



# Cherry County Board Minutes



## BOARD OF COMMISSIONERS MINUTES October 31, 2017

The Cherry County Board of Commissioners met in regular session on October 31, 2017 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 Tanya Storer, Jim Van Winkle, Martin DeNaeyer, and Cherry County Clerk employee, Brittny Petersen. Also present were Merrial Rhoades and Carolyn Semin.

The meeting was called to order at 10:00 AM by Chairman Storer. The Open Meetings Act Poster was acknowledged by Chairman Storer and the Pledge of Allegiance was recited. The minutes of the last regular meeting were read. Commissioner DeNaeyer moved to approve as read with the following corrections:

- Replace State of Nebraska Department of Roads with State of Nebraska Department of Transportation
- Strike the last two paragraphs from the minutes that read, "Commissioner Van Winkle moved to approve claims. Commissioner DeNaeyer seconded the motion. Roll call vote was taken. Commissioner Storer-aye. Commissioner DeNaeyer-aye. Commissioner Van Winkle-aye. The motion carried. At 5:40 PM, Chairman Storer declared the meeting adjourned."
- The correct time of adjournment was at 4:56 PM.

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

The minutes from the October 10, 2017 Board of Corrections meeting were read. Commissioner Van Winkle moved to approve the minutes as read. Commissioner DeNaeyer seconded the motion. Roll call vote was taken. Commissioner DeNaeyer-aye. Commissioner Storer-aye. Commissioner Van Winkle-aye. The motion carried.

Building & Grounds Superintendent Pat Greenough informed the Board of a leak in the basement of the Justice Center. The Board authorized Mr. Greenough to proceed with the necessary repairs.

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

Cherry County Assessor Betty Daugherty presented the Board with the tax list corrections for the 2016 tax year. Commissioner Van Winkle moved to approve the list as presented. Commissioner DeNaeyer seconded the motion. Roll call vote was taken. Commissioner Van Winkle-aye. Commissioner DeNaeyer-aye. Commissioner Storer-aye. The motion carried.

The Board reported on recent meetings that they attended.

Carolyn Semin presented the Board with a statement regarding the appraisal report that was presented to the Cherry County Planning Commission and urged them to insist on a more thorough report before spending any taxpayer dollars.

County Treasurer Kathy Hammond presented the Board with the distress warrant list and it was reviewed by the Board.

At 1:00 PM, during the allotted public comment time, Michael Knapp presented the Board with maps detailing residential setback requirements for wind turbines and a summary of the activity that has taken place under Cherry County Zoning and the Cherry County Planning Commission since November of 2016. Matt Coble explained that the proposed wind turbine sites wouldn't affect the majority of tourism in Cherry County. Charlene Reiser-McCormick expressed concern about the height of wind turbines interfering with Sandhills Crane flyways. Merrial Rhoades requested clarification on Cherry County's involvement with the possible acquisition of BELF land.

Cherry County Sheriff Rusty Osburn met with the Board and discussed changes to the Highway 20 Interlocal Law Enforcement Agreement. Commissioner Van Winkle moved to approve the agreement as presented. Commissioner DeNaeyer seconded the

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

Cherry County Surveyor Lloyd Smith and Cherry County Attorney Eric Scott discussed the Niobrara River Road Project including location and ownership of the scenic overlook. Mr. Scott is planning to prepare an MOU. No Board action was taken.

Cherry County Tourist Board members Jon Davenport and Joan Rupe reviewed the details of the upcoming BELF land auction on November 15<sup>th</sup> and a revenue summary for the Visitor Improvement Fund.

At 2:30 PM Commissioner DeNaeyer moved to enter executive session with the Board of Commissioners and County Attorney being present to discuss the potential acquisition of the BELF real estate. Commissioner Storer seconded the motion. Roll call vote was taken. Commissioner Storer-aye. Commissioner Van Winkle-aye. Commissioner DeNaeyer-aye. The motion carried.

The Board returned to regular session at 3:10 PM.

The Board further discussed the upcoming BELF land auction.

Commissioner Van Winkle moved to authorize Cherry County Attorney Eric Scott to appear and act on behalf of Cherry County with full authority, including bidding, at the November 15, 2017 BELF auction. Commissioner DeNaeyer seconded the motion. Roll call vote was taken. Commissioner Van Winkle-aye. Commissioner DeNaeyer-aye. Commissioner Storer-aye. The motion carried.

At 3:15 PM, as advertised, the Board recessed from regular session to convene as a Board of Corrections.

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

The Board discussed the agenda for the special meeting on Friday.

The Board received a request for Voter Registration for Cherry County at the December 17, 2017 NACO meeting. It was the consensus of the Board to delegate Commissioner DeNaeyer as the Cherry County representative.

At 4:45 PM Commissioner Storer declared the meeting adjourned.

October 31, 2017

## CHERRY COUNTY CLAIMS LISTING

Claims were presented in the amount of	\$	192,653.39	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the General Fund in the amount of			\$ 192,653.39
<b>GENERAL</b>			
AFLAC		Withholdings/Insurance	\$1,072.32
Ameritas Life Insurance/Retirement		Withholdings/Retirement	\$15,460.91
Ameritas Life Insurance/Dental		Withholdings/Insurance	\$2,281.04
Cherry County Health Account		Health Claims Funding	\$16,727.60
Colonial Life		Supplemental Insurance Premiums	\$4,073.45
EFTPS		Withholdings/Taxes	\$30,687.22
Legal Shield		Services	\$421.25
MassMutual		Withholdings/Retirement	\$2,300.00
Meritain Health		Health Insurance Premiums	\$13,865.20
NE Department of Revenue		Withholdings/Taxes	\$3,742.02
Petty Cash		Postage/Training	\$1,070.00
Eric Scott		Clerical Salary	\$3,558.00
Vision Service Plan		Withholdings/Insurance	\$472.10
General Fund Payroll		Gross Wages & Salaries	\$134,903.14
		TOTAL	\$230,634.25
		Adjustment for employee reimbursement of	-\$117.16



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		insurance	
	Adjustment for employees' share of withholdings		(\$37,863.70)
		<b>WARRANT AMOUNT</b>	<b>\$192,653.39</b>

Claims were presented in the amount of	\$	<b>97,214.34</b>	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Road Fund in the amount of			<b>\$</b>
			<b>97,214.34</b>

## ROAD

AFLAC	Withholdings/Insurance	\$948.86
Ameritas Life Insurance/Retirement	Withholdings/Retirement	\$7,563.96
Ameritas Life Insurance/Dental	Withholdings/Insurance	\$1,220.72
Assurity Life Insurance Company	Withholdings/Insurance	\$21.75
Cherry County Health Account	Health Claim Funding	\$8,515.42
Colonial Life	Supplemental Insurance Premiums	\$2,107.42
EFTPS	Taxes/Withholdings	\$16,670.49
Legal Shield	Services	\$257.10
Meritain Health	Health Insurance Premiums	\$6,946.54
NE Department of Revenue	Taxes/Withholdings	\$2,175.57
SD Child Support Payment Center	Garnishment	\$433.33
Vision Service Plan	Withholdings/Insurance	\$244.70
Road Fund Payroll	Gross Wages & Salaries	\$70,589.32
	<b>TOTAL</b>	<b>\$117,695.18</b>
	Adjustment for employees' share of withholdings	(\$20,480.84)
	<b>WARRANT AMOUNT</b>	<b>\$97,214.34</b>

Claims were presented in the amount of	\$	<b>43,742.94</b>	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Health Claims Fund in the amount of			<b>\$</b>
			<b>43,742.94</b>

## HEALTH CLAIMS FUND

Cherry County Clerk	Health Claims	\$43,742.94
	<b>TOTAL</b>	<b>\$43,742.94</b>

Claims were presented in the amount of	\$	<b>2,909.32</b>	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Emergency Management Fund in the amount of			<b>\$2,909.32</b>

## EMERGENCY MANAGEMENT

Ameritas Life Insurance/Retirement	Withholdings/Retirement	\$286.10
EFTPS	Taxes/Withholdings	\$623.13
NE Department of Revenue	Taxes/Withholdings	\$72.33
Emergency Management Payroll	Gross Wages & Salaries	\$2,543.10
	<b>TOTAL</b>	<b>\$3,524.66</b>
	Adjustment for employees' share of withholdings	(\$615.34)
	<b>WARRANT AMOUNT</b>	<b>\$2,909.32</b>

**END**

## BOARD OF CORRECTIONS MINUTES

### October 31, 2017

The Cherry County Board of Commissioners met as a Board of Corrections at 3:15 PM on October 31, 2017, as per notice in the Valentine Midland News, with the agenda being on file in the office of the County Clerk. The Open Meetings Act Poster was acknowledged by Chairman Storer. Present for the meeting were Cherry County Commissioners Tanya Storer, Jim Van Winkle, Martin DeNaeyer, and Cherry County Clerk employee, Brittney Petersen. Also present were Carolyn Semin and Merrial Rhoades.

The Board of Corrections minutes from the October 10, 2017 meeting were read and approved during regular session.

Lieutenant Ostransky reported on some personnel matters in the Justice Center.

At 3:20 PM Commissioner DeNaeyer moved to enter executive session with Krista Ostransky and Brittney Petersen being present to discuss certain personnel matters and potential Cherry County Justice Center policy & procedure violations. Commissioner Storer seconded the motion. Roll call vote was taken. Commissioner DeNaeyer-aye. Commissioner Storer-aye. Commissioner Van Winkle-aye. The motion carried.

The Board returned to regular session at 4:15 PM.

The board discussed the job applicant for Justice Center Administrator and the possibility of an upcoming interview.

Commissioner Van Winkle moved to schedule a special emergency meeting on Friday, November 3<sup>rd</sup> to be convened at 10 AM in the Cherry County Commissioner Meeting Room to accommodate the schedule of the applicant and to conduct an interview for the position of Justice Center Administrator. The Clerk is further directed to post public notice of this meeting at the Courthouse, Library, Post Office, and Cherry County's website. Commissioner DeNaeyer seconded the motion. Roll call vote was taken. Commissioner DeNaeyer-aye. Commissioner Storer-aye. Commissioner Van Winkle-aye. The motion carried.

At 4:30 PM Chairman Storer declared the meeting adjourned.