

COMMISSIONERS RECORD P

DAKOTA COUNTY BOARD OF COMMISSIONERS
JULY 18, 2005 PROCEEDINGS
COUNTY BOARD MEETING ROOM
DAKOTA COUNTY COURTHOUSE

Chair Engel called their regular scheduled meeting to order at 10:03 a.m. with the pledge of allegiance. Roll call was taken with the following members present:
Commissioners Miller, O'Neill, Hartnett, Engel and Ted Piepho, County Clerk.
ABSENT: Commissioner Bousquet.

The board reviewed the claims filed with the County Clerk and submitted by him for payment.

Commissioner Hartnett moved, seconded by Commissioner O'Neill to appoint Commissioner Pam Miller as the County Board's Member to the Dakota County Jail/Correctional Facilities Board.
ROLL CALL VOTE: Miller- Abstained, Bousquet- Absent, O'Neill- Yea, Hartnett- Yea, Engel- Yea, MOTION CARRIED.

Chair Engel recessed their meeting at 11:53 a.m. for lunch.

Chair Engel reconvened their meeting at 1:33 p.m. from lunch with the following members present: Commissioners O'Neill, Hartnett, Engel and Ted Piepho, County Clerk.
Commissioners Bousquet and Miller absent.

Robert Giese, County Treasurer, presented the Treasurer's Semi-Annual Report for period January 1, 2005 through June 30, 2005.
Commissioner Hartnett moved, seconded by Commissioner O'Neill to accept and approve the Treasurer's Semi-Annual Report as submitted by the County Treasurer and to authorize the Chair to sign same.
ROLL CALL VOTE: Bousquet- Absent, O'Neill- Yea, Hartnett- Yea, Engel- Yea, Miller- Absent, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner O'Neill to convene into Board of Equalization to consider Motor Vehicle Exemptions applied for by Heartland Counseling Services, Inc. on a 2005 Ford Taurus SE 4 door sedan bearing the serial number 1FAFP53U35A114941 and to approve a Tax Exempt Application on a 2005 Ford Taurus SE 4 door sedan bearing the serial number 1FAFP5245A282621.
ROLL CALL VOTE: O'Neill- Yea, Hartnett- Yea, Engel- Yea, Miller- Absent, and Bousquet- Absent, UNANIMOUS MOTION CARRIED. 1:35 p.m.

Commissioner Hartnett moved, seconded by Commissioner O'Neill to approve two Motor Vehicle Tax Exemption Applications applied for by Heartland Counseling Services, Inc. on a 2005 Ford Taurus SE 4 door sedan bearing the serial number 1FAFP53U35A114941 and to approve an Tax Exempt Application on a 2005 Ford Taurus SE 4 door sedan bearing the serial number 1FAFP5245A282621.
ROLL CALL VOTE: Hartnett- Yea, Engel- Yea, Miller- Absent, Bousquet- Absent, O'Neill- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller arrived at 1:38 p.m.

The County Board of Equalization considered the Personal Property Appeal by VanBuskirk Companies asking that the county remove an air conditioner as their new depreciation schedules include two AC units and not three.

Madelyn Thorsland, from the Assessor's Office, recommended that the AC units be removed from their Personal Property Schedule.

Commissioner Hartnett moved, seconded by Commissioner O'Neill to approve the Personal Property Appeal of VanBuskirk Companies by removing one Air Conditioning Unit from their Personal Property Schedule.
ROLL CALL VOTE: Engel- Yea, Miller- Yea, Bousquet- Absent, O'Neill- Yea, Hartnett- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Hartnett moved, seconded by Commissioner O'Neill to reconvene as Board of Commissioners.
ROLL CALL VOTE: Miller- Yea, Bousquet- Absent, O'Neill- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED. 1:45 p.m.

Commissioner Hartnett moved, seconded by Commissioner O'Neill to approve the payroll, except to wait to increase the salaries in the Clerk of the District Court's Office until all other raises are determined.
COUNTY GENERAL FUND: Gross salaries- \$82,983.33, General Fund Employees Net Pay- \$58,348.50, Employer deductions paid: Retirement- 5,177.55, Social Security Tax- 4,990.45, Medicare- 1,167.15, DC Health Plan- 16,334.60, DC Dental Plan- 633.15, Life Insurance- 150.75.
Richard Bousquet- 495.95, William Engel- 520.95, Jackie Hartnett- 495.95, Pamela Miller- 495.95, Betty O'Neill- 495.95, Nanci Walsh- 1098.47, Daniel Christoffers- 378.80, Marisol Curiel- 320.00, Bobbi Jo Harsma- 882.63, Theodore Piepho- 1450.04, Joan Spencer- 1077.64, Erin Wilmes- 372.13, Darlene

COMMISSIONERS RECORD P

Davis- 795.20, Robert Giese- 1450.04, Ruth Gillaspie- 1055.94, Jolene Heinemann- 851.20, Kimberly Kuehl- 795.20, Phyllis Ridge- 872.80, Lyn Beltz- 77.50, Mark J. Dorcey- 556.29, Margaret Rahn- 1055.94, Daniel Christoffers- 378.80, Dennis Reinert- 192.31, Lynette Beermann- 1450.04, Michelle Criss- 758.16, Carol Dunham- 1055.94, Joe Flynn- 1538.46, Mary Gamble- 944.00, Bryan Smith Jr- 1849.19, Dustin Kinsey- 789.60, Andrew Jensen- 648.00, Richard Jensen- 1233.74, Duane Kotalik- 1191.95, Tammy Dunn-Peterson- 752.88, Patricia Stingley- 80.00, Jeremy Berme- 1839.93, Anthony Bos- 1520.62, Brad Claypool- 1118.04, Sandy Dickens- 1000.08, Brian Ellinger- 1782.85, Penny Epting- 1095.20, Todd Hammer- 1275.10, Melvin Harrison III- 1575.42, Rodney Herron- 1725.65, Kimberly Johnson- 474.60, Jared Junge- 2146.91, Michael Kreegar- 1578.10, Gary Powell- 96.00, Gayle Richards- 744.80, Kevin Rohde- 1317.68, James Wagner- 1813.63, Randall Walsh- 2058.88, Rita Chase- 940.80, Amber Hegarty- 1633.98, Aimee Kennedy- 761.84, Edward Matney III- 2346.03, Debra Schmiedt- 1884.62, Bobbi Strong- 777.60, Kimberly Watson- 1384.61, Amanda Jones- 1098.47, Rebecca Broer- 1487.50, Richard Criss- 1245.54, Eric Davis- 1121.25, Ronald Fink Jr.- 1196.00, John Gilles- 1235.60, Michael Gregerson Jr.- 1321.79, Alma Gunderson- 1323.00, Paula Harrigfeld- 723.85, Brenda Harrison- 388.50, Cathy Harsma- 1245.54, Joseph Ramirez- 1232.28, Krystal Ramirez- 1045.71, Linda Schovanec- 1186.08, Arnold Mellick- 115.39, Cynthia Purucker- 878.40, Leon Pies- 550.80, Pamela DeVries- 1398.56, Gloria Dwyer- 813.20, Patricia Glover- 1115.26, Alan Boyd- 910.00.

GENERAL FUND: Employee withholding paid to: Federal- 7,763.13, State- 2,770.31, Social Security Tax- 4,990.45, Medicare- 1,167.15, Retirement- 3,517.53, DC Health Plan- 1,167.89, DC Dental Plan- 382.15, Colonial Health- 35.20, Sheriff Union Dues- 70.00, Deferred Comp- 692.78, Garnishments- 1,079.92, Aflac Health- 486.77, Aflac Life/Dsbl- 90.55, Aflac Flex Plan- 421.00.

COUNTY ROAD PAYROLL: Gross salaries- \$12,901.17, Road Employees Net Pay- \$9,036.33, Employer deductions paid: Retirement- 870.85, DC Health Plan- 2,925.60, DC Dental Plan- 113.40, Life Insurance- 27.00, Social Security Tax- 770.86, Medicare- 180.28.

Joel Broekemeier- 1109.60, Randall Crombie- 1113.60, Ronald Harder- 1105.60, Walter Heinemann- 1113.60, Richard Hoelsing- 1109.60, Robert Jacobsen- 1113.60, Fred Kellogg- 1105.60, Kimon Litras- 1150.40, Arnold Mellick- 1213.57, Marlan Millard- 1113.60, Leon Pies- 550.80, James Swanson- 1101.61.

ROAD FUND: Employee withholding paid to: Federal- 1,085.58, State- 395.02, Social Security- 770.86, Medicare- 180.28, Retirement- 580.54, DC Health Plan- 300.70, DC Dental Plan- 58.74, Reassure America Life- 9.76, Union Dues- 220.00, Deferred Comp.- 61.68, Aflac Health- 141.45, Aflac Life/Dsbl- 60.23.

COPS FAST GRANT: Gross salaries- 1,621.31, Cops Fast Employee Net Pay- 1,093.49, Employer deductions paid: Retirement- 125.65, DC Health Plan- 243.80, DC Dental Plan- 9.45, Life Insurance- 2.25, Social Security- 100.52, Medicare- 23.51, Brent Gilster- 1621.31.

COPS FAST GRANT: Employee withholding paid to: Federal- 232.84, State- 76.78, Social Security- 100.52, Medicare- 23.51, Retirement- 89.17, Sheriff Union Dues- 5.00.

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

Commissioner Hartnett moved, seconded by Commissioner O'Neill to approve the Accounts Payable Claims filed with the County Clerk by the various offices and submitted by him as follows:

GENERAL FUND: Dakota County Star, publishing- 661.66; Perkins, supplies- 141.58; Perkins, supplies- 241.21; Sioux City Journal, subscription- 234.00; Staples, supplies- 5.87; Redfield, forms- 94.69; Robert and Patricia Chitwood, lektriever lease- 1989.27; Robert Giese, mileage- 73.00; 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; Microfilm Imaging, equipment lease- 240.00; NE Assoc of Co Officials, dues- 75.00; Quality Inn, room- 129.95; Mark Dorcey, mileage- 277.13; Siouxland National Bank, deposit books- 37.88; MIPS, support- 55.55; Secretary of State, voter cards- 15.00; Todds Storeall, storage- 160.00; Walmart, supplies- 11.15; Dakota County Star, publishing- 19.10; Dakota County Clerk, plat maps- 42.00; Lynette Beermann, reimburse- 8.50; Dell, toner- 186.56; Carol Sue Dunham, mileage- 170.10; Notary Public Underwriters, fees- 70.00; Staples, supplies- 101.77; AJ Phillips, cards- 77.50; Des Moines Stamp, supplies- 64.60; Virginia Piper, reimburse- 31.68; Thomson West, service- 110.00; Thurston County Court, transcribe- 2.80; United Bank of Iowa, lease- 158.04; Frank Gonzalez, interpret- 560.00; Tom Lovan, counsel- 105.00; Perkins, supplies- 80.07; United Bank of Iowa, copier lease- 90.40; Dakota County Sheriff, papers/warrants- 612.25; William Binkard, counsel- 594.00; Dakota County Court, court costs- 881.90; Pharyce Eslick, bailiff- 200.00; Discover Bank, garnishment- 282.39; Randy Hisey, counsel- 348.00; Sandra Inkster Ehrich, counsel- 990.00; Barbara Kueny, counsel- 542.50; Douglas Roehrich, counsel- 954.00; Richard Thramer, counsel- 197.40; Patrick Tott, counsel- 234.00; William Binkard, counsel- 691.12; Clerk of District Court, court costs- 1135.50; Coffee King, coffee- 40.92; Robert Decker, bailiff- 50.00; Alexander Esteves, counsel- 222.00; Discover Bank, garnishment- 1266.66; Fitch Law Office, counsel- 249.00; Randy Hisey, counsel- 3456.00; Douglas Roehrich, counsel- 618.00; Patric Tott, Counsel- 1023.00; Michael Schmiedt, counsel- 150.00; Nathan Tucker, counsel- 2753.20; Maximus, cost allocation- 1834.81; Bear Graphics, envelopes- 54.78; Dakota County Treasurer, money order- 39.00; Dakota County Extension, reimb- 546.08; Benstar Packaging, supplies- 137.37; John Barone, inspection- 345.00; Cellular One, phone- 28.95; City of Dakota City, qtrly payments- 1341.16; Dakota Food & Fuel, gas- 45.90; Foulk Bros, material/labor- 100.02; Gill Hauling, dumpster- 125.00; Richard Jensen, mileage- 128.59; Duane Kotalik, reimburse- 18.86; Menards, supplies- 930.05; NPPD, electric- 4017.45; O'Keefe, elevator- 117.64; Qwest, phone- 40.37; Sams Club, supplies- 455.52; Siouxland Lock & Key, keys- 49.79; Stateline Electric, service- 344.38; Trembly Pest Control, pest control- 50.00; MidAmerican Energy, gas- 1788.70; Walmart, supplies- 49.93; Grainger, supplies- 71.52; Wilmes Hardware hank, supplies- 433.65; Advance Auto Parts, service- 154.76; CarQuest, service- 9.16; Cellular One, phone- 94.00; City of South Sioux City, phone/fuel- 3199.75; Crystal Oil, repair- 45.00; Dakota County Star, publishing- 9.63; Dakota County Treasurer, service- 150.54; Dakota Food & Fuel, fuel- 25.87; Dolezal Motor, service- 77.60; Fremont

COMMISSIONERS RECORD P

Tire, repair/service- 70.15; Harolds, film- 140.67; Joes Department Store, ammo- 13.60; Racom, t1- 592.00; SFCU, service/aol/ammo- 329.62; Siouxland Nappa, service/repair- 274.43; AJ Phillips, cards/paper- 245.00; Dakota County Treasurer, court costs- 65.20; Dept of Motor Vehicles, transcripts- 20.00; Connie Lee, transcripts- 758.00; Pathology Medical Services, autopsys- 1420.79; Perkins, supplies- 94.26; Sprint, phone- 110.33; City of South Sioux city, expense billing- 22284.58; American Bio Medical, drug test- 98.03; BI Inc, boarding- 3776.75; Bob Barker, supplies- 270.50; Benstar Packaging, detergent- 125.46; Blair West Pharmacy, medical- 79.25; Butler County Clinic, medical- 63.00; Butler County Detention, boarding- 10890.00; CBM Food, food- 7925.47; Cass County Jail, boarding- 25150.00; Cellular One, phone- 283.72; City of South Sioux City, fuel- 583.81; Conoco Phillips, fuel- 512.83; David City Pharmacy, medical- 194.67; Dept of Correctional Services, medical/safekeepers- 16086.26; Dixon County Sheriff, boarding- 4550.00; Good Neighbor Community Health, medical- 321.93; Jacks Uniforms, shirts/pants- 137.45; Keller Pharmacy, medical- 12.95; MTS Safety, gloves- 182.49; Mercy Health, medical- 652.00; Mercy Medical, medical- 1154.40; NE Nebraska Juvenile Services, boarding- 32240.00; Nebraska UC Fund, unemployment- 1872.00; Henry Nguyen, interpret- 20.00; David Noble, medical- 520.00; Office Systems Company, contracts- 473.20; JR Pantoja, interpret- 210.00; Redlers Pharmacy, medical- 2505.99; Sams Club, supplies- 165.07; Linda Schovanec, mileage- 8.51; SFCU, fuel/meal- 119.16; Staples, supplies- 326.73; Thurston County Sheriff, boarding- 2700.00; Walmart, supplies- 112.47; Washington County Sheriff, boarding- 5500.00; Woodbury Co Juvenile Dept, boarding- 4700.00; Cellular One, phone- 27.70; Perkins, supplies- 49.69; Alan Boyd, mileage- 303.35; Cellular One, phone- 47.08; CVSOAN, dues- 25.00; Electronic Engineering, pager- 37.90; Office Systems, copier contract- 98.00; Thompson West, law books- 1111.75; Vern Morgan Trust, lease- 100.00; AFLAC, service fees- 45.00; AT&T, phone- 38.98; Cable One, internet- 284.15; Cellular One, phone- 216.47; Claritus, supplies- 155.45; NE Dept of H&HS, space rental- 6800.00; Gloria Dwyer, reimburse- 150.79; Lazette Gifford, website- 40.00; Midwest Office Solutions, copier repair- 100.00; MIPS, support- 358.85; Net Sys Plus, computer work- 650.25; NIRMA, comp/liability- 68249.50; Qwest, phone- 662.41; Qwest, phone- 659.70; Qwest, phone- 65.91; Region IV Mental Health, 1st qtr payment- 5708.00; Region IV Inc, 1st qtr payment- 5320.25; Romans Wiemer, audit- 12450.00; Security Shredding, shredding- 210.00; Sioux Air, spray backwaters- 1080.00; C&H, Apr thru June- 750.00; US Postal Service, postage- 2500.00; WCS Telecom, phone- 456.80; Pam Devries, mileage- 33.61; Dunes Family Medicine, physician- 250.00; Pat Glover, mileage- 89.10; Perkins, supplies- 9.77; Redlers Pharmacy, medicine- 31.25; Pam Devries, mileage- 24.70; ROAD FUND: Advance Auto, supplies/tools- 153.30; Aramark, towel service- 179.59; Barkley Asphalt, asphalt- 51.00; Joel Brockemeier, reimburse- 50.00; Butler County Landfill, tire recycling- 3213.10; Carquest, supplies- 43.84; Cellular One, phone- 29.21; Dakota County Clerk, title- 10.00; Dakota County Road, fuel/supplies/cdl testing- 75.08; Erlandson Trans, gravel- 6462.44; The Feed Shed, erosion control- 55.00; Flaugh's Pronto, fuel- 129.04; Gill Hauling, dumpster- 45.00; Higman Sand & Gravel, rock- 440.88; Hubbard Mini Mart, gas/diesel- 5067.05; H204U, water- 46.00; IA-NE State Bank, grader payment- 15234.75; Jackson Glass, parts/labor- 129.84; Joes Department Store, parts/supplies- 80.40; Linweid, oxy/acetylene- 31.90; Richard McNear, prior yrs- 5.00; Midwest Striping, highway striping- 5843.75; NIRMA, comp/liability- 68249.50; NPPD, elec- 2773.00; NE Nebraska Telephone, phone- 177.29; Pilger Sand & Gravel, gravel- 5932.99; Arnold Mellick, 2004 inspections- 2500.00; Powerplan, parts/labor- 723.37; Rees Mack sales, parts/labor- 285.60; Sioux City Iron, supplies- 72.67; Siouxland NAPA, parts/supplies/oil- 435.95; Tractor Supply, parts/tools/grease- 101.04; UECCO, pipe- 257.20; Warren Oil, diesel- 5106.98; Zieglers, parts/labor- 16276.74; HARD IMPROVEMENT FUND: Dakota County Register of Deeds, storm land- 40.50; Debra Larson, appraisal- 200.00; Vernie Larson, appraisal- 200.00; JEO, road relocation- 1710.50; Utility Equipment, pipe- 257.20; Patrick Wojcik, appraisal- 200.00; Dakota County Court, storm land- 3500.00; VETRANS AID: Veterans Service Office, emergency relief- 900.00; LE EQUIPMENT GRANT FUND: Dakota County Sheriff, p/c reimburse- 315.95; JUVENILE ACCOUNTABILITY: BI Inc, juvenile- 66.00; 2509 Community Justice Fund, reimburse- 50.00; Amanda Jones, mileage- 120.84; COMMUNITY JUSTICE GRANT: BI Inc, monitoring- 198.00; American Bio Medical, tests- 172.14; INHERITANCE TAX: Magic Carpet, carpet- 3952.05; PUBLIC SAFETY: City of SSC, sales tax- 2296.38; Jail Bond Fund, sales tax- 16840.12; JAIL PROJECT FUND: Albenesius Contracting, site utilities- 28849.50; Building Sprinkler, sprinkler consult- 480.00; Dakota County Inheritance Tax Fund, architect/management consultant/misc- 154955.05; GA Johnson, management fees- 48000.00; HM Architects, jail- 180683.76; Jomac Contracting, earthwork- 38943.00; WEED FUND: Hubbard Mini Mart, gas/diesel- 435.21; Joes Dept Store, supplies- 16.89; NNTC, service- 150.00; Leon Pies, registration/supplies- 47.26; Siouxland Napa, oil- 11.88; E911: City of South Sioux City, monies through June- 25893.59; ROLL CALL VOTE: Miller- Yea, Bousquet- Absent, O'Neill- Yea, Hartnett- Yea, Engel- Yea, UNANIMOUS MOTION CARRIED.

Commissioner Miller moved, seconded by Commissioner Hartnett to hire Baird Holm to serve as the County's Bond Counsel in connection with the issuance by the County of industrial development revenue bonds for the benefit of Siouxland Ethanol, LLC. as long as it does not cost the county any monies.

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

Commissioner Hartnett moved, seconded by Commissioner Miller to approve the issuance of a check in the amount of \$3,500 payable to the Dakota County Court as determined by the appraisers that appraised the Storm property, which is being condemned and further described as follows: PROJECT: BRO-7022(11) C.N.: 31216 TRACT: 1 ---A tract of land located in the Northwest Quarter of the

COMMISSIONERS RECORD P

Northwest Quarter (NW1/4 NW1/4) of Section 23, Township 27 North, Range 8 East of the 6th Principal Meridian, Dakota County, Nebraska, more particularly described as follows:

Commencing at the Southeast Corner of the Southwest Quarter of the Northwest Quarter (SW1/4 NW1/4) of said Section 23; thence North 00 degrees 26 minutes 48 seconds West (an assumed bearing), 510.000 meters (1673.22 feet) on the East Line of the West Half of the Northwest Quarter (W1/2 NW1/4) of said Section 23, to the intersection of said East Line and the South Line of a tract of land deeded to Dakota County, being 0.258 hectares (0.637 acres), as recorded in Instrument No. 02-000704 in the Register of Deeds, Dakota County, Nebraska; thence South 89 degrees 33 minutes 12 seconds West, 13.716 meters (45.00 feet) on said tract South Line; thence North 00 degrees 26 minutes 48 seconds West, 100.000 meters (328.08 feet) on said tract West Line, to the point of beginning; thence North 61 degrees 26 minutes 11 seconds West, 22.287 meters (73.12 feet); thence North 86 degrees 57 minutes 33 seconds West, 103.737 meters (340.34 feet) to a point of curvature; thence Westerly on a curve concave to the South, having a radius of 691.159 meters (2267.58 feet), an arc distance of 160.433 meters (526.35 feet), the chord bearing South 86 degrees 23 minutes 28 seconds West and having a distance of 160.073 meters (525.17 feet); thence South 79 degrees 44 minutes 29 seconds West, 33.000 meters (108.27 feet); thence North 10 degrees 15 minutes 31 seconds West, 12.192 meters (40.00 feet) to the Centerline of Wigle Creek Road; thence North 79 degrees 44 minutes 29 seconds East, 33.000 meters (108.27 feet) on the Centerline of Wigle Creek Road, to a point of curvature; thence Easterly on a curve concave to the South, having a radius of 703.351 meters (2307.52 feet), an arc distance of 163.263 meters (535.64 feet), the chord bearing North 86 degrees 23 minutes 28 seconds East and having a distance of 162.897 meters (534.44 feet); thence South 86 degrees 57 minutes 33 seconds East, 122.521 meters (401.97 feet) to the West Line of a tract of land deeded to Dakota County, being 0.258 hectares (0.637 acres), as recorded in Instrument No. 02-000704 in the Register of Deeds, Dakota County, Nebraska; thence South 00 degrees 26 minutes 48 seconds East, 21.835 meters (71.64 feet) on said tract West Line, to the point of beginning. Said tract contains 0.397 hectares (0.980 acres), more or less, which includes 0.116 hectares (0.287 acres), more or less, previously occupied as public road, the remaining 0.281 hectares (0.693 acres), more or less, being the area hereby acquired.

And also

A tract of land located in the Northwest Quarter of the Northwest Quarter (NW1/4 NW1/4) of Section 23, Township 27 North, Range 8 East of the 6TH Principal Meridian, Dakota County, Nebraska, more particularly described as follows:

Commencing as the Southeast Comer of the Southwest Quarter of the Northwest Quarter (SW1/4 NW1/4) of said Section 23; thence North 00 degrees 26 minutes 48 seconds West (an assumed bearing), 510.000 meters (1673.22 feet) on the East Line of the West Half of the Northwest Quarter (W1/2 NW1/4) of said Section 23, to the intersection of said East Line and the South Line of a tract of land deeded to Dakota County, being 0.258 hectares (0.637 acres), as recorded in Instrument No. 02-000704 in the Register of Deeds, Dakota County, Nebraska; thence South 89 degrees 33 minutes 12 seconds West, 13.716 meters (45.00 feet) on said tract South Line; thence North 00 degrees 26 minutes 48 seconds West, 121.835 meters (399.72 feet) on said tract West Line, to the point of beginning; thence North 86 degrees 57 minutes 33 seconds West, 122.521 meters (401.97 feet) to a point of curvature; thence Westerly on a curve concave to the South, having a radius of 703.351 meters (2307.58 feet), an arc distance of 163.263 meters (535.64 feet), the chord bearing South 86 degrees 23 minutes 28 seconds West and having a distance of 162.897 meters (534.44 feet) to the Centerline of Wigle Creek Road; thence North 79 degrees 44 minutes 29 seconds East 82.000 meters (269.03 feet) on the Centerline of Wigle Creek Road; thence North 81 degrees 52 minutes 26 seconds East, 86.833 meters (284.88 feet) on the Centerline of Wigle Creek Road; thence North 86 degrees 30 minutes 12 seconds East, 93.837 meters (307.86 feet) to the West Line of a tract of land deeded to Dakota County, being 0.258 hectares (0.637 acres), as recorded in Instrument No. 02-000704 in the Register of Deeds, Dakota County, Nebraska; thence South 00 degrees 26 minutes 48 seconds East, 12.873 meters (42.23 feet) on said tract West Line; thence North 89 degrees 33 minutes 12 seconds East, 24.384 meters (80.00 feet) on said tract South Line; thence South 00 degrees 26 minutes 48 seconds East, 16.165 meters (53.03 feet) to the point of beginning.

Said tract contains 0.344 hectares (0.850 acres), more or less, which includes 0.181 hectares (0.446 acres), more or less, previously occupied as public road, the remaining 0.163 hectares (0.404 acres), more or less, being the area hereby acquired.

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

Lora J. Kruse and Roger Hames, residents along 142nd Street, appeared before the board and informed the board that the road was in very rough condition and that they thought the traffic went by their residential area there too fast. They appeared in hopes to influence the county to pave the road similar to what was done by the Milt Peters Addition on Elgin Avenue.

Commissioner Hartnett moved, seconded by Commissioner O'Neill to approve the minutes of July 5, 2005, as type in the official record.

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

Chair Engel recessed their meeting at 2:10 p.m.

Chair Engel reconvened their meeting at 2:23 p.m.

COMMISSIONERS RECORD P

Commissioner Hartnett moved, seconded by Commissioner O'Neill to acknowledge receipt of and approve the Officials reports filed with the County Clerk by the County Clerk, Register of Deeds and the Clerk of the District Court's Report for the month of June, 2005 and the quarterly reports for period April 1 through June 30, 2005 filed by the County Sheriff, County Clerk's and the Veteran Service Officer.
ROLL CALL VOTE: O'Neill- Yea, Hartnett- Yea, Engel- Yea, Miller- Yea, Bousquet- Absent,
UNANIMOUS MOTION CARRIED.

Chair Engel adjourned their meeting at 3:48 p.m.

DAKOTA COUNTY COMMISSIONERS

William F. Engel, Chair

ATTEST

Theodore A. Piepho, County Clerk