal election....."

THEREFORE IT IS HEREBY ORDERED, that the Dakota County Board of Commissioners hereby set the removal election on December 2, 2003, to put to the voter's Shall Robert A. Finney be removed from the Office of Dakota County Attorney? Yes or No.

ATTEST:

Lyle Todd, Chair

Theodore A. Piepho, County Clerk

ROLL CALL VOTE: Todd- Yea. Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Absent, UNANIMOUS MOTION CARRIED.

Commissioner Miller moved, seconded by Commissioner Bousquet to convene into Closed Executive Session to discuss possible litigation.

ROLL CALL VOTE: Todd- Yea. Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Absent, UNANIMOUS MOTION CARRIED 3:07 p.m.

Commissioner Bousquet moved, seconded by Commissioner Miller to reconvene in open session.

ROLL CALL VOTE: Miller- Yea, Todd- Yea, Hartnett- Absent, Bousquet- Yea, Engel- Yea. UNANIMOUS MOTION CARRIED 3:58 p.m.

Commissioner Miller moved, seconded by Commissioner Bousquet to approve the minutes of October 13, 2003, as typed and presented to the board.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Absent, Todd- Yea. Miller- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd adjourned their meeting at 4:00 p.m.

ATTEST

Lyle Todd, Chair

Theodore A. Piepho,
County Clerk

COUNTY BOARD OF COMMISSIONERS
OCTOBER 27, 2003 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Present were: Commissioners Miller, Engel, Bousquet, Hartnett, Todd and Secretary Ted Piepho.
Absent- All Present.

The board reviewed the payroll claims submitted by the County Clerk for payment.

Commissioner Miller moved, seconded by Commissioner Engel to adopt Resolution 03C-033 expressing SUPPORT OF THIS PROGRAM AND COMMEND AND SUPPORT THE EFFORTS PUT FORTH BY THE DAKOTA COUNTY ECONOMIC DEVELOPMENT COMMITTEE AND ITS TASK FORCE TO DEVELOP LEADERSHIP THROUGHOUT DAKOTA COUNTY and to authorize a Help Wanted Ad advertising for a part time director.

RESOLUTION 033

BE IT RESOLVED BY THE BOARD OF DAKOTA COUNTY COMMISSIONERS THAT, on this 27th day of October, 2003, we, the duly elected Commissioners of Dakota County, hereby find as follows:

1. The Dakota County Economic Development Strategic Task Force, as appointed by this Board on July 7, 2003, has completed a Strategic Plan for Economic Development in Dakota County.
2. Part of the Strategic Plan calls for the development of a Leadership Dakota County program to address the leadership needs in Dakota County, provide training in economic development issues, and to improve the image of Dakota County as a leader in this area.

3. The Task Force has developed a sub-committee of volunteers to coordinate this program and this committee will determine the curriculum that will utilize volunteer speakers with expertise in the areas of leadership pertinent to Dakota County with emphasis on economic development.

4. The Leadership Dakota County program will be self-sufficient with registration fees charged to the participants or their sponsoring organization or business.

5. Participants will be recruited from all parts of Dakota County.

6. The Dakota County Economic Development Committee maintains responsibility for the program and will report periodically to the Commissioners on the progress and success of the program.

THEREFORE, BE IT RESOLVED THAT THE COMMISSIONERS HEREBY EXPRESS SUPPORT OF THIS PROGRAM AND COMMEND AND SUPPORT THE EFFORTS PUT FORTH BY THE DAKOTA COUNTY ECONOMIC DEVELOPMENT COMMITTEE AND ITS TASK FORCE TO DEVELOP LEADERSHIP THROUGHOUT DAKOTA COUNTY.

Passed and adopted this 27th day of October, 2003

Lyle Todd, Chairman

Dakota County Board of Commissioners

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Miller to transfer Dakota County Abandoned Vehicle Title; 03265700043 on a 1978 Chevrolet C10 bearing the serial number CCL448S218987 to Axles & Gears dba C & H Truck parts for consideration of the storage and towing charges due against said vehicles.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Bousquet to convene as Board of Equalization.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED 1:47 p.m.

Chair Todd opened a Public hearing to consider adding Lot 29, Arbor Acres 2nd Filing, South Sioux City, at 1:48 p.m. The purpose of the Public Hearing was to consider said property to the tax rolls.

Madelyn Thorsland, State's Assessor for Dakota County, said that this lot was previously tax exempt and sold to a private party. The Assessors Office placed or recommended a value of \$6,000 on said parcel number 220200440 describe above. No one was in attendance to offer testimony in opposition, support or neutral to whether the property should be added to the tax rolls.

Chair Todd closed the Public Hearing at 1:50 p.m.

Commissioner Miller moved, seconded by Commissioner Hartnett to add Lot 29, Arbor Acres 2nd Filing, South Sioux City, more commonly defined with parcel number 220200440 to the tax rolls and that said parcel shall be valued at \$6,000.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Miller to reconvene as Board of Commissioners.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED 1:50 p.m.

Commissioner Miller moved, seconded by Commissioner Hartnett to approve the Agreement with the State of Nebraska, Department of Roads as follows:

AGREEMENT

THIS AGREEMENT, made and entered into by and between Dakota County, hereinafter referred to as the "County", and the State of Nebraska, Department of Roads, hereinafter referred to as the "State",

WITNESSETH:

WHEREAS, certain roads in said County have been designated as being eligible for Federal-Aid Bridge Replacement Funds by the Department of Transportation, Federal Highway Administration, hereinafter called FHWA, in compliance with Federal laws pertaining thereto, and

WHEREAS, Federal-Aid Bridge Replacement Funds have been made available by Title 23 of the United States Code, providing for improvements on eligible county roads, and

WHEREAS, the Federal share payable on any project provided for by the above mentioned code shall not exceed 80 per centum of the eligible engineering, right-of-way and construction costs thereof, and

WHEREAS, Federal Regulations provide that the County shall not profit or otherwise gain from local property assessments that exceed the County's share of project costs, and

WHEREAS, regulations for carrying into effect the provisions of the above mentioned code provide that the Federal share of the cost of such projects shall be paid only to the State, and

WHEREAS, said regulations provide that the State shall supervise the contract letting, and

WHEREAS, Federal regulations provide that the State shall have the responsibility for the construction of all Federal-aid projects, and will be responsible for insuring that such projects receive the same degree of supervision and inspection as projects constructed under a contract let and directly supervised by the State and that the project is completed in conformity with approved plans and specifications, and

WHEREAS, said regulations further permit the use of other funds in matching Federal funds for the improvement of eligible County roads, and

Identified as Project No. BRO-7022(15)
Control No.31745

WHEREAS, Neb. Rev. Stat. 39-846 through 39-847 (Reissue 1998) provides financial assistance to counties for the replacement of deficient bridges, and

WHEREAS, the above statutes provide that any County Board may apply to the Department of Roads for State-Aid in the replacement of any bridge under the jurisdiction of such Board, and

WHEREAS, dependent upon available funds, the above State-Aid Bridge Fund share payable on account of any State-Aid Bridge project approved by the Board

of Public Roads Classifications and Standards shall be from zero (0) per centum to ten (10) per centum of the project cost when Federal-Aid Bridge Replacement Funds are available, and

WHEREAS, the County's share of the proposed project shall be from ten (10) per centum to twenty (20) per centum, depending upon the availability of State-Aid Bridge Funds, of the project costs and this share shall be from County funds, and

WHEREAS, the State is willing to cooperate to the end of obtaining Federal approval of the proposed work and Federal funds for the construction of the proposed improvement, with the understanding the State-Aid Bridge funds are to be expended on this project if they are available, and

WHEREAS, the County has earmarked and will place in its fiscal budget sufficient funds to pay all project costs not paid for by Federal funds: such costs based on twenty (20) percent County participation are currently estimated to be \$78,240, but such costs may increase or decrease due to variations between the estimated and actual project costs, and the availability of State-Aid Bridge Funds, and

WHEREAS, a supplemental agreement will be executed at the time when the availability of State-Aid Bridge Funds is known, and

WHEREAS, the County desires to construct a Federal-Aid Project at the following location: Beginning approximately 0.25 mile east and 0.2 mile north of the Southwest Corner of Section 13, Township 28 North, Range 8 East and extends 0.1 mile north, crossing Pigeon Creek.

NOW THEREFORE, in consideration of these facts, the parties hereto agree as follows:

SECTION 1. The State and the County agree that the Federal share payable on this project shall not exceed 80 per centum of the eligible engineering, right-of-way and construction costs. The State and the County agree that a supplemental agreement will be executed, prior to this project being let to contract, when the availability of State-Aid Bridge Funds is known. This supplemental agreement will establish the actual participation of State-Aid Bridge funding and County funding of this project.

SECTION 2. The State hereby agrees to present this project to the FHWA for its approval, if necessary.

SECTION 3. The County with such assistance as may be required from the State, agrees to perform or cause to be performed a preliminary survey and all necessary plans, specifications and estimates for the proposed work. All plans, specifications, estimates and surveys must be presented to the State for approval to insure adherence to Federal standards.

SECTION 4. The State agrees to provide such assistance as required in Section 3, and to receive and review all plans, specifications, estimates and surveys of the County to insure they conform to Federal standards.

SECTION 5. The Federal share of this project shall be reduced by any project-specific local property assessments that exceed the appropriate local share on this project. This is subject to State review.

SECTION 6. The County and the State agree that the construction engineering, which includes construction staking, inspection and field testing, will be accomplished by State forces, County forces, or a Consultant selected by the County. In all cases, the State will provide a State representative who will insure that the County is in compliance with the contract, plans, scope of work, regulations, statutes, etc., in order that Federal funds may be expended on the project. The State if it desires the County to perform any or all of the required construction engineering services, will communicate with the County approximately three (3) months prior to the bid letting, and execute a supplement to cover work completed by the County.

SECTION 7. Any preliminary engineering services to be performed by the County or by a Consultant will be eligible for Federal participation if requested, The County will be required to submit proof of all expenses and will be reimbursed after the contract is awarded.

SECTION 8. Any utility work that is approved for Federal participation will be paid for by the County to the utility. The County will be required to submit proof of all expenses to the State, who will reimburse the County for the Federal share of the cost after the contract is awarded.

SECTION 9. The State further agrees to advertise and conduct a letting and receive bids for the County on the contemplated improvement. The selection of low bidders and the awarding of a contract or contracts shall be concurred in by the County and said contract shall be signed by the County. Upon the signing of such contract, the County will pay to the State the appropriate percent of the amount reflected in the contract, as determined by the supplemental agreement mentioned in Section 1 above, plus the appropriate percent of the estimated engineering and contingencies that may be incurred.

SECTION 10. The County agrees to locate and reference all section and quarter section corners required for construction of the proposed project in accordance with Neb. Rev. Stat. 39-1708 (Reissue 1998).

SECTION 11. Where an offer of a public hearing is required by the Environmental Action Plan of the Nebraska Department of Roads, the State will assist in the offer of an opportunity for a location public hearing or design public hearing or combined location and design public hearing for this project.

In the event a public hearing is required, the County agrees to make the preliminary arrangements in cooperation with the State's Hearing Officer and to participate in the public hearing at a time and place agreeable to the representatives of the State and the Federal Highway Administration.

SECTION 12. If the County performs any phase of work on the proposed project without Federal participation, such as preliminary engineering, acquisition of right-of-way, or stage construction, subsequent phases of work are eligible for Federal-Aid funding only if the nonparticipating work is accomplished in accordance with the appropriate Federal requirements.

In the event the County wishes to proceed on any phase of the proposed project and later requests participation in subsequent phases, the County shall notify the State prior to performance of any work on the project in order that requirements for the Federal-Aid process may be arranged.

SECTION 13. If the County performs part of the work of this project themselves without Federal or State participation, the County agrees it has the obligation and responsibility to sign and barricade the project in accordance with criteria for barricading and signing as established by standard plans of the State and the appropriate provisions of the Manual on Uniform Traffic Control Devices. The County agrees that such signing and barricading shall be properly maintained by the County until all work performed by the County is completed and accepted by the State.

The County further agrees to begin such work on the project within 14 calendar days after receiving written notice from the State to begin such work and the County agrees to provide sufficient employees and equipment to expeditiously perform and complete the work.

SECTION 14. If the County performs any phase of the proposed project with Federal participation and using County forces, it is mutually agreed that such work will be performed in accordance with the project plans, specifications and contract provisions, and it is further mutually agreed that the cost of such work will be allowed in accordance with a schedule of unit prices and estimated quantities, both of which have been approved by the County and State, and when applicable, the FHWA. The County will be paid the amount of Federal Funds received for such work less such deductions as may be made for State expense.

It is understood that after the agreed unit prices have been established, the County will perform the proposed work with County forces, and will under no circumstances, hire or contract for such work without the written consent of the State.

SECTION 15. If the County performs any part of the work on this project itself, the County agrees to abide by the provisions of the Nebraska Fair Employment Practices Act as provided by Neb. Rev. Stat. 48-1101 through 48-1126 (Reissue 1998), and all regulations relative to nondiscrimination in federally assisted programs of the Department of Transportation, Title 49 CFR, Parts 21 and 27 as set forth in Exhibit "A" attached hereto and hereby made a part of this agreement. The reference to "Contractor" in this exhibit shall mean the "County?".

SECTION 16. MINORITY BUSINESS ENTERPRISES

A. Policy

The County and State agree to ensure that minority business enterprises as defined in 49 CFR Part 26 shall have the maximum opportunity to participate in the performance of contracts financed in whole or in part with Federal funds under this agreement. Consequently, the minority business requirements of 49 CFR Part 26 are hereby made a part of and incorporated by this reference into this agreement.

B. Minority Business Enterprises Obligation

The County and State agree to ensure that minority business enterprises as defined in 49 CFR Part 26 have the maximum opportunity to participate in the performance of contracts and subcontracts financed in whole or in part with Federal funds provided under this

agreement. In this regard, the County shall take all necessary and reasonable steps in accordance with 49 CFR Part 26 to ensure that minority business enterprises have the maximum opportunity to compete for and perform contracts. The County shall not discriminate on the basis of race, color, national origin, or sex in the award and performance of FHWA assisted contracts.

The County acting as a sub recipient of Federal-Aid funds on this project agrees to adopt the minority business enterprise program of the State for the Federal-Aid contracts the County enters into on this project.

On any work performed by or caused to be performed by the County, failure of the County to carry out the requirements set forth above shall constitute breach of contract and, after the notification of the FHWA, may result in termination of the agreement or contract by the State or such remedy as the State deems appropriate.

SECTION 17. Upon completion, this project shall be maintained by the County at its own expense, and the County agrees to make provisions each year for the maintenance costs involved in properly maintaining this facility.

SECTION 18. It is agreed and understood by the parties hereto that Federal-Aid Policy Guide 23 CFR 645A, "Utility Relocations, Adjustments and Reimbursement", and Federal-Aid Policy Guide, 23 CFR 645B, "Accommodation of Utilities" issued by the U.S. Department of Transportation, Federal Highway Administration, as supplemented, revised or updated heretofore, is hereby expressly made a part of and incorporated into this agreement by this reference. The County agrees to adopt, on the improvement contemplated in this agreement, by signing this agreement, the Nebraska Department of Roads' Policy Accommodating Utilities on State Highway Right of Way issued by the State August, 1989, and its subsequent revisions or additions.

SECTION 19. The County agrees to acquire any new or additional right-of-way or material pits. The appropriate procedures as outlined in the current FHWA Policy Guide shall be followed. Regardless of whether or not Federal funds are requested for the right-of-way, the County agrees to contact the State prior to beginning any right-of-way activity in order that the State may advise the County of the required right-of-way functions and procedures. It is understood that any right-of-way services furnished by the State, if requested, shall be considered as a part of the cost of the project and the State's expenses therein shall be included as costs of the project as specified in Section 23 hereof. If Federal funds are requested for right-of-way, the County authorizes the State to pay the Right-of-Way Consultant.

SECTION 20. The County agrees, unless the right-of-way is donated in compliance with the guidelines of the FHWA, the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, (Public Law 91-646) provides that certain uniform and real property acquisition practices become mandatory in the acquisition of property for right-of-way even though no Federal funds participate in the right-of-way cost. The County hereby agrees and will certify after accomplishment that any property not donated in compliance with FHWA guidelines for this improvement will be acquired in accordance with the Uniform Relocation Assistance and Real Property Acquisition Policy Act.

SECTION 21. In the event that Relocation Assistance (financial aid to those persons relocated due to the road improvement) as defined in Title 42, United States Code and Neb.Rev.Stat. ?76-1214 through 76-1238 (Reissue 1996), is required for this improvement, the County may enter into an appropriate agreement with the State in order that the State may perform the necessary and required relocation assistance functions. It is understood that all relocation assistance services furnished by the State in this connection shall be considered as a part of the cost of the project and the State's expenses therein shall be deducted from the Federal monies received prior to reimbursement to the County. It is understood that the State's expenses will not include any prorated or administrative costs, or expenses of administrative officials, in the cost of this project.

SECTION 22. Before final acceptance of the project by the State, all signing and marking will be in conformance with the current Manual of Uniform Traffic Control Devices. The edition of the manual which is current at the time of final acceptance shall be used.

SECTION 23. Costs incurred by the State with respect to the entire project shall be considered as a part of the total cost of the project to be paid out of County, State-Aid Bridge, and Federal funds. It is also understood that the costs incurred by the State attributable to this project, will not include any administrative cost or expenses of administrative officials. The County understands that the State may, at its discretion, initiate progress invoices for costs incurred by the State during the progression of the project and the County agrees to pay such invoices within 30 days of their receipt. It is further understood that the County's share of the total project cost shall be all costs not paid for by State-Aid Bridge or Federal funds.

The final settlement between the State and the County will be made after the final costs have been determined by the State. The amount of the final settlement between the State and the County will be the difference between:

- (1) (a) the net expenditure by the County for actual cost items
- (b) plus the value of work performed by the County based on agreed prices
- (c) plus cash advances by the County to the State
- (d) less previous payments by the State to the County

AND,

- (2) The County's share of the project cost.

If (1) is greater than (2) the State will pay to the County the difference within 30 days after that determination has been made. If (2) is greater than (1) the State will bill the County for the difference. The County agrees to pay the State the amount of such bill within 30 days of its receipt.

The criteria contained in Part 31 of the Federal Acquisition Regulation (48 CFR 31) shall be applied to determine the allowability of costs incurred by the County under this agreement.

The County shall maintain all books, documents, papers, accounting records and other evidence pertaining to costs incurred and shall make such material available at its office at all reasonable times during the contract period and for three (3) years from the date of final payment under this agreement; such records to be available for inspection by the State and the Federal Highway Administration or any authorized representatives of the Federal government, and copies thereof shall be furnished by the County if requested.

SECTION 24. It is mutually agreed that final acceptance of the project will be made by the State and that final payment cannot be made to the County until the project has been accepted by the State.

SECTION 25. It is understood by the County that payment for the cost of this project, whether they be services, engineering, right-of-way, material or otherwise, are the sole responsibility of the County where State or Federal participation is not allowable or available. Therefore, where the State or Federal government refuses to participate in the project or any portion thereof the County is responsible for full project payment with no cost or expense to the State in such project or portion thereof. Should the project be abandoned before completion, the County will pay all costs incurred by the State prior to such abandonment.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed by their proper officials thereunto duly authorized as of the dates below indicated.

EXECUTED by the County this 27th day of October, 2003.

WITNESS: COUNTY OF DAKOTA

County Clerk

Chairman, County Board

EXECUTED by the State this ___ day of _____, 20__.

STATE OF NEBRASKA
DEPARTMENT OF ROADS

Manager, Government Affairs Division

NONDISCRIMINATION CLAUSES

During the performance of this contract, the contractor, for itself, its assignees and successors in interest (hereinafter referred to as the "contractor"), agrees as follows:

- (1) Compliance with Regulations: The Contractor will comply with the Regulations of the Department of Transportation relative to nondiscrimination in federally assisted programs of the Department of Transportation (Title 49, Code of Federal Regulations,

Parts 21 and 27, hereinafter referred to as the Regulations), which are herein incorporated by reference and made a part of this contract.

(2) Nondiscrimination: The contractor, with regard to the work performed by it after award and prior to completion of the contract work, will not discriminate on the basis of disability, race, color, sex, religion or national origin in the selection and retention of subcontractors, including procurements of materials and leases of equipment. The contractor will not participate either directly or indirectly in the discrimination prohibited by Section 21.5 of the Regulations, including employment practices when the contract covers a program set forth in Appendix "A," "B," and "C" of Part 21 of the Regulations.

(3) Solicitations for Subcontracts, Including Procurements of Materials and Equipment: In all solicitations either by competitive bidding or negotiation made by the contractor for work to be performed under a subcontract, including procurements of materials or equipment, each potential subcontractor or supplier shall be notified by the contractor of the contractor's obligations under this contract and the Regulations relative to nondiscrimination on the basis of disability, race, color, sex, religion or national origin.

(4) Information and Reports: The contractor will provide all information and reports required by the Regulations, or orders and instructions issued pursuant thereto, and will permit access to its books, records, accounts, other sources of information, and its facilities as may be determined by the State Highway Department or the Federal Highway Administration to be pertinent to ascertain compliance with such regulations, orders and instructions. Where any information required of a contractor is in the exclusive possession of another who fails or refuses to furnish this information, the contractor shall so certify to the State Highway Department, or the Federal Highway Administration as appropriate, and shall set forth what efforts it has made to obtain the information.

(5) Sanctions for Noncompliance: In the event of the contractor's noncompliance with the nondiscrimination provisions of this contract, the State Highway Department shall impose such contract sanctions as it or the Federal Highway Administration may determine to be appropriate, including but not limited to,

(a) withholding of payments to the contractor under the contract until the contractor complies, and/or

(b) cancellation, termination or suspension of the contract, in whole or in part.

(6) Incorporation of Provisions: The contractor will include the provisions of paragraph (1) through (6) in every subcontract, including procurements of materials and leases of equipment, unless exempt by the Regulations, order, or instructions issued pursuant thereto. The contractor will take such action with respect to any subcontract or procurement as the State Highway Department or the Federal Highway Administration may direct as a means of enforcing such provisions including sanctions for noncompliance: Provided, however, that, in the event a contractor becomes involved in, or is threatened with, litigation with a subcontractor or supplier as a result of such direction, the contractor may request the State to enter into such litigation to protect the interests of the State, and in addition, the contractor may request

the United States to enter into such litigation to protect the interests of the United States.

EXHIBIT "A"

ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

Senator Pat Engel appeared before the board and discussion was had concerning problems in local and state government.

Commissioner Miller moved, seconded by Commissioner Engel to approve and authorize the Chair to sign the Grant award for Grant 20030MWX0201 which is funding under the COPS Homeland Security Overtime Program.

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Rick Jensen appeared before the board concerning the roof of the courthouse. He had bids from Boone Brothers Roofing for 25846.00 and J.C. Roofing & Insulation 12099.00.

After discussion the board thought that Rick should contact Magnum Builders or someone who would install steel roofs to see what it would cost for a steel roof.

Commissioner Engel moved, seconded by Commissioner Bousquet to convene into Closed Executive Session to discuss personnel.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED 3:00 p.m.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to reconvene in open session.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED 3:45 p.m.

Commissioner Engel moved, seconded by Commissioner Bousquet to approve the minutes of October 20, 2003 as typed.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller moved, seconded by Commissioner Hartnett to approve the payroll claims as follows:

COUNTY GENERAL FUND: Gross salaries- \$77,767.39, General Fund Employees Net Pay- \$55,654.30, Employer deductions paid: Retirement- 4,421.60, Social Security Tax- 4,821.55, Medicare- 1,127.63, Richard Bousquet- 472.00, William Engel- 472.00, Jackie Hartnett- 472.00, Pamela Miller- 472.00, Lyle Todd- 495.08, Nanci Walsh- 1073.77, Karilyn Watkins- 89.18, Daniel Christoffers- 340.00, Bobbi Jo Harsma- 788.25, Theodore Piepho- 1380.20, Joan Spencer- 1010.97, Darlene Davis- 777.60, Robert Giese- 1380.20, Ruth Gillaspie- 1032.20, Jolene Heinemann- 832.00, Kimberly Kuehl- 679.68, Phyllis Ridge- 852.80, Lyn Beltz- 235.00, Mark J. Dorcey- 529.50, Margaret Rahn- 1032.20, Daniel Christoffers- 340.00, Arnold Mellick- 242.68, Lynette Beermann- 1380.20, Michelle Criss- 752.00, Carol Dunham- 976.28, Scott M Dugan- 1726.28, Mary Gamble- 920.00, Thomas Jackson- 1538.46, Dustin Kinsey- 700.00, Andrew Jensen- 56.00, Richard Jensen- 1206.00, Patricia Stingley- 856.00, Sandy Beers- 977.60, Jeremy Bermel- 1637.34, Anthony Bos- 1384.30, Linda Carson- 48.00, Brad Claypool- 1540.83, Brian Ellinger- 2063.52, Todd Hammer- 1182.04, Melvin Harrison III- 1401.40, Rodney Herron-

1529.16, Kimberly Johnson- 532.61, Jared Junge- 1492.46, Michael Kreegar- 1310.24, Gary Powell- 102.00, Eric Reed- 90.00, Gayle Richards- 728.00, William Thompson- 1972.42, James Wagner- 1,726.28, Randall Walsh- 1833.65, Rita Chase- 920.01, Debra Fergen- 1807.69, Robert Finney- 2233.04, Amber Hegarty- 1615.38, Aimee Kennedy- 808.00, John Loos, Jr.- 1,538.46, Bobbi Strong- 720.00, Nicole Sims- 1073.77, Rebecca Broer- 1184.00, Sergio Castillo- 1092.74, Richard Criss- 973.50, Leonard Cunningham- 964.00, Penny Epting- 885.43, John Gilles- 1000.05, Michael Gregerson Jr.- 1069.45, Alma Gunderson- 1081.60, Paula Harrigfeld- 564.48, Cathy Harsma- 1003.00, Joseph Ramirez- 1031.13, Kevin Rohde- 1254.33, Linda Schovanec- 1044.90, Margaret Stingley- 716.69, Randall Crombie- 115.38, Cynthia Purucker- 858.40, Arnold Mellick- 142.94, Leon Pies- 523.20, Pamela DeVries- 1,367.12, Gloria Ann Dwyer- 836.00, Patricia Glover- 984.32, Alan Boyd- 896.00.

GENERAL FUND: Employee withholding paid to: Federal- 7,381.14, State- 2,614.65, Social Security Tax- 4,821.55, Medicare- 1,127.63, Retirement- 3,004.44, Credit Union- 1,658.31, Deferred Comp- 811.22, Garnishments- 694.15.

COUNTY ROAD PAYROLL: Gross salaries- \$13,347.89, Road Employees Net Pay- \$10,219.19, Employer deductions paid: Retirement- 900.96, Social Security Tax- 827.56, Medicare- 193.56.

Joel Broekemeier- 1054.40, Randall Crombie- 1058.40, Ronald Harder- 1050.40, Walter Heinemann- 1058.40, Richard Hoelsing- 1054.40, Robert Jacobsen- 1058.40, Fred Kellogg- 1046.40, Kimon Litras- 1094.40, Richard McNear- 1058.40, Arnold Mellick- 1186.29, Marlan Millard- 1058.40, Leon Pies- 523.20, James Swanson- 1046.40.

ROAD FUND: Employee withholding paid to: Federal- 1,014.78, State- 378.45, Social Security- 827.56, Medicare- 193.56, Retirement- 600.67, Credit Union- 32.00, Deferred Comp.- 81.68.

COPS FAST GRANT: Gross salaries- 1,465.75, Cops Fast Employee Net Pay- 1,007.50, Employer deductions paid: Social Security- 90.88, Medicare- 21.25, Brent Gilster- 1465.75.

COPS FAST GRANT: Employee withholding paid to: Federal- 198.98, State- 66.52, Social Security- 90.88, Medicare- 21.25, Retirement- 80.62.

GENERAL FUND

J.C. Roofing, Roof repair- 1,532.00.

VISITOR'S PROMOTION FUND

South Sioux City Chamber, tourism- \$7,203.98.

ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd adjourned their meeting at 3:51 p.m.

ATTEST

Lyle Todd, Chair

Theodore A. Piepho,
County Clerk

COUNTY BOARD OF COMMISSIONERS
NOVEMBER 10, 2003 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Commission Chairman Lyle Todd called the meeting to order at 1:30 p.m.
Present were: Commissioners Pam Miller, Bill Engel, Rick Bousquet, Jackie Hartnett, Lyle Todd, Secretary Lora Skow.

Absent ? All Present.

Todd Higginbotham and Larry Nolte, representatives from Northeast Nebraska Economic Development District addressed the Board about grant funds acquired by their entity now available to Dakota County residents. Grant funds in the amount of \$900,000 were obtained from the State of Nebraska; \$400,000 is to be used for Down Payment Assistance and \$500,000 is ear marked for Housing Rehabilitation. All families receiving funds must meet an 80% low-to-moderate income level (LMI).

Mr. Don Clayton, 1340 Notaway, Dakota City asked the Board to reimburse him \$360.00 for dust control that was applied to the county road in front of his house but was graded under by the Dakota County Road Department. Bousquet explained that the owner is required to bear the cost for dust control if they so choose. The county, however, has the right to grade the road when it is needed. The County will make every effort to maintain the road and take into consideration the owner's dust control efforts but the county cannot reimburse the \$360.00 to Mr. Clayton.

Barbara Reaves, Executive Director of SIMPCO was present to introduce herself to the County Commissioners.

Warren Johnston was not present because of illness.

Mr. Steve Claussen, 505 North Shore Drive, South Sioux City addressed that Board about "No Parking" signs put up along the West End of North Shore Drive. He asked that the sign in front of his home be removed. Also, recently North Shore Drive has been built up to prepare for Bo-Mag next year but the clay and rock that were brought in were not packed down and severe ruts are present in the road. The county also installed drains in the right of way across the street. He has cleaned debris from the grates several times in order for water to drain away. The county will check the sign manual for removal of the "no parking" sign. Rock will be put on the road if the road does not freeze. Mr. Claussen was instructed to call the County Road Department when the drains need cleared.

Karen Tuallis' house burnt down three months ago in Jackson. The bridge that accesses her property was not adequate for fire trucks to pass over the bridge. Ms. Tuallis would like to rebuild but is concerned that she will not be able to get fire insurance for the new home. A new bridge will cost approximately \$300,000 and the project (if approved) needs to be added to the 1 & 6 year plan. Ms. Tuallis will check the flood plain maps at the county shop to see if the flood plain applies to her property. Also, a neighbor, Mr. Knudsen has been talked to and he is considering giving access to Ms. Thomas' property by way of an easement and is also interested in purchasing her property. No decisions were made at this time.

Randy Crombie will call the Nebraska Department of Transportation to ask about the maintenance fees and what is included if the county were to agree to the resolution dealing with dawn to dusk lighting along Highway 20 at intersections of Dakota Flats, I Avenue, H Avenue, and Ithaca Way.

Arnie Mellick will purchase a used Model 700 wheel balancer machine for \$1325.00 and an adapter cone for \$220 to balance 1-ton truck tires. All commissioners were in agreement with the purchase.

Arnie Mellick suggested that the bull-dozer be sold. This piece of equipment has not been used for 12 - 18 months and other equipment could be purchased with

the proceeds from the bull-dozer. Bid opening will be on December 8, 2003 at the regular board meeting.

Motion by Bousquet, second by Engel to direct the County Attorney to follow up with tax sale certificates on properties previously issued. ROLL CALL VOTE: Yea; Miller, Engel, Bousquet, Hartnett, Todd. UNANIMOUS MOTION CARRIED.

Motion by Bousquet, second by Engel to direct the County Treasurer to prepare tax sale certificates for property that are more than two years delinquent on taxes. ROLL CALL VOTE: Bousquet, Hartnett, Todd, Miller, Engel. UNANIMOUS MOTION CARRIED.

Motion by Miller, second by Bousquet to hire the law firm of Harding, Schultz, & Downs to represent Theodore Piepho, County Clerk and the County Clerk's office in the matter of the Recall Election of Bob Finney, County Attorney. ROLL CALL VOTE: Yea; Bousquet, Hartnett, Todd, Miller, Engel. UNANIMOUS MOTION CARRIED.

Motion by Hartnett, second by Miller to authorize the County Clerk to offer Direct Deposit to all employees. At the present time, all employees will be offered direct deposit of their payroll checks on a voluntary basis. ROLL CALL VOTE: Yea; Hartnett, Todd, Miller, Engel, Bousquet. UNANIMOUS MOTION CARRIED.

Motion by Engel, second by Miller to approve Gregory Hosch as new manager listed on liquor license for Horsemen's Atokad Downs. ROLL CALL VOTE: Yea; Todd, Miller, Engel, Bousquet, Hartnett. UNANIMOUS MOTION CARRIED.

Motion by Miller, second by Engel to approve payroll claims. ROLL CALL VOTE: COUNTY GENERAL FUND: Gross salaries- \$91,838.40, General Fund Employees Net Pay- \$62,666.01, Employer deductions paid: Retirement- 4,396.09, Social Security Tax- 4,587.58, Medicare- 1,072.89, Unicare Health- 14,462.00, Unicare Dental- 921.90, Unicare Life- 305.02.

Richard Bousquet ? 472.00, William Engel- 472.00, Jackie Hartnett- 472.00, Pamela Miller- 472.00, Lyle Todd- 495.08, Nanci Walsh- 1073.77, Daniel Christoffers- 340.00, Bobbi Jo Harsma- 825.04, Theodore Piepho- 1380.20, Lora Skow- 785.00, Joan Spencer- 1010.97, Darlene Davis- 777.60, Robert Giese- 1380.20, Ruth Gillaspie- 1032.20, Jolene Heinemann- 832.00, Kimberly Kuehl- 755.20, Phyllis Ridge- 852.80, Lyn Beltz- 297.50, Mark J. Dorcey- 529.50, Margaret Rahn- 1032.20, Daniel Christoffers- 340.00, Arnold Mellick- 242.68, Lynette Beermann- 1380.20, Michelle Criss- 752.00, Carol Dunham- 976.28, Scott M Dugan- 1726.28, Mary Gamble- 920.00, Thomas Jackson- 1538.46, Dustin Kinsey- 700.00, Richard Jensen- 1206.00, Patricia Stingley- 856.00, Sandy Beers- 977.60, Jeremy Bermel- 1792.32, Anthony Bos- 532.40, Brad Claypool- 1401.40, Brian Ellinger- 2181.57, Todd Hammer- 1080.35, Melvin Harrison III- 1279.85, Rodney Herron- 1529.16, Kimberly Johnson ? 556.92, Jared Junge- 1373.50, Michael Kreegar- 1322.75, Eric Reed- 96.00, Gayle Richards- 728.00, William Thompson- 1624.79, James Wagner- 1,726.28, Randall Walsh- 2011.10, Rita Chase- 920.00, Debra Fergen- 1807.69, Robert Finney- 2233.04, Amber Hegarty- 807.70, Aimee Kennedy- 808.00, John Loos, Jr.- 1,538.46, Bobbi Strong- 720.00, Nicole Sims- 1250.49, Rebecca Broer- 1126.40, Sergio Castillo- 933.58, Richard Criss- 952.85, Leonard Cunningham- 991.96, Penny Epting- 882.75, John Gilles- 915.30, Michael Gregerson Jr.- 1271.33, Alma Gunderson- 1545.60, Paula Harrigfeld- 945.28, Cathy Harsma- 967.60, Joseph Ramirez- 904.00, Kevin Rohde- 1153.90, Linda Schovanec- 1078.71, Margaret Stingley- 731.12, Adrain Suarez- 786.45, Judy Vandenberg- 112.00, Randall Crombie ? 115.38, Cynthia Purucker- 858.40, Arnold Mellick-

142.94, Leon Pies- 523.20, Pamela DeVries- 1,367.12, Gloria Ann Dwyer- 836.00, Patricia Glover- 922.80, Alan Boyd- 896.00.

GENERAL FUND: Employee withholding paid to: Federal- 6,955.59, State- 2,434.32, Social Security Tax- 4,587.58, Medicare- 1,072.89, Retirement- 2,982.97, Unicare health- 2,000.64, Unicare Dental- 371.70, Colonial Health- 35.20, Credit Union- 1,658.31, Colonial Life- 3.00, Deferred Comp- 811.22, Garnishments- 1,036.65, Aflac Health- 375.17, Aflac Life/Dsbl- 107.05, Aflac Flex Plan- 409.50.

COUNTY ROAD PAYROLL: Gross salaries- \$13,466.30, Road Employees Net Pay- \$9,479.31, Employer deductions paid: Retirement- 908.96, Unicare Health- 2,685.80, Unicare Dental- 171.21, Unicare Life- 54.54, Social Security Tax- 792.72, Medicare- 185.39.

Joel Broekemeier- 1054.40, Randall Crombie- 1117.95, Ronald Harder- 1050.40, Walter Heinemann- 1058.40, Richard Hoesing- 1054.40, Robert Jacobsen- 1058.40, Fred Kellogg- 1046.40, Kimon Litras- 1094.40, Richard McNear- 1058.40, Arnold Mellick- 1186.29, Marlan Millard- 1058.40, Leon Pies- 523.20, James Swanson- 1105.26.

ROAD FUND: Employee withholding paid to: Federal- 947.71, State- 354.40, Social Security- 792.72, Medicare- 185.39, Retirement- 606.00, Unicare Health- 509.66, Unicare Dental- 45.28, Reassure America Life- 9.76, Colonial Health- 33.01, Union Dues- 200.00, Credit Union- 32.00, Deferred Comp.- 81.68, Aflac Health- 125.30, Aflac Life/Dsbl- 64.08.

COPS FAST GRANT: Gross salaries- 1,186.90, Cops Fast Employee Net Pay- 843.29, Employer deductions paid: Unicare Health- 206.60, Unicare Dental- 13.17, Unicare Life- 4.42, Social Security- 73.59, Medicare- 17.21, Brent Gilster- 1186.90.

COPS FAST GRANT: Employee withholding paid to: Federal- 139.40, State- 48.13, Social Security- 73.59, Medicare- 17.21, Retirement- 65.28.

Yea; Miller, Engel, Bousquet, Hartnett, Todd. UNANIMOUS MOTION CARRIED.

Motion by Hartnett, second by Miller to approve Minutes of October 27, 2003.
ROLL CALL VOTE: Yea; Engel, Bousquet, Hartnett, Todd, Miller. UNANIMOUS MOTION CARRIED.

Motion by Harnett, second by Miller to enter into executive session at 3:01 p.m. to discuss personnel. ROLL CALL VOTE: Yea; Bousquet, Hartnett, Todd, Miller, Engel. UNANIMOUS MOTION CARRIED.

Motion by Engel, second by Hartnett to exit executive session at 4:33 p.m. ROLL CALL VOTE: Yea; Bousquet, Hartnett, Todd, Miller, Engel. UNANIMOUS MOTION CARRIED.

Motion by Hartnett, second by Miller to give all employees outside the bargaining units December 26, 2003 off work with pay. The courthouse will be closed. ROLL CALL VOTE: Yea; Hartnett, Todd, Miller, Engel, Bousquet. UNANIMOUS MOTION CARRIED.

Motion by Miller, second by Hartnett to approve hiring Attorney Wayne Tannebaum to represent the County at the TERC hearing with Tyson. ROLL CALL VOTE: Yea; Todd, Miller, Engel, Bousquet, Hartnett. UNANIMOUS MOTION CARRIED.

Lance Hedquist will be contacted about imposing a sales tax for the county above South Sioux City's present 1% sales tax rate.

Meeting was adjourned at 4:42 p.m.

COUNTY BOARD OF COMMISSIONERS
NOVEMBER 17, 2003 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Todd called their regular scheduled meeting to order at 10:00 a.m. with the Pledge of Allegiance.

Present were: Commissioners Hartnett, Miller, Engel, Bousquet, Todd and Nanci Walsh, acting secretary.

Absent- All present.

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

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED 10:03 a.m.

Commissioner Engel moved, seconded by Commissioner Bousquet to reconvene in regular session. 10:55 a.m.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

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

The board visited with Dave Voorhis, the consultant hired to look at the Criminal Justice System and the overcrowding of the jail.

Chair Todd recessed their meeting for lunch - 11:48 a.m.

The board reconvened at 1:30 p.m. with all members present and Ted Piepho, Secretary.

Pat Foust appeared before the board to discuss that he was about \$2,777.59 over budget.

Dave Voorhis appeared before the board and informed him of their progress as far as Criminal Justice review.

Commissioner Hartnett moved, seconded by Commissioner Engel to acknowledge receipt of and approve the Officials Reports filed by the County Clerk, Clerk of the District Court and the Register of Deeds for the Month of October, 2003.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bousquet moved, seconded by Commissioner Engel to transfer Dakota County Abandoned Vehicle Title 03307700007 on a 1988 Oldsmobile Cutlass bearing the serial number 2G3AM51R5J9329562 and 03301700001 on a 1986 Chevrolet Caprice Classic bearing the serial number 1G1BN69HXGY161949 to Axles & Gears dba C & H Truck parts for consideration of the storage and towing charges due against said vehicles.

ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Bousquet to approve the claims submitted by the County Clerk as follows:

GENERAL FUND: Gretchen Hirschbach, prior yrs- 6.00; Cellular One, phone- 27.68; South Sioux City Star, publishing-504.71; Capital One, anti-virus-26.32; Cellular One, phone-27.68; Des Moines Stamp MFG, notary stamp- 3.00; Ted Piepho, anti-virus-26.32; Redfield & Co., mobile home transfer forms-30.69; Sam's Club, software-32.88; Staples, printer supplies/USB Cable & Ram-277.41; Jim Weier, computer-350.00; Robert Giese, mileage- 82.80; Charlotte Doenhoefer, prior yrs serv- 10.00; Ruth Jensen, prior yrs serv- 12.00; Nadine Lewon, prior yrs serv- 17.00; Mardell Sorensen, prior yrs serv- 26.00; Irene Van Lent, prior yrs serv- 16.00; DAS Imservices, data processing- 27.00; Ruth Gillaspie, mileage-92.52; Ruth Gillaspie, meals-8.28; Phillips Printing, office supplies-8.00; Terrascan Inc., contracted svc-3500.00; Microfilm Imaging Systems, services- 480.00; Sam's Club, CD spindle and CDs - 36.50; Dakota County Star, publishing- 171.00; Secretary of State, voter registration cards-15.00; Dakota County Star, publishing- 6.63; Embassy Suites, lodging-312.00; Gene Cantrell, mileage-5.04; Jim Cosgrove, mileage-7.92, Jim Jepsen, mileage- 1.44; Dick McCabe, mileage- 17.28; Dick McNear, mileage-10.80; Marlan Millard, mileage-2.52; Donald Neil Miller, mileage-18.36; Joe O'Neill, mileage-5.04, Martin Rohde, mileage-5.76; Carol Sue Dunham, mileage- 47.12; Des Moines Stamp MFG, stamps & ink pads- 57.90; Iowa Office Supply, supplies- 163.69; Dakota County Star, ad- 5.12; Norfolk Printing, binders-354.10; Promicro Systems Inc., micro filming-3901.35; Midwest Office Automation, supplies-5.00; Perkins, calculator- 100.00; Redfield, supplies-43.57; Sam's Club, printer & supplies-310.98; Star Printing & Publishing, stationary-182.00; United Bank of Iowa, lease payment-158.04; Iowa Office Supply, printer cartridge & diskettes-93.25; Cellular One, phone-27.65; Symantex, Norton Anti Virus-31.60; Siouxland Fed. Cr. Un., Norton Anti Virus- 21.05; Scott Dugan, mileage- 381.60; Frank Gonzalez, interpret- 480.00; Tom Jackson, mileage-69.12; Perkins, office supplies- 37.12; Siouxland Fed. Cr. Un., Norton Anti Virus-13.90; United Bank of Iowa, lease payment-90.40; West Group, NE Jury Instruction-102.00; Bomgaars, tools & supplies- 107.66; Benstar, janitorial supplies-696.30; Cellular One, phone-26.11; Foulk Bros., plumbing supplies-256.73; Gill Hauling, dumpster-110.00; Wilmes Hardware Hank, supplies- 53.52; Rick Jensen, mileage-98.03; Maintenance Engineering, lights-745.62; Menards, supplies-194.64; MidAmerican Energy, natural gas-1370.46; NPPD, electricity- 1661.06; O'Keefe Elevator, elevator inspection-107.44; Qwest, phone-40.67; Sam's Club, supplies-115.62; ServiceMaster, cleaning-3750.00; Superior Wholesale, toilet paper-422.55; Trembly Pest Control, pest control- 50.00; Siouxland Fed. Cr. Un., Anti Virus-49.95; Carol Larvick, mileage-127.44; Ann Verzani, mileage-115.12; Pat Stingley, mileage-79.92; Del Hemsath, mileage- 286.42, United Bank of Iowa, copier rental-164.00, Staples, colored paper-14.00; Midwest Office Automation, copier maint.-30.08; William Binkard, counsel- 192.00, William Binkard, counsel-241.80; Sandra K. Inkster-Ehrich, counsel- 645.00; Frank Gonzalez, interpret-80.00; Robin Hansen, witness fee-21.80; Shelley Horak, counsel-951.00; Barbara Kueny, counsel-660.00; Barbara Kueny, counsel-42.00; Heath Lamoureux, witness fee-27.20; Doug Loube Law Office, counsel-98.20; Doug Loube Law Office, counsel-220.70; Tim Nelson, witness fee- 20.00; Robin Rowland, witness fee-38.00; Judson Rowland, witness fees-20.00; Justin Salisbury, witness fee-23.24; Patrick Tott, counsel-1153.05; Clerk of District Court, district court costs-368.50, Clerk of Supreme Court, Leon Taylor Appeal-55.00; Coffee King, coffee-39.92; Linda Kasting, mental health training seminar-354.00; Shirley Sides, mental health training seminar-313.20; Michael Schmiedt, mental health training seminar-150.00; William Binkard, attorney fees- 718.61; John Loos, Jr., attorney fees-2760.00; Cellular One, phone-108.28; Circle R Frame Aligners, vehicle maintenance-540.12; City of South Sioux City, communications-217.31; Crystal Oil, service & fuel-5.00; Dakota County Sheriff, Reimb P/C Postage-8.10; Dakota County Treasurer, Veh. Maintenance/Trailer Titles-133.87; Dakota Food & Fuel, fuel-625.67; DARE America Merch., Dare supplies-81.10; Fremont Tire, Veh. Maintenance-12.00; Galls Inc., shotgun stock-

51.48; Harolds, film developing-206.51; Jack's Uniforms, uniforms & equipment-632.95; Jim's Service, veh. Maintenance- 7.00; NE Office of Hwy Safety, evidence cards-30.00; NetSys+, computer repair-150.00; Perkins, supplies-439.78; PhilFleet, fuel-1694.29; Racom, phone access line/charger-588.00; Robertson Implement, dog food-17.95; SFCU, fuel/training/AOL-73.85; Siouxland Humane Soc., animal control-93.00; Sirchie, fingerprint ink pads-74.33; Team Ford, veh. Maintenance-223.82; Torco, veh. Maintenance-163.00; Walmart, supplies-67.70; Dakota County Sheriff, papers/warrants-1127.77; Cellular One, phone-58.34; Cellular One, phone-19.99; Cornhusker Hotel, lodging-1046.50; DMV, transcripts-48.00; Debra Fergen, mileage/meals-65.55; Robert Finney, mileage/meals 129.42; H2O4U, office supplies-15.75; Amber Hegarty, meals/mileage-126.11; Iowa Office Supply, maintenance contract-120.80; John Loos, Jr., Mileage/Meals-140.86; Matthew Bender, law books-513.74; National District Attorney Assoc., membership dues-155.00; Pathology Medical Services, autopsy-1347.10; Perkins, office supplies-70.56; Record Printing, stationery-307.20; St. Lukes Home Health, blood tests-500.00; Sam's Club, renewal fee-30.00; SFCU, Anti-Virus software-86.89; Jim Weier, computer DJF-350.00; West Group, law books-93.00; Cellular One, phone-26.11; Perkins, office supplies-58.90; SFCU, Norton-21.05; Bob Barker, inmate personal supplies-25.46; Boys & Girls Home, juvenile housing-1350.00; PA Braunger, food products-1898.56; Sergio Castillo, Jr., interpreter-90.00; Sergio Castillo, Sr., interpreter-60.00; Cellular One, phone- 72.05; Circle R Frame Aligners, Veh. Maint/new jail door-123.25; Coffee King, coffee-49.20; Dakota Co. Sheriff, reimb p/c physical-25.00; Dakota Food & Fuel, transport fuel-90.51; Dixon Co. Sheriff, out of county boarding-900.00; Earthgrains Co., bread products-825.87; Penny Epting, meals/jail training-22.05; Guard Rite Security, transports-692.70; Amy Hueser, interpreter-60.00; HyVee, food products-4359.46; Jack's Uniforms, uniform & equipment-233.60; Joe's Dept. Store, stool/spray-100.20; Louderback Drug, inmate meds-35.10; Madison Co. Sheriff, out of county boarding-4950.00; Mercy Medical Center, inmate medical-196.50; MidWest Special Services, transports-369.75; David Noble, inmate dental-50.00; N.E. NE Juvenile Svc., house juveniles-13325.00; Perkins, toner cartridges-74.36; Physicians Clinic Norfolk, inmate medical-95.00; Pierce Co. Sheriff, out of county boarding-9150.00; Prince of the Road, transports-358.15; Redler's Pharmacy, inmate medical-992.90, Sam's Club, food products/supplies-149.76; SFCU, transport fuel/meals/rental-178.18; Walmart, supplies-100.83; Washington Co. Sheriff, out of county boarding-3960.00; XPEDX, plates/cups/forks-660.89, John Gilles, meals/mileage-178.20; Randy Crombie, mileage-93.60; Holiday Inn, lodging-255.00; Perkins, supplies-315.45; James Weier, backup tapes-91.84; Briggs Corp, gloves & hand cleaner-88.98; Cellular One, phone-192.00; Pam DeVries, miles/registration-178.48; Pam DeVries, mileage/meals/registration-269.81; Dunes Family Medicine, consulting physician-250.00; Pat Glover, mileage-118.08; Lab Safety Supply, Inc., CVRLL SARANEXL W-116.14; Perkins, calendars-47.15; Alan Boyd, mileage-325.80; Cellular One, phone-46.60; Sam's Club, supplies-78.08; Matthew Bender, law library books-996.90; Northeast NE Public Power, electricity-21.08; Aflac/Flex One, service fees-50.00; AT & T, phone-28.64; Ben Star Packaging, copy paper-1094.05; Justice Benefits, scaap collection fee-2163.26; Lazette Gifford, website upkeep-40.00; Hasler, Inc., rental-100.00; Midwest Office Automations, copier toner-79.00; MIPS, data processing- 299.37; Qwest, phone-65.69; Qwest, phone-1234.30; Qwest, phone-133.10; Region IV Mental Health, qtrly svc.-5561.75; SFCU, software-39.95; C & H, July through September-750.00; Thompson Publishing Group, subscription update-359.00; US Postal Svc., postage meter-2500.00; WCS Telecom, phone-359.03; Jim Weier, anti virus-4161.87;

ROAD FUND: Advance Auto, parts-475.95; American Tire Dist, tire balancer machine-545.00; Aramark, svc.-258.73; Arnold Motor Supply, supplies/parts-86.88; ATCO, shop supplies-178.50; Axles & Gears, parts-77.40; Bekins Fire & Safety,

fire extinguisher inspection-124.30; Bomgaars, oil/parts-18.57; Bridgestone/Firestone, tires-400.62; CellularOne, phone- 55.36; Coyote Chemical Co., pressure sprayer parts-36.18; The Feed Shed, erosion control-55.00; Fremont Tire, tire repairs-224.00; Gill Hauling, dumpster svc.-45.00; Higman Sand & Gravel, road rock-5814.23; HME, haul rock-660.00; Hubbard Mini-Mart, fuel-2612.98; H2O4U, water service-25.75; Jackson Glass, glass repair-84.88; Joe's Dept. Store, parts/supplies/tools/oil-220.83; Linweld, oxygen tanks-343.26; Lorensen Lumber, flag pole concrete-267.25; Lux Bros Trucking, haul rock-631.75; Medical Enterprises, random drug test-29.90; Midwest Equipment, parts-22.98; Midwest Svc & Sales, signs/grader blades-717.60; NPPD, Homer Svc.-23.68; Newman Traffic Signs, signs-44.33; NE Nebraska Telephone, phone- 192.04; Northern Tool & Equip, supplies- 119.99; Piorier Equip, parts- 699.64; Powerplan, parts/labor/scrapper chain- 4121.24; Presco Sales & Svc, blades-1963.44; Rees Mack Sales & Svc, repairs-272.66; Rinker, gravel-642.16; Sioux City Iron, supplies-368.04; Siouxland Hydraulic, parts- 144.50; Siouxland Napa, parts/supplies/tools/oil- 657.18; Stephan Welding, light bars-52.05; Tractor Supply, parts-179.99, Tri State Communications, radio repair-85.00; Utility Equipment Co., pipe-214.00; Warren Oil, fuel-2580.59; Willers Inc., gravel-1706.26; Wilmes Hardware Hank, parts-3.96; Ziegler, parts- 33.08; HARD SURFACE FUND: Jeo Consulting, engineering- 895.00.

ROAD AND BRIDGE IMPROVEMENT FUND: Joe's Dept. Store, erosion control-12.51; UECO, drain tile-128.74.

POOR RELIEF: Becker Hunt Funeral Home, burial expenses-1805.00; Becker Hunt Funeral Home, burial expenses-1750.00; HyVee, prescription-270.23; HyVee, Prescription-817.24, HyVee, prescription-75.99, Nebr. Dept. of Social Services, Admin. Fees- 14.25.

VETERAN'S AID FUND: Veterans Service Office, Relief- 800.00;

S.T.O.P. FUND: Simmons Gun Specialties, weapons-2250.00; Jim Weier, office equipment-3210.33

JUVENILE ACCT INCENTIVE BLOCK GRANT: Channing Bete, public awareness grant-410.61.

COMMUNITY JUSTICE GRANT: American Bio, drug testing-251.68

INHERITANCE TAX FUND: Voorhis/Roberston Justice Svc., consultant-9697.54.

WEED FUND: Arnold Motor Supply, parts-8.69; Central Comm. College, continuing ed.-80.00; Hubbard Mini-mart, fuel- 154.10; Joe's Dept. Store, parts-64.07; Perkins, supplies-6.64; Siouxland NAPA, parts-30.36; Torco Remfg, parts/labor-58.50; Western Cartographers, map-20.00; Tri State Comm., radio repair-81.00.

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller moved, seconded by Commissioner Bousquet to convene into Closed Executive Session to discuss Personnel.

ROLL CALL VOTE: Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED 2:58 p.m.

Commissioner Bousquet moved, seconded by Commissioner Hartnett to reconvene into Open Session.

ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED 3:58 p.m.

Commissioner Engel moved, seconded by Commissioner Bousquet to approve the minutes of November 10, 2003 as typed.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd adjourned their meeting at 4:04 p.m.

Lyle Todd Chair

ATTEST:

Theodore A. Piepho, County Clerk

COUNTY BOARD OF COMMISSIONERS
NOVEMBER 24, 2003 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Vice Chair Hartnett called their regular scheduled meeting to order at 1:32pa.m. with the Pledge of Allegiance.

Present were: Commissioners Hartnett, Miller, Engel, Bousquet, and Ted Piepho, secretary.

Absent- Commissioner Todd.

Arnie Mellick, Road Foreman, appeared before the board to inquire what the county's policy should be on relocating fences when doing road projects. He felt the county could do it cheaper than paying for having it done. He said that the allowance for moving fences on Federal projects is quite a bit and felt the county could save money by doing it themselves.

Mr. Mellick also asked if the board wanted him to run the advertisement to see the dozer another week. The consensus of the board to do so.

Commissioner Miller moved, seconded by Commissioner Bousquet to transfer Dakota County Abandoned Vehicle Title; 03325700008 on a 1989 Toyota Camry bearing the serial number 4T1SV24E0KU036192 to Axles & Gears dba C & H Truck parts for consideration of the storage and towing charges due against said vehicles.
ROLL CALL VOTE: Engel- Yea, Todd- Absent, Bousquet- Yea, Miller- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Miller to approve the minutes of November 17, 2003, as typed in the official record.

ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Absent, Miller- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Miller to approve the payroll claims subject to the Employee Handbook as follows:

COUNTY GENERAL FUND: Gross salaries- \$78,416.61, General Fund Employees Net Pay- \$53,139.81, Employer deductions paid: Retirement- 4,424.34, Social Security Tax- 4,665.23, Medicare- 1,091.06, Unicare Health- 13,636.28, Unicare Dental- 869.90, Unicare Life- 288.02.

Richard Bousquet ? 472.00, William Engel- 472.00, Jackie Hartnett- 472.00, Pamela Miller- 472.00, Lyle Todd- 495.08, Nanci Walsh- 1073.77, Karilyn Watkins- 153.75, Daniel Christoffers- 340.00, Bobbi Jo Harsma- 804.02, Theodore Piepho- 1380.20, Lora Skow- 707.50, Joan Spencer- 1010.97, Darlene Davis- 777.60, Robert Giese- 1380.20, Ruth Gillaspie- 1032.20, Jolene Heinemann- 832.00, Kimberly Kuehl- 741.04, Phyllis Ridge- 852.80, Lyn Beltz- 560.00, Mark J. Dorcey- 529.50, Margaret Rahn- 1032.20, Daniel Christoffers- 359.13, Arnold Mellick- 242.68, Lynette Beermann- 1380.20, Michelle Criss- 752.00, Carol Dunham- 976.28, Scott M

Dugan- 1726.28, Mary Gamble- 920.00, Thomas Jackson- 1461.53, Dustin Kinsey- 648.00, Andrew Jensen- 14.00, Richard Jensen- 1206.00, Franklin Morse- 24.00, Patricia Stingley- 856.00, Sandy Beers- 977.60, Jeremy Bermel- 1792.32, Brad Claypool- 1667.16, Brian Ellinger- 2299.62, Todd Hammer- 1464.93, Melvin Harrison III- 1630.20, Rodney Herron- 1715.58, Kimberly Johnson ? 674.05, Jared Junge- 1626.44, Michael Kreegar- 1646.29, Gayle Richards- 728.00, William Thompson- 1779.76, James Wagner- 1,726.28, Randall Walsh- 1820.98, Rita Chase- 920.00, Debra Fergen- 1807.69, Robert Finney- 2233.04, Amber Hegarty- 1140.74, Aimee Kennedy- 808.00, John Loos, Jr.- 1,384.56, Bobbi Strong- 648.00, Nicole Sims- 1073.77, Elizabeth Barnett- 120.00, Rebecca Broer- 1324.80, Sergio Castillo- 1056.55, Richard Criss- 1097.40, Penny Epting- 1290.69, John Gilles- 1065.03, Michael Gregerson Jr.- 1162.87, Alma Gunderson- 1036.80, Paula Harrigfeld- 539.64, Cathy Harsma- 1221.30, Joseph Ramirez- 915.30, Kevin Rohde- 1192.16, Linda Schovanec- 1161.00, Margaret Stingley- 839.35, Adrain Suarez- 896.13, Randall Crombie ? 115.38, Cynthia Purucker- 858.40, Arnold Mellick- 142.94, Leon Pies- 523.20, Pamela DeVries- 1,367.12, Gloria Ann Dwyer- 836.00, Patricia Glover- 1036.61, Alan Boyd- 896.00.

GENERAL FUND: Employee withholding paid to: Federal- 7,189.76, State- 2,537.47, Social Security Tax- 4,665.23, Medicare- 1,091.06, Retirement- 3,005.82, Unicare Health- 2,000.65, Unicare Dental- 371.71, Colonial Health- 35.20, Credit Union- 1,658.31, Colonial Life- 3.00, Deferred Comp- 811.22, Garnishments- 1,036.65, Aflac Health- 375.17, Aflac Life/Dsbl- 107.05, Aflac Flex Plan- 388.50.

COUNTY ROAD PAYROLL: Gross salaries- \$13,456.24, Road Employees Net Pay- \$9,469.60, Employer deductions paid: Retirement- 908.28, Unicare Health- 2,685.93, Unicare Dental- 171.34, Unicare Life- 54.67, Social Security Tax- 792.10, Medicare- 185.26.

Joel Broekemeier- 1054.40, Randall Crombie- 1058.40, Ronald Harder- 1158.75, Walter Heinemann- 1058.40, Richard Hoelsing- 1054.40, Robert Jacobsen- 1058.40, Fred Kellogg- 1046.40, Kimon Litras- 1094.40, Richard McNear- 1058.40, Arnold Mellick- 1186.29, Marlan Millard- 1058.40, Leon Pies- 523.20, James Swanson- 1046.40.

ROAD FUND: Employee withholding paid to: Federal- 949.08, State- 353.89, Social Security- 792.10, Medicare- 185.26, Retirement- 605.54, Unicare Health- 509.66, Unicare Dental- 45.28, Reassure America Life- 9.76, Colonial Health- 33.01, Union Dues- 200.00, Credit Union- 32.00, Deferred Comp.- 81.68, Aflac Health- 125.30, Aflac Life/Dsbl- 64.08.

COPS FAST GRANT: Gross salaries- 1,358.50, Cops Fast Employee Net Pay- 946.76, Employer deductions paid: Unicare Health- 206.61, Unicare Dental- 13.18, Unicare Life- 4.43, Social Security- 84.23, Medicare- 19.70, Brent Gilster- 1358.50.

COPS FAST GRANT: Employee withholding paid to: Federal- 173.64, State- 59.45, Social Security- 84.23, Medicare- 19.70, Retirement- 74.72.

SOUTH SIOUX CITY CHAMBER OF COMMERCE: Lodging Tax to Visitors Promotion- 5,775.01.

Vice Chair Hartnett adjourned their meeting at 2:17 p.m.

Lyle Todd Chair

ATTEST:

Theodore A. Piepho, County Clerk

COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Todd called their regular scheduled meeting to order at 1:32 p.m. with the Pledge of Allegiance.

Present were: Commissioners Todd, Hartnett, Miller, Engel, Bousquet, and Ted Piepho, secretary.
Absent- All Present.

Arnie Mellick, Road Foreman, appeared before the board and opened the bids submitted for the purchase of the County's dozer that was advertised for sale. They were as follows: Everson Farms- \$26,713, Dave Launsby- \$7,257, Bousquet Farms- \$26,050, Steve King- \$25,101 and Kurt Malcom- \$8,860.
The bids were referred to the Road Committee.

Karen Tullis appeared before the board concerning entrance to her property. A fire recently destroyed her house and the Fire Department would not cross the bridge because of the weight limits on the bridge.
Mr. Mellick said that Dale Knudsen would sell enough property for the county to build a road from the Hubbard-Jackson Road to her property line.
Ms. Tullis preferred that the county upgrade the bridge so emergency vehicles would cross it.

Commissioner Engel moved, seconded by Commissioner Miller to table the Tort Claim of Vanida Samsaath.
ROLL CALL VOTE: Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller asked the County Board to send a Letter of Support in support of DCIT being the lead Agency for the Juvenile Services Grant. The board had previously voted that the County be the applicant for the Grant.
Mr. Todd and Mr. Engel expressed that they did not feel that DCIT should be involved with law enforcement.
Commissioner Hartnett moved, seconded by Commissioner Bousquet to send a Letter of Support for DCIT to be lead Agency applying for the Juvenile Services Grant.
ROLL CALL VOTE: Engel- No, Bousquet- Yea, Hartnett- Yea, Todd- No, Miller- Yea, MOTION CARRIED.

Commissioner Bousquet moved, seconded by Commissioner Engel to convene into Closed Executive Session to discuss the County Attorney's position.
ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED 2:30 p.m.

Commissioner Bousquet moved, seconded by Commissioner Engel to reconvene in open session.
ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED 3:11 p.m.

The board requested that the County Attorney position be advertised in the Omaha World Herald, Sioux City Journal and Norfolk Daily News.

Commissioner Engel moved, seconded by Commissioner Bousquet to approve the payroll and accounts payable claims submitted by the County Clerk as follows:
COUNTY GENERAL FUND: Gross salaries- \$77,426.70, General Fund Employees Net Pay- \$52,131.95, Employer deductions paid: Retirement- 4,587.93, Social Security Tax-

4,616.35, Medicare- 1,079.65, Unicare Health- 13,429.00, Unicare Dental- 856.05, Unicare Life- 282.92.

Richard Bousquet ? 472.00, William Engel- 472.00, Jackie Hartnett- 472.00, Pamela Miller- 472.00, Lyle Todd- 495.08, Nanci Walsh- 1073.77, Daniel Christoffers- 346.38, Bobbi Jo Harsma- 806.64, Theodore Piepho- 1380.20, Lora Skow- 788.75, Joan Spencer- 1010.97, Darlene Davis- 777.60, Robert Giese- 1380.20, Ruth Gillaspie- 1032.20, Jolene Heinemann- 832.00, Kimberly Kuehl- 755.20, Phyllis Ridge- 852.80, Lyn Beltz- 165.00, Mark J. Dorcey- 529.50, Margaret Rahn- 1032.20, Daniel Christoffers- 403.75, Arnold Mellick- 242.68, Lynette Beermann- 1380.20, Michelle Criss- 752.00, Carol Dunham- 976.28, Scott M Dugan- 1726.28, Mary Gamble- 920.00, Thomas Jackson- 1538.46, Dustin Kinsey- 684.00, Richard Jensen- 1206.00, Patricia Stingley- 856.00, Sandy Beers- 977.60, Jeremy Bermel- 2244.67, Brad Claypool- 1815.94, Brian Ellinger- 2405.64, Todd Hammer- 1719.20, Melvin Harrison III- 1884.03, Rodney Herron- 1787.28, Kimberly Johnson- 358.02, Jared Junge- 2145.82, Michael Kreegar- 1760.69, Gayle Richards- 728.00, William Thompson- 2114.83, James Wagner- 1,726.28, Randall Walsh- 1516.78, Rita Chase- 920.00, Debra Fergen- 1807.69, Robert Finney- 172.70, Aimee Kennedy- 898.90, John Loos, Jr.- 1,461.53, Bobbi Strong- 684.00, Nicole Sims- 1073.77, Rebecca Broer- 1792.00, Sergio Castillo- 1042.43, Richard Criss- 1150.50, Penny Epting- 1008.48, John Gilles- 1262.78, Michael Gregerson Jr.- 1319.56, Alma Gunderson- 1331.20, Paula Harrigfeld- 517.23, Cathy Harsma- 1218.35, Joseph Ramirez- 994.40, Kevin Rohde- 1026.38, Linda Schovanec- 1235.07, Margaret Stingley- 817.70, Adrain Suarez- 1048.60, Judy Vandenberg- 48.00, Randall Crombie- 115.38, Cynthia Purucker- 858.40, Arnold Mellick- 142.94, Leon Pies- 523.20, Pamela DeVries- 1,367.12, Gloria Ann Dwyer- 794.20, Patricia Glover- 881.27, Alan Boyd- 896.00.

GENERAL FUND: Employee withholding paid to: Federal- 7,315.00, State- 2,569.42, Social Security Tax- 4,616.35, Medicare- 1,079.65, Retirement- 3,129.03, Unicare Health- 2,000.64, Unicare Dental- 349.06, Colonial Health- 35.20, Credit Union- 1,658.31, Colonial Life- 3.00, Deferred Comp- 811.22, Garnishments- 1,036.65, Aflac Health- 375.17, Aflac Life/Dsbl- 107.05, Aflac Flex Plan- 209.00.

COUNTY ROAD PAYROLL: Gross salaries- \$13,526.09, Road Employees Net Pay- \$9,517.41, Employer deductions paid: Retirement- 912.99, Unicare Health- 2,685.80, Unicare Dental- 171.21, Unicare Life- 54.54, Social Security Tax- 796.44, Medicare- 186.26.

Joel Broekemeier- 1054.40, Randall Crombie- 1177.50, Ronald Harder- 1109.50, Walter Heinemann- 1058.40, Richard Hoelsing- 1054.40, Robert Jacobsen- 1058.40, Fred Kellogg- 1046.40, Kimon Litras- 1094.40, Richard McNear- 1058.40, Arnold Mellick- 1186.29, Marlan Millard- 1058.40, Leon Pies- 523.20, James Swanson- 1046.40.

ROAD FUND: Employee withholding paid to: Federal- 959.08, State- 357.44, Social Security- 796.44, Medicare- 186.26, Retirement- 608.69, Unicare Health- 509.66, Unicare Dental- 45.28, Reassure America Life- 9.76, Colonial Health- 33.01, Union Dues- 200.00, Credit Union- 32.00, Deferred Comp.- 81.68, Aflac Health- 125.30, Aflac Life/Dsbl- 64.08.

COPS FAST GRANT: Gross salaries- 1,630.20, Cops Fast Employee Net Pay- 1,100.63, Employer deductions paid: Unicare Health- 206.60, Unicare Dental- 13.17, Unicare Life- 4.42, Social Security- 101.07, Medicare- 23.64, Brent Gilster- 1630.20.

COPS FAST GRANT: Employee withholding paid to: Federal- 237.83, State- 77.37, Social Security- 101.07, Medicare- 23.64, Retirement- 89.66.

ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to approve the minutes of November 24, 2003 as typed in the official record.

ROLL CALL VOTE: Hartnett- Yea, Todd- Yea, Miller- Yea, Engel- Yea, Bousquet- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Bousquet moved that the Highway Superintendent and the Road Foreman position be combined.

Mr. Todd said that it was not on the agenda.

Mr. Bousquet withdrew his motion

Chair Todd adjourned their meeting at 3:20 p.m.

Lyle Todd Chair

ATTEST:

Theodore A. Piepho, County Clerk

COUNTY BOARD OF COMMISSIONERS
DECEMBER 15, 2003 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Todd called their regular scheduled meeting to order at 10:00 a.m. with the Pledge of Allegiance.

Present were: Commissioners Todd, Hartnett, Engel, Bousquet, and Ted Piepho, secretary.

Tardy- Commissioner Miller arrived at 10:04 a.m.

The board reviewed the claims submitted by the County Clerk's Office for payment.

Commissioner Bousquet asked about the Dues to the Nebraska Bar Association and whether the county was responsible for paying them for the County Attorney's Office and Public Defender's Office.

Commissioner Todd questioned the attorney fees to represent County Clerk Ted Piepho in *Finney vs. County Clerk*, in which Mr. Finney filed a request for temporary injunction preventing County Clerk, Ted Piepho from holding the Recall Election.

He also asked what the County Clerk's Deposit Box at Nebraska State Bank and what it was being used for.

The board talked about starting their January 5th 2004 meeting with a road tour beginning at 9:00 a.m. and starting the business part of their meeting at 1:30 p.m.

Arnie invited all the board members to the shop for a steak fry on Friday, December 19, 2003.

Commissioner Miller asked the Commissioners to help fund the Community Development Director through a partnership with Cardinal Development. Commissioner Todd said he would like to see if a volunteer would assume the duties.

Chair Todd recessed their meeting at 11:56 a.m. for lunch.

Chair Todd reconvened their meeting at 1:30 from lunch with all members of the board and the county clerk present.

Arnie Mellick, Road Foreman, proposed that the county accept the bid of Everson Farms and to sell them the 92 D68P Kimatsu dozer bearing the serial number 45734 for \$26,713.00. They were the highest bidder of the dozer bids that were referred to the Road Committee in their meeting of December 8th.

Commissioner Engel moved, seconded by Commissioner Miller to accept the bid of Everson Farms and sell the 92 D68P Kimatsu dozer bearing the serial number 45734 to said party for \$26,713.00.

ROLL CALL VOTE: Miller- Yea, Todd- Yea, Hartnett- Yea, Bousquet- Yea, Engel- Yea. UNANIMOUS MOTION CARRIED

Arnie Mellick, read a letter from the railroad stating that the county could construct an Emergency Road on the South side of the railroad tracks for emergency vehicles to gain access to the Karen Tullis Property.

Nebraska Northeastern Railway Co., 330 North State, Osmond NE 68765

December 11, 2003

Dakota County Road Department

Dear Sir:

The Nebraska Northeastern Railway Co. gives permission to Dakota County Road Department to gavel the north side of the railroad right of way west of Jackson, NE from Bluff Road to the private railroad crossing a M.P.8.1 Each end of this road shall be marked with a sign stating "For Emergency Vehicle Use Only. Not for Public Use."

If you have any questions I can be reached at 402-748-3535.

Mick Lodge

Roadmaster

Commissioner Bousquet moved, seconded by Commissioner Miller to combine the Road Foreman's position with the Highway Superintendent's position and that Mr. Mellick has to pass the Highway Superintendent's test offered next spring, which is believed to be given next May, in order to qualify for the position. Be it further resolved that a vacancy exist if he does not pass the test.

ROLL CALL VOTE: Todd- Yea. Miller- Yea, Engel- Yea, Bousquet- Yea, Hartnett- No, MOTION CARRIED.

Commissioner Miller moved, seconded by Commissioner Engel to approve the claims submitted by the County Clerk except for the payments to the Nebraska Bar Association for dues for the attorneys in the County Attorney's and the Public Defender's Office. Be it further resolved that the payment for the Veteran's Fund be \$1,800.00 instead of \$2,000.

GENERAL FUND: Cellular One, phone- 27.10; Gretchen Hirschbach, prior yrs service- 6.00; Dakota County Star, publishing- 349.22; Perkins, supplies- 84.55; Cellular One, phone- 28.42; Perkins, stamp/office supplies/printer supplies- 630.73; Siouxland Lock & Key, duplicate keys- 5.61; Ted Piepho, mileage/postage- 73.12; Robert Giese, mileage- 79.20; Charlotte Doenhoefer, prior yrs serv- 10.00; Ruth Jensen, prior yrs serv- 12.00; Nadine Lewon, prior yrs serv- 17.00; Mardell Sorensen, prior yrs serv- 26.00; Irene Van Lent, prior yrs serv- 16.00; DAS Imservices, data processing- 27.00; Phillips Printing, office supplies- 225.00; Iowa Office Supply, CALA Rools & Ink Pad- 12.04; Bear Graphics, Inc., Binder- 67.50; Commercial Computer Systems, system/programming service- 154.00; Dakota County Star, sample ballots- 77.25; Bobbi Jo Harsma, reimbursement-

15.63; Intab, seals- 27.79; Perkins, tabbing material/labels/notes/highlighters- 23.01; Ted Piepho, election supplies- 5.33; Staples, election supplies- 35.25; Mary Wolf- 98.67; Ruth Pallesen- 23.28; Geraldine Tramp- 115.22; Patricia Giese- 82.01; Janet Merchant- 82.55; Marjorie Jarvill- 66.95; Clara Woten- 99.75; Shirley Rager- 86.62; Catherine Eriksen- 72.10; Ada Hunt- 86.48; Eunice Hansen- 72.10; Betty Lou Jorgensen- 99.75; L. Irene Buck- 64.38; Elsie Peters- 82.55; Judy Bloch- 66.95; Mary Kurmel- 82.01; Joan Koch- 66.95; Betty O'Neill- 66.95; Frederick Penner- 66.95; Mary Cahill- 66.95; Gordon Piper- 78.95; Jannette Burns- 78.95; Mary O'Dell- 89.67; Hazel Tomek- 79.31; Ginger Huggenberger- 123.25; Daniel Rohde- 66.95; Marvel Lukens- 96.95; Myra Gentrup- 96.95; Robert Boals- 68.24; Dorothy Kramper- 68.24; Josephine Cain- 80.78; Richard Peltz- 86.58; Melva Persinger- 68.24; Betty Bliven- 68.24; Beverly Bliven- 68.24; Peggy Demke- 87.70; Patti Kay Holmes- 86.98; Rosemary Nieto- 89.30; Lillian Bossow- 72.10; Darlene Nielsen- 51.50; Sharon Greenleaf- 68.24; Honore Huse- 119.57; Jean Lynch- 68.24; Wilma Burns- 87.44; Colleen Tighe- 83.81; Ellen Rohde- 109.83; Clara Maurice- 86.15; Elaine Harris- 66.95; Randy Lussier- 89.03; Charlene Jensen- 78.95; Irene Van Lent- 78.95; Catherine Eriksen- 14.88; Mary Jarvill- 15.06; Trudy Jepsen- 95.06; Election workers. Salem Lutheran Church, poll rental- 40.00; Emerson Fire Hall, poll rental- 40.00; Homer Legion Hall, poll rental- 40.00; Hubbard Community Center, poll rental- 40.00; Jackson Legion Hall, poll rental- 40.00; First Lutheran Church, poll rental- 60.00; Knights of Columbus, poll rental- 40.00; South Sioux City Legion Hall, poll rental- 60.00; South Sioux City Fire Hall, poll rental- 40.00; Harding Schultz & Downs, Finney VS Piepho- 9908.15; Ted Piepho, mileage- 45.99; DAS Material, supplies- 283.80; Des Moines Stamp Mfg, supplies- 193.20; Iowa Office Supply, supplies- 6.60; Matthew Bender & Co., Law Library- 80.80; Microfilm Service Bureau, microfilming- 574.78; Midwest Office Automations, Qtr Maintenance Contract- 245.36; Office Systems Co., service contract- 92.25; Kurt Rager, Reimbursement for office supplies- 109.05; Thurston County Court, expense for transcribing- 9.30; XPEDX, supplies- 310.70; United Bank of Iowa, Lease Payment- 158.04; Sams Club, printer cartridges- 89.60; Iowa Office Supply, supplies- 64.66; Matthew Bender, NE Rules of Court 2004- 116.00; Cellular One, phone- 31.22; Scott Dugan, mileage/office supplies- 276.31; Frank Gonzalez, interpreting- 120.00; Tom Jackson, client claim- 10.50; Perkins, office supplies- 35.66; United Bank of Iowa, lease payment- 90.40; Lynette Beermann, supplies- 66.68; Des Moines Stamp Mfg. Co., Heavy duty ink pad- 28.22; Carol Sue Dunham, mileage- 44.64; Holiday Inn, justice training- 202.11; Iowa Office Supply, supplies- 186.30; Dustin Kinsey, meals/mileage- 159.09; Promicro Systems, Inc., micro film- 10.00; Redfield & Co., Journal books/indexes /paper- 537.10; Bekins Fire & Safety, Extinguisher recharge- 19.50; Sergio Castillo Sr., interpreter- 20.00; Cellular One, phone- 105.93; Circle R, vehicle maintenance- 160.40; Crystal Oil, fuel- 42.75; Dakota County Treasurer, vehicle maintenance- 495.74; Dakota Food & Fuel, fuel- 839.24; Fremont Tire, vehicle maintenance- 325.08; Harolds, film developing- 78.86; HyVee, ship radar unit- 11.44; Jack's Uniforms, uniforms/equipment- 1848.45; Matthew Bender, traffic law books- 85.24; NLETC, training- 155.00; Nebraska Office of Hwy Safety, pre- test mouthpieces- 80.00; Pacific City Graphics, inspection forms- 633.00; Racom, phone access line/install camera- 1008.00; Robertson Implement, dog food- 17.95; Sams Club, supplies- 9.14; Siouxland Federal Credit Union, fuel/training/AOL/Printer- 628.21; Siouxland Humane Society, animal control- 31.00; Stationers, sheriffs notebooks- 26.96; The Swanson Corporation, training/meals- 27.26; Team Ford, vehicle maintenance- 500.20; Walmart, supplies- 44.23; Woodland Media Productions, duplicate video tapes- 30.00; American Tire Distributors, tire balancer- 1000.00; Dakota County Sheriff, paper/warrants- 816.25; Dakota County Court, court costs- 929.00; Alexander M. Esteves, court appointed counsel- 90.00; Thomas A. Fitch, court appointed counsel- 264.00; Randy S Hisey, court appointed counsel- 1176.00; Hurley Law Offices, court appointed council-

1740.00; Barbara A. Kueny, court appointed counsel- 210.00; Doug Luebe Law Office, court appointed counsel- 50.55; Patrick Tott, court appointed counsel- 750.00; Sandra Ehrich, court appointed counsel- 1830.00; Lori Ubbinga, court appointed counsel- 345.00; Coffee King, coffee- 39.92; Clerk of District Court, court costs- 313.50; Pat Hurley, bailiffs fee- 50.00; Patricia Slaughter, mental health training- 150.00; William Binkard, attorney fees- 375.20; Thomas Fitch, attorney fees- 1119.13; Stuart Mills, attorney fees- 923.84; Michael Schmiedt, attorney fees- 225.00; Richard Thramer, attorney fees- 182.40; Juror Fees 2055.88; Maximus, Inc., cost allocation plan- 1588.89; A- Team, boiler repair- 480.00; Bomgaars, supplies- 60.89; Benstar, janitorial supplies- 360.96; Cellular One, phone- 26.11; Foulk Bros., repair shower faucet/jail- 2249.84; Gill Hauling, dumpster- 110.00; Wilmes Hardware Hank, supplies- 60.48; Rick Jensen, mileage- 89.82; Maintenance Engineering, lights- 385.30; Menards, supplies- 236.82; MidAmerican Energy, natural gas- 1275.14; NPPD, electricity- 1458.65; O'Keefe Elevator, elevator inspection- 96.66; Qwest, phone- 40.67; Sams Club, supplies- 64.49; ServiceMaster, cleaning- 3750.00; Trembly Pest Control, pest control- 50.00; Mary O'Dell, flags- 170.00; Bekins Fire & Safety, extinguishers- 21.45; Ann Verzani, mileage- 78.93; Carol Larvick, mileage- 40.32; Midwest Office Automation, copier maintenance- 19.24; Walmart, misc. supplies- 59.22; United Bank of Iowa, copier rental- 164.00, UNL Information Services, telephone chg- 5.00; Garden Gate, subscription- 24.00; Cornhusker Hotel, meals- 11.88; Dakota County Treasurer, cash advance fund/certified copies- 2.00; Dept. of Motor Vehicles, transcripts-12.00; Des Moines Stamp Co., stamps- 78.95; Cellular One, phone- 61.11; Cellular One, phone- 19.99; H2O4U, office supplies- 15.75; Iowa Office Supply, maintenance contract- 224.54; Matthew Bender, law books- 1079.90; Pathology Medical Services, autopsy- 1728.70; Staples, office supplies- 316.99; West Group, law books- 801.00; City of South Sioux City, communications- 64540.89; Cellular One, phone- 26.11; Walmart, office supplies- 9.08; BI Inc., house arrest- 9490.40; BenStar Packaging, plates/cups/forks- 202.29; Bob Barker, inmate personal supplies- 206.54; Boys & Girls Home, juvenile housing- 750.00; PA Braunger, food products- 1513.68; Bryan LGH Medical Center, inmate medical- 3816.00; Cellular One, phone- 52.22; City of Madison, inmate medical ambulance- 390.00; Coffee King, coffee products- 72.50; Dakota Food & Fuel, transport fuel- 78.61; Dept. of Correctional Service, safekeepers & inmate medical- 21077.86; Dixon County Sheriff, out of county boarding- 1250.00; Earthgrains Co., bread products- 711.18; Penny Epting, meals/jail training- 17.97; Faith Regional Health Services, inmate medical- 402.85; Fremont Tire, service transport car- 26.40; Guard- Rite Security, transports- 424.30; Hobart Sales & Service, repair jail stove- 72.50; Amy Hueser, interpreter- 30.00; HyVee, food products- 2553.56; Jack's Uniforms, uniform & equipment- 229.00; Louderback Drug, inmate meds- 24.15; Midwest Special Services, transports- 788.25; NLETC, jailer training- 150.00; Nebraska Crime Commission, training film- 10.00; N.E. NE Juvenile Services, house juveniles- 10070.00; Physicians Clinic Norfolk, inmate medical- 311.00; Prince of the Road, transports- 2620.70; Redlers Pharmacy, inmate medical- 993.35; Rock County Sheriffs Office, out of county boarding- 140.00; St. Lukes Health Resources, inmate house calls- 553.00; Sams Club, food products- 159.30; Sioux City Journal, inmate newspaper- 192.00; Siouland Federal Credit Union, transport fuel/meals/rental- 56.60; Superior Medical Company, latex gloves- 494.64; Walmart, supplies- 206.30; XPEDX, plates/cups/forks- 335.83; Dakota County Clerk, plat maps- 42.00; Perkins, supplies- 16.50; Dunes Family Medicine, consulting physician- 250.00; Pam DeVries, mileage/registration- 161.52; Pat Glover, mileage- 165.60; Midwest Office Automations, copier contract- 40.95; Pam DeVries, meals/mileage- 124.77; Alan Boyd, mileage- 235.44; Cellular One, phone- 46.60; Sam's Club, supplies- 258.34; Matthew Bender, law library books- 362.53; West Group, law library books- 1211.50; Northeast NE Public Power, electricity- 42.16; Aflac/Flex One,

service fees- 45.00; AT & T, phone- 29.18; Cable One, internet for Nov. & Dec.- 562.70; Claritus, ink/postage tape- 869.45; Dakota City Postmaster, first class presort fee- 150.00; Dakota County Clerk, stop payment fee- 15.00; Iowa-Nebraska State Bank, safe deposit box rental- 35.00; Lazette Gifford, website upkeep- 40.00; MIPS, data processing- 299.37; NACO, semi annual dues- 954.00; Qwest, phone- 65.69; Qwest, phone- 1233.43; Qwest, phone- 133.10; US Postal Svc., postage meter- 5000.00; WCS Telecom, phone- 356.73; Jim Weier, computer work- 262.30; SIMPCO, strategic plan- 1925.00; Pitney Bowes, settlement pay-off- 919.81; Siouxland Federal Credit Union, anti-virus software- 49.95
ROAD FUND: Advance Auto, parts- 1869.70; American Tire Dist, tires/supplies- 2045.55; Aramark, svc.- 240.82; ATCO, shop supplies- 344.00; Barkley Asphalt, hot mix- 36.93; Bridgestone/Firestone, tires- 790.50; CellularOne, phone- 54.67; Diesel Specialties, parts- 415.68; Gill Hauling, dumpster svc.- 45.00; Higman Sand & Gravel, road rock- 13936.69; HME, haul rock- 120.00; Hubbard Mini- Mart, fuel- 2368.68; H2O4U, water service- 25.75; Joes Dept. Store, parts/supplies/tools/oil- 296.18; Linweld, oxygen tanks- 29.00; Arnold Mellick, reimburse for cell phone- 29.99; Lux Bros Trucking, haul rock- 1008.30; Menards, supplies- 38.66; Midwest Messenger, dozer bid advertisement- 90.15; Nebraska Dept. of Roads, millings- 1347.50; NPPD, Homer Svc.- 37.88; Nebraska Salt & Grain, ice control- 776.58; Northeast Nebraska Telephone, service- 221.93; Omaha World Herald, dozer bid ad- 254.10; Parsons Equip, parts- 20.48; Perkins, shop supplies- 5.04; Piorier Equip, parts- 122.62; Powerplan, parts- 251.69; Rees Mack Sales & Svc, parts/labor- 121.36; Rinker, gravel- 652.91; Sioux City Iron, supplies- 147.31; Sioux City Journal, dozer bid ad- 158.58, Siouxland Napa, parts/supplies- 506.73; Superior Lamp Inc., light bulbs- 165.41; Torco Remfg, parts- 170.00; UBC, rebar- 21.75; Utility Equipment Co., pipe- 328.00; Warren Oil, fuel- 3060.30; Willers Inc., gravel- 2490.06; Ziegler, parts- 310.56.
HARD SURFACE FUND: JEO Consulting, engineering- 3000.00; Nebraska Dept. of Roads, engineering- 79747.26.
POOR RELIEF: Crystal Oil, transportation- 10.00.
OFFICE OF INSTITUTIONS: Beatrice State Dev. Center, qtr payment- 2169.00; Norfolk Regional Center, qtr payment 9.00.
VETERAN'S AID FUND: Veterans Service Office, Relief- 1800.00.
JUVENILE ACCT INCENTIVE BLOCK GRANT: BI, Inc., Grant EM- 74.25.
INHERITANCE TAX FUND: Voorhis/Roberston Justice Svc., consultant- 10974.84.
WEED FUND: Arnold Motor Supply, fuel/registration- 29.00; Advance Auto, parts- 35.61; Gifford & Assoc., transfer database- 125.00; Holiday Inn, lodging- 100.00; Hubbard Mini Mart, fuel- 94.87; Hubbard Post Office, postage- 75.00; Nebraska Weed Control Assoc. 100.00.
ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea. Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

The board discussed the letter from the State asking the board's wishes in cases of inclement weather when the courthouse closes. The County Clerk expressed that this should be looked at in a broader scope than just inclement weather conditions. Some state offices have hours, which begin before the scheduled courthouse opening and remain open after it closes, but the doors remain open to serve the public. He stated that he felt this is a security issue when people can come into the courthouse and have free access in all the halls of the courthouse without any county personnel working on the floors. Mr. Todd expressed that he felt that the courthouse should be closed to the public when the courthouse is not open, but that offices could work outside those hours as long as the exterior doors were locked.

Pat Foust, LEC Director, appeared before the board to bring the board with up to date information on the communications grant.

Commissioner Hartnett moved, seconded by Commissioner Bousquet to approve the minutes of December 8, 2003.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea. Miller- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd recessed their meeting until 1:30 p.m. Thursday, December 18, 2003 at 2:40 p.m.

Lyle Todd Chair

ATTEST:

Theodore A. Piepho, County Clerk

COUNTY BOARD OF COMMISSIONERS
DECEMBER 18, 2003
DECEMBER 15, 2003 PROCEEDINGS CONTINUED
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Todd reconvened their meeting December 15, 2003, to order at 1:30 p.m.

Present were: Commissioners Todd, Hartnett, Engel, Bousquet, and Ted Piepho, secretary.

Commissioner Miller arrived at 1:33 p.m.

The board reviewed resumes submitted from nine applicants, who submitted their names for the County Attorney Position. The board members expressed that they had spoken to Ed Matney and that he was interested and that he has worked in the County Attorney's Office in the past.

Commissioner Hartnett moved, seconded by Commissioner Engel to appoint Ed Matney as County Attorney as of January 1, 2004.

ROLL CALL VOTE: Miller- Yea, Todd- Yea, Hartnett- Yea, Bousquet- Yea, Engel- Yea. UNANIMOUS MOTION CARRIED

Chair Todd adjourned their meeting at 2:06 p.m.

Lyle Todd Chair

ATTEST:

Theodore A. Piepho, County Clerk

COUNTY BOARD OF COMMISSIONERS
DECEMBER 22, 2003 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Todd called their regular scheduled meeting to order at 10:00 p.m. with the Pledge of Allegiance.

Present were: Commissioners Todd, Hartnett, Engel, Bousquet, and Ted Piepho, secretary.
Absent- Commissioner Miller.

The board reviewed the claims submitted by the County Clerk's Office for payment.

Pam DeVries, Health Nurse, asked the board's permission to purchase a trailer equipped with emergency supplies. This trailer would be purchased from Bio Terrorism monies through the Health Department.

Jim Wagner and Sandy Beers, from the Sheriff's Department, appeared before the board and requested permission to submit application for 2003 Local Law Enforcement Block Grant (LLEBG) through the Nebraska Crime Commission for 2 computers and printers. The cost of the computers and printers is \$1,113.44 and that would require a 10% match.

Mr. Wagner informed the board that the jail budget is overspent according to where it should be at this time in the fiscal year. He added that the out-boarding of prisoners was the reason for the overspent budget and cautioned that they may go over as much as \$300,000 or more.

Randy Crombie appeared before the board concerning their recent action to combine the Highway Superintendent and the Road Foreman positions. Mr. Crombie stated that he paid for the expenses when he pursued the license and thought Arnie should too.

Arnie Mellick appeared before the board concerning same. He said that there was going to be some expense into him getting a Highway Superintendent and was wondering if the board would pay for those expenses.

Commissioner Bousquet felt that Mr. Mellick should pay his expenses. Mr. Todd expressed that if the County was requiring him to get the license that we should be willing to fund it.

Commissioner Hartnett moved, seconded by Commissioner Todd to pay the expenses incurred by Mr. Mellick to acquire a Highway Superintendents License.
ROLL CALL VOTE: Miller- Absent, Engel- Yea, Bousquet- No, Hartnett- Yea, Todd- Yea, MOTION CARRIED.

Commissioner Bousquet moved, seconded by Commissioner Engel to pay the claims to the Nebraska Bar Association for the attorneys in the County Attorney and Public Defender's Office for 2004 dues.
ROLL CALL VOTE: Engel- Yea, Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Absent, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner Engel to acknowledge receipt of and approve the Officials Reports filed with the County Clerk by the County Clerk, Clerk of the District Court and the Register of Deeds for the month of November, 2003.
ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Absent, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Engel moved, seconded by Commissioner Hartnett to approve the payroll claims filed with the County Clerk subject to the Employee Handbook or the union contract governing employees represented by same as follows:

COUNTY GENERAL FUND: Gross salaries- \$72,744.25, General Fund Employees Net Pay- \$49,401.47, Employer deductions paid: Retirement- 4,264.48, Social Security Tax- 4,324.74, Medicare- 1,011.43, Unicare Health- 14,256.08, Unicare Dental- 909.42, Unicare Life- 301.29.

Richard Bousquet- 472.00, William Engel- 472.00, Jackie Hartnett- 472.00, Pamela Miller- 472.00, Lyle Todd- 495.08, Nanci Walsh- 1073.77, Daniel Christoffers- 340.00, Bobbi Jo Harsma- 554.40, Theodore Piepho- 1380.20, Lora Skow- 800.00, Joan Spencer- 1010.97, Darlene Davis- 777.60, Robert Giese- 1380.20, Ruth Gillaspie- 1032.20, Jolene Heinemann- 832.00, Kimberly Kuehl- 679.68, Phyllis Ridge- 852.80, Lyn Beltz- 80.00, Mark J. Dorsey- 529.50, Margaret Rahn- 1032.20, Daniel Christoffers- 340.00, Arnold Mellick- 242.68, Lynette Beermann- 1380.20, Michelle Criss- 752.00, Carol Dunham- 976.28, Scott M Dugan- 1726.28, Mary Gamble- 920.00, Thomas Jackson- 1230.76, Dustin Kinsey- 720.00, Andrew Jensen- 49.00, Richard Jensen- 1206.00, Patricia Stingley- 856.00, Sandy Beers- 977.60, Jeremy Bermel- 1905.41, Anthony Bos- 266.20, Brad Claypool- 1632.82, Brian Ellinger- 1659.16, Todd Hammer- 1118.49, Melvin Harrison III- 1315.60, Rodney Herron- 1529.16, Kimberly Johnson- 707.20, Jared Junge- 1432.13, Michael Kreegar- 1297.73, Gary Powell- 210.00, Gayle Richards- 728.00, William Thompson- 1612.23, James Wagner- 1,726.28, Randall Walsh- 1643.53, Rita Chase- 920.00, Debra Fergen- 2318.10, Amber Hegarty- 1292.32, Aimee Kennedy- 808.00, John Loos, Jr.- 1538.46, Bobbi Strong- 699.75, Nicole Sims- 1073.77, Rebecca Broer- 1046.40, Sergio Castillo- 1017.00, Richard Criss- 1038.40, Penny Epting- 1052.61, John Gilles- 822.08, Michael Gregerson Jr.- 1054.38, Alma Gunderson- 1132.80, Paula Harrigfeld- 569.63, Cathy Harsma- 949.90, Joseph Ramirez- 904.00, Kevin Rohde- 1096.50, Linda Schovanec- 1059.36, Margaret Stingley- 707.07, Adrain Suarez- 1032.55, Judy Vandenberg- 20.00, Randall Crombie- 115.38, Cynthia Purucker- 858.40, Arnold Mellick- 142.94, Leon Pies- 523.20, Pamela DeVries- 1,367.12, Gloria Dwyer- 836.00, Patricia Glover- 952.79, Alan Boyd- 896.00.

GENERAL FUND: Employee withholding paid to: Federal- 6,378.04, State- 2,241.48, Social Security Tax- 4,324.74, Medicare- 1,011.43, Retirement- 2,900.15, Unicare Health- 2,000.65, Unicare Dental- 349.07, Colonial Health- 35.20, Credit Union- 1,610.93, Colonial Life- 3.00, Deferred Comp- 811.22, Garnishments- 964.65, Aflac Health- 375.17, Aflac Life/Dsbl- 107.05, Aflac Flex Plan- 230.00.

COUNTY ROAD PAYROLL: Gross salaries- \$13,417.07, Road Employees Net Pay- \$9,442.78, Employer deductions paid: Retirement- 905.63, Unicare Health- 2,685.93, Unicare Dental- 171.34, Unicare Life- 54.67, Social Security Tax- 789.68, Medicare- 184.69.

Joel Broekemeier- 1054.40, Randall Crombie- 1088.18, Ronald Harder- 1089.80, Walter Heinemann- 1058.40, Richard Hoelsing- 1054.40, Robert Jacobsen- 1058.40, Fred Kellogg- 1046.40, Kimon Litras- 1094.40, Richard McNear- 1058.40, Arnold Mellick- 1186.29, Marlan Millard- 1058.40, Leon Pies- 523.20, James Swanson- 1046.40.

ROAD FUND: Employee withholding paid to: Federal- 943.47, State- 351.90, Social Security- 789.68, Medicare- 184.69, Retirement- 603.78, Unicare Health- 509.66, Unicare Dental- 45.28, Reassure America Life- 9.76, Colonial Health- 33.01, Union Dues- 200.00, Credit Union- 32.00, Deferred Comp.- 81.68, Aflac Health- 125.30, Aflac Life/Dsbl- 64.08.

COPS FAST GRANT: Gross salaries- 1,390.68, Cops Fast Employee Net Pay- 965.00, Employer deductions paid: Unicare Health- 206.61, Unicare Dental- 13.18, Unicare Life- 4.43, Social Security- 86.22, Medicare- 20.16, Brent Gilster- 1390.68.

COPS FAST GRANT: Employee withholding paid to: Federal- 181.24, State- 61.57, Social Security- 86.22, Medicare- 20.16, Retirement- 76.49.

Nebraska State Bar dues: County Attorney- 710.00, Public Defender- 510.00.

Visitors Promotion: Lodging Tax- 6,178.12.

ROLL CALL VOTE: Bousquet- Yea, Hartnett- Yea, Todd- Yea, Miller- Absent, Engel- Yea, UNANIMOUS MOTION CARRIED.

Chair Todd adjourned their meeting at 12:00 p.m.

Lyle Todd Chair

ATTEST:

Theodore A. Piepho, County Clerk