



# Cherry County Board Minutes



## BOARD OF COMMISSIONERS MINUTES November 29, 2016

The Cherry County Board of Commissioners met in regular session on November 29, 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 Commissioner-elect Martin DeNaeyer, Merrial Rhoades, Jim Ducey, and Corinthia Hustrulid.

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 Adamson moved to approve the minutes as read with the addition that Merrial Rhoades informed the Board at the November 8<sup>th</sup> meeting that the public hearing notifications had not been properly sent. Commissioner Van Winkle seconded the motion Roll call vote was taken. Commissioner Storer-aye. Commissioner Vane Winkle-aye. Commissioner Adamson-aye. The motion carried.

The minutes of the Special Meeting from November 16, 2016 were read. Commissioner Storer moved to approve minutes as read. Commissioner Adamson seconded the motion. Roll call vote was taken. Commissioner Adamson-aye. Commissioner Storer-aye. Commissioner Van Winkle-abstain. The motion carried.

Commissioner Adamson moved to indefinitely postpone the agenda item related to the Road Foremen salary issue. Commissioner Storer seconded the motion. Roll call vote was taken. Commissioner Van Winkle-aye. Commissioner Storer-aye. Commissioner Adamson-aye. The motion carried.

The Board discussed the matter of accumulated vacation and sick leave for long-time Road Department employees. It was the consensus of the Board to request a legal opinion from the County Attorney regarding comp time issues and to assemble current totals for all Road Department employees to determine how many employees would be impacted. No formal Board action was taken at this time.

Dean Jacobs, Jon Davenport, Greg Nollette, Kerry Krueger, Steve Isom, and Joan Rupe addressed the Board regarding the concept of a new event center in Valentine. Mr. Davenport stated that they had also met with the Valentine City Council regarding possible sites. One proposed location involves Bureau of Educational Lands & Funds property east of Valentine. It was the consensus of the Board to have the Tourism Board notify the BELF of the County's interest in the property and to request an appraisal.

County Surveyor, Lloyd Smith, presented an update on the River Road project south of Sparks. He indicated that right-of-way easements were being obtained and that an old dump site near the road may require a clean-up. It was the consensus of the Board to have Mr. Smith obtain a cost estimate for the clean-up and report back to the Board.

At 3:10 PM, as advertised, the Board recessed from regular session to convene as a Board of Corrections.

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

At 3:42 PM, Commissioner Van Winkle moved to enter Executive Session with the Commissioners, County Clerk, County Attorney, and Commissioner-elect DeNaeyer present to discuss the legal strategy for dealing with pending NEOC claims against Cherry County. Commissioner Adamson seconded the motion. Roll call vote was taken. Commissioner Storer-aye. Commissioner Adamson-aye. Commissioner Van Winkle-aye. The motion carried.

The Board returned to regular session at 4:30 PM.

Cleve Trimble addressed the Board regarding a title issue affecting real estate owned by him east of Valentine. Present for the discussion were County Attorney Eric Scott, Martin DeNaeyer, Jim Ducey, Merrial Rhoades, and Carolyn Semin. Mr. Trimble summarized the circumstances and his previous efforts to resolve the matter. Commissioner Storer moved to adopt Resolution #16-11-29-01 endorsing the removal of any title restrictions or reservations, either implicit or explicit on the NW1/4 NW1/4 AND Lots 2 & 3 lying west of Hwy 12 in Sec 27, T 34N, R 27W and the NE1/4 NE1/4 of Sec 28, T34N, R 27W. Commissioner Adamson seconded the

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

The Board prepared to interview candidates for the County Treasurer's position.

At 5:00 PM, at the request of Michelle Monroe, Commissioner Adamson moved to enter Executive Session to conduct a personal interview.

At 5:25 PM the Board returned to regular session.

At 5:30 PM, at the request of Erin Miller, Commissioner Adamson moved to enter Executive Session to conduct a personal interview.

At 5:50 PM the Board returned to regular session.

At 5:55 PM, at the request of Kathy Hammond, Commissioner Adamson moved to enter Executive Session to conduct a personal interview.

At 6:15 PM the Board returned to regular session.

The Board discussed the candidates for the County Treasurer's position and stated that each candidate was to be commended for the high quality of their interviews.

Commissioner Adamson moved to appoint Kathy Hammond to the office of Cherry County Treasurer effective as soon as Mrs. Hammond is available to complete the current term which will expire at the end of 2018. Commissioner Van Winkle seconded the motion. Roll call vote was taken. Commissioner Storer-aye. Commissioner Van Winkle-aye. Commissioner Adamson-aye. The motion carried.

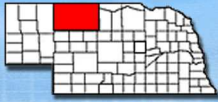
Commissioner Storer moved to approve claims. Commissioner Van Winkle seconded the motion. Roll call vote was taken. Commissioner Adamson-aye. Commissioner- Van Winkle-aye. Commissioner Storer-aye. The motion carried.

## November 29, 2016 CHERRY COUNTY CLAIMS LISTING

Claims were presented in the amount of	\$	189,056.46	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the General Fund in the amount of			\$
			<b>189,056.46</b>

### GENERAL

Accelerated Receivables Solutions	Garnishment	\$709.58
AFLAC	Withholdings/Insurance	\$1,021.16
Ameritas Life Insurance/Retirement	Withholdings/Retirement	\$13,980.99
Ameritas Life Insurance/Dental	Withholdings/Insurance	\$1,822.16
Cherry County Health Account	Health Claims Funding	\$27,262.29
Colonial Life	Supplemental Insurance Premiums	\$3,283.81
Kim Crowe	Services	\$240.48
DAS State Accounting	Services	\$240.70
EFTPS	Withholdings/Taxes	\$28,648.57
Lorana Eggert	Services	\$130.00
Barbara Elliott	Services	\$390.00
Ginny Ensminger	Services	\$130.00
Bonnie Graeff	Services	\$130.00
Twyla Graham	Services	\$288.90
Barbara Grooms	Services	\$130.00
The Gun Cabinet	Supplies	\$174.00
Kay Hand	Services	\$130.00
Mary Henderson	Services	\$130.00



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Germaine Johnson	Services	\$255.00
Danita Kime	Services	\$130.00
Legal Shield	Services	\$680.65
Margaret Lutter	Services	\$130.00
MassMutual	Withholdings/Retirement	\$2,300.00
Meritain Health	Health Insurance Premiums	\$12,310.52
NE Department of Revenue	Withholdings/Taxes	\$3,625.22
Martin Nollett Jr	Services	\$130.00
Carolyn Porath	Services	\$136.48
Eric Scott	Clerical Salary/Postage/Office Supplies	\$4,203.75
Janice Smith	Services	\$131.67
Vision Service Plan	Withholdings/Insurance	\$339.22
General Fund Payroll	Gross Salary	\$123,076.53
	TOTAL	\$226,291.68
	Adjustment for Journal Entry# 16120002	-\$1,390.00
	Adjustment for employees' share of withholdings	(\$35,845.22)
	WARRANT AMOUNT	<b>\$189,056.46</b>

Claims were presented in the amount of	\$	<b>102,254.93</b>	.
and disallowed in the amount of	\$	-	.

A warrant was ordered drawn on the Road Fund in the amount of **\$102,254.93**

## ROAD

AFLAC	Withholdings/Insurance	\$783.76
Ameritas Life Insurance/Retirement	Withholdings/Retirement	\$7,769.55
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	\$421.17
DAS State Accounting	Services	\$27.70
EFTPS	Taxes/Withholdings	\$15,263.10
Legal Shield	Services	\$327.95
Meritain Health	Health Insurance Premiums	\$6,762.78
NE Department of Revenue	Taxes/Withholdings	\$1,903.39
SD Child Support Payment Center	Garnishment	\$433.33
Vision Service Plan	Withholdings/Insurance	\$225.51
Road Fund Payroll	Gross Wages	\$67,708.77
	TOTAL	\$121,386.39
	Adjustment for employees' share of withholdings	(\$19,131.46)
	WARRANT AMOUNT	<b>\$102,254.93</b>

Claims were presented in the amount of	\$	<b>22,572.61</b>	.
and disallowed in the amount of	\$	-	.

A warrant was ordered drawn on the Health Claims Fund in the amount of **\$22,572.61**

## HEALTH CLAIMS FUND

Cherry County Clerk	Health Claims	\$22,572.61
	TOTAL	<b>\$22,572.61</b>

Claims were presented in the amount of	\$	<b>2,878.32</b>	.
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	\$283.06
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EFTPS	Taxes/Withholdings	\$605.63
NE Department of Revenue	Taxes/Withholdings	\$68.67
Emergency Management	Gross Wages	\$2,516.00
	<b>TOTAL</b>	<b>\$3,473.36</b>
	Adjustment for employees' share of withholdings	(\$595.04)
	<b>WARRANT AMOUNT</b>	<b>\$2,878.32</b>

**END**

Chairman Adamson declared the meeting adjourned at 6:40 PM.

## BOARD OF CORRECTIONS MINUTES November 29, 2016

The Cherry County Board of Commissioners met as a Board of Corrections at 3:10 PM, as per notice in the Valentine Midland News, on November 29, 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, Cherry County Clerk Tom Elliott, Martin Denaeyer, and County Attorney Eric Scott. Also present were Jim Ducey, Merrial Rhoades, and Carolyn Semin.

Lieutenant Krista Ostransky discussed part-time employees and full-time employees in the Justice Center. She reviewed those employees who could be promoted and move from part-time to full-time.

Justice Center employee David Stoeger updated the Board on some scheduled employee trainings.

No policy or personnel issues were addressed

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