

BOARD OF COMMISSIONERS MINUTES

October 25, 2016

The Cherry County Board of Commissioners met in regular session on October 25, 2016 at 10:00 AM, as per notice in the Valentine Midland News, with the agenda being on file in the office of the County Clerk. Roll call was taken. Present at this meeting were Cherry County Commissioners: Jim Van Winkle, Mark Adamson, Tanya Storer, and Cherry County Clerk, Tom Elliott. Also present were Martin DeNaeyer, Jim Ducey, Twyla Witt, Merrial Rhoades, Carolyn Semin, Michael Knapp, Jim & Gail Herrmann, Randy Peterson, and Jill Coble.

The meeting was called to order at 10:00 AM by Chairman Adamson. The Open Meetings Act Notice was announced. The minutes of the last regular meeting were read. Commissioner Storer moved to approve the minutes as read with the following additions: (1) In the second paragraph of the discontinuation and decommissioning portion of the Cherry County wind energy zoning regulations after the statement, "cost estimates shall be made by a Professional Engineer" add "approved by the Cherry County Board of Commissioners at the project owner's cost"; and at the end of the paragraph add "Cost estimates will be reevaluated and revised every five years"; (2) Correct the model years for two surplus Road Department trucks, Unit #1-108 is a 1985 and Unit #2-105 is a 1989; and (3) following Commissioner Adamson's motion to adopt the amendments to the wind energy section of the Cherry County Zoning Regulations add, "Commissioner Van Winkle seconded the motion. Roll call vote was taken. Commissioner Adamson-aye. Commissioner Van Winkle-aye. Commissioner Storer-aye. The motion carried." Commissioner Adamson seconded the motion. Roll call vote was taken. Commissioner Van Winkle-aye. Commissioner Adamson-aye. Commissioner Storer-aye. The motion carried.

The minutes from the October 11, 2016 Board of Corrections meeting were read. Commissioner Adamson moved to approve minutes as read. Commissioner Van Winkle seconded the motion. Roll call vote was taken. Commissioner Adamson-aye. Commissioner Storer-aye. Commissioner Van Winkle-aye. The motion carried.

County Surveyor, Lloyd Smith, presented some information on the new Transportation Innovation Act County Bridge Match Program. He discussed some County bridges that may qualify for the program. It was the consensus of the Board to have Mr. Smith continue to monitor the program.

Ray Meyer and Spencer Thomas from COBECON provided a quarterly summary of Cherry County's health insurance plan. They discussed new ACA requirements and introduced two new websites that may assist with compliance issues. No Board action was required.

Whitney Abbott addressed the Board regarding the development of a Responsible Beverage Server Training policy for Cherry County liquor license holders with regard to the issuance of Special Designated Permits. She provided a sample policy from another County and it was the consensus of the Board to have the Cherry County Attorney review the policy and report back to the Board on the matter.

Chelsea Luthy, with the Central Nebraska Economic Development District, provided the Board with an update on the scope of services offered to members and discussed CNEDD's affiliation with the Nebraska Regional Officials Council. She addressed new legislation and grant funds that may be available to the Valentine area. No Board action was required.

Carolyn Semin advised the Board that proper notice of the October 26, 2016 public hearing regarding a conditional use permit application for BSH Kilgore, LLC had not been provided, in particular to adjacent property owners to the proposed project.

At 12:10 PM, the Board recessed until 1:10 PM.

At 1:10 PM, the Board opened the only sealed bid received for a used wheel loader. Mike Bateman was present to discuss the bid. Also present was Road District #2 Road Foreman, Doug Boyer. Commissioner Adamson moved to accept the bid from Murphy Tractor & Equipment Co. for a 2006 624J John Deere wheel loader in the amount of \$60,014 and authorize the Chairman to sign the related purchase contract. Commissioner Storer seconded the motion. Roll call vote was taken. Commissioner Van Winkle-aye. Commissioner Storer-aye. Commissioner Adamson-aye. The motion carried.

It was the consensus of the Board to table the agenda item regarding the Road Department personnel policy and FLSA changes to the November 8, 2016 meeting.

County Assessor, Betty Daugherty, presented the Board with information regarding the tax status of property owned by the Middle Niobrara NRD. Tim Storm was present for the discussion. Mrs. Daugherty also requested a tax list correction adding additional



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valuation to the wind turbine site west of Valentine. Commissioner Adamson moved to approve the tax list correction as presented by the County Assessor. Commissioner Storer seconded the motion. Roll call vote was taken. Commissioner Van Winkle-aye. Commissioner Storer-aye. Commissioner Adamson-aye. The motion carried.

Merril Rhoades inquired about the process for maintaining a current voter registration list and the process for handling Cherry County ballots, both voted ballots and ballots returned as undeliverable by the Post Office. County Clerk Elliott provided information regarding the election procedure in the County and invited anyone with election-related questions to contact him at any time.

At 3:15 PM the Board recessed to convene as a Board of Corrections.

At 3:40 PM the Board returned to regular session.

The Board contacted County Attorney, Eric Scott, by phone and informed him of the concern regarding the lack of written notice of the public hearing scheduled for October 26, 2016 being provided to adjacent landowners to the proposed project. It was Mr. Scott's recommendation that the hearing be convened as advertised, then continued to a future date to allow for properly providing notice of the hearing in compliance with the County's Zoning Regulations and afford all those concerned the opportunity to review supplemental information recently provided by the applicant for the conditional use permit. It was the consensus of the Board to concur with the County Attorney's recommendation.

Commissioner Van Winkle moved to approve claims. Commissioner Adamson seconded the motion. Roll call vote was taken. Commissioner Storer-aye. Commissioner Adamson-aye. Commissioner Van Winkle-aye. The motion carried.

October 25, 2016

CHERRY COUNTY CLAIMS LISTING

Claims were presented in the amount of	\$	184,831.65	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the General Fund in the amount of			\$
			184,831.65

GENERAL

Accelerated Receivables Solutions	Garnishment	\$599.16
AFLAC	Withholdings/Insurance	\$1,081.61
Ameritas Life Insurance/Retirement	Withholdings/Retirement	\$13,669.59
Ameritas Life Insurance/Dental	Withholdings/Insurance	\$1,822.16
Cherry County Health Account	Health Claims Funding	\$27,710.84
Colonial Life	Supplemental Insurance Premiums	\$3,283.81
DAS State Accounting	Services	\$240.70
EFTPS	Withholdings/Taxes	\$28,055.51
Legal Shield	Services	\$680.65
MassMutual	Withholdings/Retirement	\$1,850.00
Meritain Health	Health Insurance Premiums	\$12,568.06
NE Department of Revenue	Withholdings/Taxes	\$3,546.71
Eric Scott	Clerical Salary/Postage	\$3,793.99
Vision Service Plan	Withholdings/Insurance	\$347.56
Adamson, Mark	Gross Salary	\$1,912.50
Bassler, Danielle	Gross Wages	\$2,426.09
Buechle, Shelbie	Gross Wages	\$1,989.33
Connot, Linda	Gross Salary	\$2,472.50
Dailey, Logan	Gross Salary	\$3,083.12
Daugherty, Betty	Gross Salary	\$3,825.00
Dixon, Shari	Gross Wages	\$849.35
Eggert, Lorana	Gross Salary	\$3,825.00

Elliott, Michael	Gross Salary	\$2,110.00
Elliott, Thomas	Gross Salary	\$5,825.00
Foster, Evelyn	Gross Wages	\$777.88
Greenough, Pat	Gross Salary	\$2,835.00
Hale, Stephanie	Gross Wages	\$1,363.10
Hamling, Shawn	Gross Salary	\$3,294.74
Hanshew, Jodi	Gross Wages	\$2,938.16
Hesse, Sharon	Gross Wages	\$3,213.30
Hudecek, Karen	Gross Salary	\$2,497.00
Jackson, Gary	Gross Wages	\$1,775.43
Johnson, Andrew	Gross Salary	\$2,750.00
Kalenda, Raemalea	Gross Wages	\$519.58
Kreycik, Joe	Gross Salary	\$3,574.24
Kudrna, Betty	Gross Salary	\$2,487.00
Lopez, Vincent	Gross Salary	\$3,437.42
Monroe, Sally	Gross Salary	\$2,487.00
Mundorf, Joel	Gross Salary	\$500.00
Osburn, Albert	Gross Salary	\$4,167.00
Ostransky, Krista	Gross Wages	\$4,005.17
Petersen, Brittny	Gross Salary	\$2,050.00
Qualley, Christine	Gross Salary	\$2,080.00
Quick, Elizabeth	Gross Salary	\$2,075.00
Redding, Gail	Gross Salary	\$1,975.00
Schleve, Kay	Gross Salary	\$1,925.00
Schubauer, Brittany	Gross Wages	\$2,540.52
Scott, Cynthia	Gross Salary	\$2,487.00
Scott, Eric	Gross Salary	\$4,583.33
Small, Barbara	Gross Salary	\$2,260.00
Smith, Lloyd	Gross Salary	\$3,825.00
Stec, Nicholas	Gross Wages	\$1,400.05
Stoeger, David	Gross Wages	\$2,837.28
Storer, Tanya	Gross Salary	\$1,912.50
Turner, Deborah	Gross Wages	\$759.00
Walking Eagle, Warren	Gross Wages	\$1,976.95
Van Winkle, James	Gross Salary	\$1,912.50
Weaver, Gary	Gross Wages	\$1,305.38
Weichman, Douglas	Gross Wages	\$2,833.60
Wickman, Erick	Gross Salary	\$2,924.00
Wiechelman, Pat	Gross Salary	\$1,925.00
Wiley, Janice	Gross Salary	\$3,825.00

TOTAL \$219,602.37

Adjustment for employees' share of withholdings (\$34,770.72)

WARRANT AMOUNT **\$184,831.65**

Claims were presented in the amount of \$ **88,456.35** .
and disallowed in the amount of \$ - .
A warrant was ordered drawn on the Road Fund in the amount of \$ **88,456.35**

ROAD

AFLAC	Withholdings/Insurance	\$783.76
Ameritas Life Insurance/Retirement	Withholdings/Retirement	\$6,442.64
Ameritas Life Insurance/Dental	Withholdings/Insurance	\$1,239.08
Assurity Life Insurance Company	Withholdings/Insurance	\$29.00
Cherry County Health Account	Health Claim Funding	\$16,699.00
Colonial Life	Supplemental Insurance Premiums	\$1,792.30
Credit Management Services	Garnishment	\$325.52
DAS State Accounting	Services	\$27.70
EFTPS	Taxes/Withholdings	\$11,873.35
Legal Shield	Services	\$327.95
Meritain Health	Health Insurance Premiums	\$6,762.78



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NE Department of Revenue	Taxes/Withholdings	\$1,330.62
SD Child Support Payment Center	Garnishment	\$433.33
Vision Service Plan	Withholdings/Insurance	\$225.51
Boyer, Connie	Gross Wages	\$733.88
Boyer, Douglas	Gross Salary	\$3,500.00
Buechle, Jordan	Gross Wages	\$2,643.46
Buechle, Ted	Gross Wages	\$2,588.68
Cash, Tyler	Gross Wages	\$2,689.73
Fernau, Bradly	Gross Wages	\$2,728.98
Ford, James	Gross Salary	\$3,500.00
Ford, Joseph	Gross Wages	\$2,664.84
Graeff, Randy	Gross Wages	\$2,878.60
Grass, Alfred	Gross Wages	\$2,472.44
Hampton, Dale	Gross Wages	\$2,308.59
Hampton, Donald	Gross Wages	\$427.50
Hoover, Roger	Gross Wages	\$2,753.88
Lessert, Nicholas	Gross Wages	\$2,758.34
Marshall, Taylor	Gross Wages	\$2,677.19
McIntosh, Brent	Gross Wages	\$2,813.67
Ohlmann, Monte	Gross Salary	\$3,500.00
Pearman, Terry	Gross Wages	\$2,874.78
Ravenscroft, Jack	Gross Wages	\$2,436.77
Reese, Kay	Gross Salary	\$1,375.00
Thompson, Shawn	Gross Wages	\$2,486.70
Zimmerman, Samuel	Gross Wages	\$2,782.41

TOTAL \$103,887.98

Adjustment for employees' share of withholdings (\$15,431.63)

WARRANT AMOUNT \$88,456.35

Claims were presented in the amount of \$ **6,675.03** .
and disallowed in the amount of \$ - .
A warrant was ordered drawn on the Health Claims Fund in the amount of \$ **6,675.03**

HEALTH CLAIMS FUND

Cherry County Clerk Health Claims \$6,675.03
TOTAL **\$6,675.03**

Claims were presented in the amount of \$ **2,314.33** .
and disallowed in the amount of \$ - .
A warrant was ordered drawn on the Emergency Management Fund in the amount of

EMERGENCY MANAGEMENT

Ameritas Life Insurance/Retirement	Withholdings/Retirement	\$227.60
EFTPS	Taxes/Withholdings	\$475.61
NE Department of Revenue	Taxes/Withholdings	\$49.75
Reese, Kay	Gross Salary	\$950.00
Weaver, Gary	Gross Wages	\$1,073.00

TOTAL **\$2,775.96**

Adjustment for employees' share of withholdings (\$461.63)

WARRANT AMOUNT \$2,314.33

Claims were presented in the amount of \$ **11,210.00** .
and disallowed in the amount of \$ - .
A warrant was ordered drawn on the Inheritance Fund in the amount of \$ **11,210.00**

INHERITANCE

GIS Workshop Services \$11,210.00

	TOTAL	\$11,210.00
Claims were presented in the amount of	\$ 7,325.00	.
and disallowed in the amount of	\$ -	.
A warrant was ordered drawn on the 911 Emergency Services Fund in the amount of	\$	7,325.00
911 EMERGENCY SERVICES		
GIS Workshop	Services	\$7,325.00
	TOTAL	\$7,325.00

END

At 5:00 PM, Chairman Adamson declared the meeting adjourned.

Approved this day, **November 8, 2016**

BOARD OF COMMISSIONERS

Thomas E Elliott

Cherry County , Nebraska

Cherry County Clerk

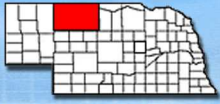
BOARD OF CORRECTIONS MINUTES
October 25, 2016

The Cherry County Board of Commissioners met as a Board of Corrections at 3:15 PM, as per notice in the Valentine Midland News, on October 25, 2016. The Open Meetings Act was referenced by Chairman Adamson and the Open Meetings Act poster was acknowledged. Present for the meeting were Cherry County Commissioners: Mark Adamson, Jim Van Winkle, and Tanya Storer. Also present were Cherry County Clerk Tom Elliott, Martin Denaeyer, Carolyn Semin, and Jim Ducey.

The Board of Corrections minutes from the October 11, 2016 meeting were read and approved during regular session.

Lieutenant Krista Ostransky introduced Kaitlan Huggins as an applicant for a Justice Center position. She also provided an update on the current jail census and some employee training plans.

Sergeant Sharon Hesse discussed some scheduling issues and Commissioner Van Winkle reported on the State Board of Corrections meeting that was held in Valentine.



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At 3:40 PM, Chairman Adamson declared the meeting adjourned.

Approved this day,

November 8, 2016

BOARD OF COMMISSIONERS

Thomas E Elliott

Cherry County , Nebraska

Cherry County Clerk

BOARD OF COMMISSIONERS SPECIAL MEETING MINUTES October 26, 2016

The Cherry County Board of Commissioners met in special session on October 26, 2016 at 4:00 PM, as per notice in the Valentine Midland News, with the agenda being on file in the office of the County Clerk. Roll call was taken. Present at this meeting were Cherry County Commissioners: Mark Adamson and Tanya Storer with Jim Van Winkle being absent. Also present were Cherry County Clerk Tom Elliott, Merrial Rhoades, Craig Andresen, Twyla Witt, Gail Herrmann, James Herrmann, Eve Millar, Laura Vroman, Susan Welker, Carolyn Semin, LeRoy Semin, Jim Ducey, Karl Busch, Judith Rath, Twyla Gallino, Kevin Scheer, Mary Arnold, Michael Knapp, Eric Johnson, James Ward, Martin & Bree Denaeyer, Randy Peterson, Gary Swanson, and Kay Reece.

The meeting was called to order at 4:00 PM by Chairman Adamson. The Open Meetings Act Notice was announced. Chairman Adamson opened the Public Hearing at 4:00 PM.

Commissioner Storer moved to continue the hearing to November 16, 2016 at 2:30 PM CST, with the hearing to be held at the Valentine High School Auditorium due to:

- (1) The board of Commissioners only receiving the full conditional use permit application two business days prior to the scheduled hearing and;
- (2) As per Cherry County Zoning Regulation 1006, hearing notices were not properly sent.

Commissioner Adamson seconded the motion. Roll call vote was taken. Commissioner Adamson-aye. Commissioner Storer-aye. Commissioner Van Winkle-absent. The motion carried.

At 4:10 PM, Chairman Adamson closed the Public Hearing and declared the meeting adjourned.

Approved this day,

November 8, 2016

BOARD OF COMMISSIONERS

Thomas E Elliott

Cherry County , Nebraska

Cherry County Clerk
