

BOARD OF COMMISSIONERS MINUTES

May 8, 2018

The Cherry County Board of Commissioners met in regular session on May 8, 2018 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. The meeting was called to order at 10:00 AM by Chairman Storer. Roll call was taken. Present for the meeting were Cherry County Commissioners Jim Van Winkle, Tanya Storer, Martin DeNaeyer, County Clerk Thomas Elliott, and County Clerk staff member, Brittney Petersen. Also present were Merrial Rhoades, Twyla Witt, Carolyn Semin, and Jim Ducey. The Open Meetings Act Poster was acknowledged by Chairman Storer and the Pledge of Allegiance was recited.

Regular meeting minutes from the April 24, 2018 meeting were read. Commissioner Van Winkle moved to approve the minutes as read. 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 of Corrections meeting minutes from April 24, 2018 were read. Commissioner DeNaeyer moved to approve the minutes as read. The motion was seconded by Commissioner Van Winkle. Roll call vote was taken. Commissioner DeNaeyer-aye. Commissioner Storer-aye. Commissioner Van Winkle-aye. The motion carried.

Cherry County Noxious Weed Superintendent Barb Small addressed the Board regarding forced spray notices to landowners. It was the consensus of the Board to prepare a resolution for consideration later in the meeting.

Spencer Thomas and Ray Meyer presented a quarterly summary of the County's health insurance plan and a proposal to renew the plan for 2018-2019. The recommended renewal would mean a cost increase of approximately 1%. It was the consensus of the Board to schedule a conference call for May 29, 2018 to discuss the renewal further and make a decision at that time.

At 11:00 AM, as advertised, Chairman Storer opened a public hearing to consider an application for a conditional use permit for Sharp's Outfitters, LLC to construct a new facility with showers and a concession area. Rita Sharp presented a model of the proposed facility and details regarding the location. Zoning Administrator Jessica Coyle stated that the Planning Commission held a public hearing on the matter and unanimously recommend approval of the application. No one appeared at the hearing to offer testimony in opposition to the application. At 11:25 AM, Chairman Storer closed the hearing.

Commissioner Storer moved to adopt Zoning Resolution #Z-72 approving the application for a conditional use permit for Sharps Outfitters, LLC for a new facility to be located in S33, T34N, R25W, Cherry County, Nebraska. The motion was seconded by Commissioner Van Winkle. Roll call vote was taken. Commissioner Storer-aye. Commissioner Van Winkle-aye. Commissioner DeNaeyer-aye. The motion carried.

It was the consensus of the Board to recess for lunch from 12:00 noon to 1:00 PM.

At the 1:00 PM public comment time, Carolyn Semin inquired about the Board's intent to reconsider a motion made by Commissioner Storer at the April 24th meeting that was tabled at that time. Jim Ducey requested that an audit of some County expenditures be made and stated that he thought some proposed fees were too high regarding forced spray of noxious weeds. Merrial Rhoades inquired about the location of proposed armor coat projects for 2018.

Commissioner DeNaeyer moved to appoint Brittney Petersen to the Cherry County Safety Committee, effective immediately, to replace Tom Elliott. The motion was seconded by Commissioner Van Winkle. Roll call vote was taken. Commissioner Van Winkle-aye, Commissioner DeNaeyer-aye, Commissioner Storer-aye. The motion carried.

The Board reviewed correspondence from NIRMA, the County's insurance carrier, regarding the completion of a claim resulting from an accident that occurred in 2011.

It was the consensus of the Board to publicly acknowledge the final settlement and release of liability for the 2011 workers' compensation claim pursuant to Nebraska Revised Statute 48-139(3), with full payment of the claim to be made by NIRMA.

The Board reviewed the Noxious Weed resolution related to forced spray notices to landowners.

Commissioner Van Winkle moved to adopt Resolution No. 05-08-2018-1, authorizing the Cherry County Noxious Weed Superintendent to send out 10-day and 15-day forced spray notices to landowners and establishing a fee schedule for related costs.



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

The Board reviewed the fee report for the Clerk of the District Court for the month of April.

The Board reviewed a report of the annual meeting held by the Sawyer Memorial Library Board on April 27, 2018.

Commissioner DeNaeyer moved to make May 31, 2018 the effective date for the resignation of Gina Breuklander from the Sawyer Memorial Board and to appoint Kris Kolikowski to the Board to complete the remainder of Mrs. Breuklander's term, which will expire December 31, 2020. The motion was seconded by Commissioner Van Winkle. Roll call vote was taken. Commissioner Storer-aye, Commissioner Van Winkle-aye, Commissioner DeNaeyer-aye. The motion carried.

Joan Rupe addressed the Board regarding the recent resignation from the Visitor's Promotion Board by Kerry Krueger and the need to appoint a replacement. It was the consensus of the Board to table the matter to the May 29, 2018 meeting.

County Assessor Betty Daugherty reported on recent statewide equalization hearings conducted by the Nebraska Tax Equalization and Review Commission and the Commission's determination that no show cause hearings were required for Cherry County. Mrs. Daugherty indicated that informal hearings for Cherry County residential property valuation changes are scheduled for June 4th and 5th.

At 3:00 PM, as advertised, it was the consensus of the Board to recess from regular session and convene as a Board of Corrections.

At 5:20 PM the Board returned to regular session.

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

May 8, 2018 CHERRY COUNTY CLAIMS LISTING

Claims were presented in the amount of	\$	82,506.67	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the General Fund in the amount of	\$		82,506.67

GENERAL

Allen Monument Company	Supplies	\$285.00
Ameritas Life Insurance Corporation	Withholdings/Retirement	\$319.21
Applied Connective Technologies	Services	\$159.99
Associated Psychologists & Counselors	Services	\$3,078.83
General Fund Payroll	Gross Wages	\$2,837.39
Black Hills Chemical	Supplies	\$463.87
Bomgaars	Supplies	\$89.99
Buckles Fuel Service	Fuel	\$83.08
Clint Burney	Mileage	\$33.79
Aisha Carr	Attorney Fees	\$1,593.33
CBM Managed Services	County Jail Food Service	\$11,359.10
CenturyLink	Telephone Service	\$1,477.19
Cherry County Clinic	County Jail Medical	\$315.00
Cherry County Court	Court Fees	\$410.00
Cherry County Sheriff	Court Fees	\$382.92
Cherry County Treasurer	Bank Fees	\$5.00
Clearly Communications	Telephone Service	\$289.90
Cody Oil Company	Fuel	\$45.66

Consolidated Management Company	Supplies	\$41.73
Country Pride Coop	Fuel	\$2,190.80
DAS State Accounting	Services	\$448.00
DAS State Accounting	Services	\$257.70
Alice Dawson	Mileage	\$130.80
Dept Correctional Services	Inmate Housing/Medical	\$5,211.86
Dowd, Howard & Corrigan	Attorney Fees	\$2,397.50
Dugan Printing & Promotions	Supplies	\$2,147.00
EFTPS	Withholdings/Taxes	\$582.84
Election Systems & Software	Supplies	\$7,963.44
Farmers Ranchers Co-op Association	Supplies	\$35.18
Pat Greenough	Reimbursement	\$100.00
Shawn Hamling	Mileage	\$264.88
Timothy Hanson	Survey Party Chief	\$950.00
Heartland Paper Company	Supplies	\$176.20
Henderson's IGA	County Jail Commissary	\$15.43
Holiday Inn-Kearney	Lodging	\$104.95
Holmes Funeral Home	Services	\$950.00
Kami Hooley	Services	\$273.95
Hooker County Tribune	Services	\$28.00
Husker Vinyl Inc	Supplies	\$51.25
IDVille	Supplies	\$32.50
Inpatient Physician Associates	County Jail Medical	\$593.00
Johnson Law Office	Clerical Salary/Rent/Telephone/Equipment	\$3,698.19
KBR Rural Public Power District	Utilities	\$75.86
Lincoln Co Chief Deputy Co Attorney	Services	\$50.00
Lincoln County Sheriff	Services	\$61.30
Lincoln County Treasurer	Services	\$300.00
Angie Lincoln	Mileage	\$70.85
Lindemeier & Dawson	Attorney Fees	\$70.00
Vince Lopez	Reimbursement	\$118.64
Mailfinance	Lease Payment	\$1,256.85
Marco Technologies LLC	Services	\$123.94
William Marshall	Veteran Service	\$100.00
Michelle McNare	Mileage	\$59.95
Microfilm Imaging Systems	Services	\$176.00
Midwest Special Services	Inmate Transport	\$886.50
Mips Inc	Services/Supplies	\$1,433.41
Monroe HVAC	Services	\$1,155.19
Sharon Moreland	Mileage	\$78.48
NACEB	Dues	\$100.00
NACO Planning & Zoning	Registration	\$20.00
Nebraska Department of Revenue	Withholdings/Taxes	\$65.36
Neofunds by Neopost	Postage	\$1,000.00
NK Waste Management	Services	\$184.00
Northeast NE Area Agency on Aging	County match	\$1,684.00
Office Products Center	Office Supplies	\$618.35
Krista Ostransky	Reimbursement	\$55.00
Platte Valley Communications	Supplies	\$3,681.10
PREMA (Pandhandle Rural Electric Assn)	Utilities	\$174.12
Presto-X	Services	\$73.00
Quill Corporation	Office Supplies	\$340.01
Ramada Inn	Lodging	\$150.00
Rock County Sheriff	Services	\$405.00
Ron's Quik Lube	Services	\$388.50
Sandhill Oil Company	Fuel	\$315.12
Eric Scott	Clerical Salary/Equipment Rent/Office Space	\$4,458.82
Security First Bank Visa	Travel Expenses	\$576.90
Shopko Stores Operating	Supplies	\$282.28



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Nick Simmons	Mileage	\$65.40
Samuel Q Spain	Veteran Service	\$150.00
Lynell Stillwell	Mileage	\$98.10
Sundance Enterprises	Fuel	\$101.38
Tehrani Motor Co	Services/Supplies	\$151.06
Three River Telco	County Jail Subscription	\$34.65
True Value Hardware	Supplies	\$134.09
Union Bank & Trust Visa	Supplies	\$221.73
University of Nebraska-Lincoln	Internet Services	\$1,200.00
UNL ITS Communications Center	Telephone Service	\$10.76
UNL Panhandle Research & Extension	Vehicle Lease/Fuel	\$570.88
US Cellular	Telephone Service	\$78.71
US Cellular	Telephone Service	\$64.22
Valentine Dental Clinic	County Jail Medical	\$232.00
Valentine Midland News	Publishing Services	\$1,082.12
Valentine Office Supply	Office Supplies	\$718.29
City of Valentine	Utilities	\$3,764.79
Ward Plumbing & Heating	Supplies	\$86.00
Gary Weaver	Reimbursement	\$55.00
Wex Bank	Fuel	\$1,557.31
Witness Fees	Fees & Mileage	\$226.01
	TOTAL	\$83,065.48
	Adjustment for employees' share of withholdings	(\$558.81)
	WARRANT TOTAL	\$82,506.67

Claims were presented in the amount of	\$	161,400.16	.
and disallowed in the amount of	\$	-	.

A warrant was ordered drawn on the Road Fund in the amount of **\$161,400.16**

ROAD

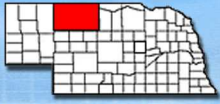
Arnold Public Schools	Supplies	\$633.60
B&S Auto Repair	Supplies	\$619.68
B's Enterprises	Supplies	\$25,767.30
Bacon Repair	Services	\$2,992.47
Richard Bates	Supplies	\$734.70
Bill's Garage	Supplies	\$470.32
Bluetarp Financial	Supplies	\$432.39
Bomgaars	Supplies	\$1,186.00
Douglas Boyer	Reimbursement	\$191.35
Buckle's Fuel Service	Fuel	\$4,733.01
Cherry County Implement	Supplies	\$242.82
Village of Cody	Utilities	\$92.00
Colonial Research Chemical Company	Supplies	\$86.90
Consolidated Telephone	Telephone Service	\$208.57
Country Pride	Fuel	\$6,795.95
Croell	Supplies	\$814.72
Crossroads Auto Repair Specialists	Services	\$84.37
Custer Public Power District	Utilities	\$202.29
Dale's Tire & Retreading Inc	Supplies	\$2,750.00
Danielski Farms Inc	Supplies	\$4,410.48
DAS State Accounting	Services	\$27.70
DAS State Accounting Central Finance	Services	\$15,900.00
Dooley Oil Inc	Services	\$1,511.65
Great Plains Communications	Utilities	\$290.61

Handyman Hardware	Supplies	\$12.00
Melvin Hartman	Supplies	\$31,215.00
Heinert Ag Service	Supplies	\$81.34
Hinn's Gordon Auto Supply	Supplies	\$33.49
Interstate Battery System of SC	Supplies	\$670.38
KBR Rural Public Power District	Utilities	\$518.44
Kimball Midwest	Supplies	\$182.90
Lawson Products	Supplies	\$56.37
Martin Marietta Materials	Supplies	\$4,826.14
Medical Enterprises	Services	\$75.00
Mips Inc	Services	\$180.00
Modern Farm Equipment Corporation	Supplies	\$327.24
Murphy Heavy Contracting	Supplies	\$15,500.00
Neal Oil & Auto Center	Supplies	\$7,615.20
Nebraska Dept of Correctional Services	Supplies	\$225.00
Nebraska Machinery Company	Supplies	\$3,131.80
Nebraska Public Power District	Utilities	\$76.68
Nebraska Truck Center	Supplies	\$1,746.19
Newman Signs Inc	Supplies	\$717.70
NK Waste Management	Services	\$115.00
NT&T	Telephone Service	\$67.78
Office Products Center	Office Supplies	\$287.48
Ohlmann Building Center	Supplies	\$14.45
The Parts Company	Supplies	\$248.86
Perrett Construction	Supplies	\$1,274.24
Pit Stall	Services	\$542.90
Powerplan	Supplies	\$3,929.84
PREMA	Utilities	\$99.39
R Kruger Extinguishers	Services	\$90.00
Reese Inc	Supplies	\$541.00
Rushville Services Center	Supplies	\$7,077.32
Sandhill Oil Co	Fuel	\$2,877.02
Sandhills Family Medicine	Services	\$45.00
Sandhills Ranch Supply	Supplies	\$163.68
Security First Bank	Payment	\$3,109.31
US Cellular	Telephone Service	\$76.53
Valentine Medical Clinic	Services	\$40.00
City of Valentine	Utilities	\$1,375.99
Woody's Repair	Services	\$1,054.62
	TOTAL	\$161,400.16

Claims were presented in the amount of	\$	7,606.93	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Visitor Promotion Fund in the amount of		\$	7,606.93

VISITOR PROMOTION

Bob's Signs	Services	\$500.00
Cherry County Visitors Promo Board	Utilities/Telephone/Meals	\$635.93
Flagship Publishing	Advertising	\$450.00
Heart of the Sandhills Ranch Rodeo	Grant	\$500.00
Heartland Communications Group	Advertising	\$760.00
L&J K-Lawn	Services	\$138.00
Nebraska Travel Association (NETA)	Dues	\$315.00
Ron Lower Construction	Services	\$100.00
Sandhill Social	Services	\$1,130.00
Sowers	Advertising	\$245.00
Valentine Chamber of Commerce	Salary/Wages/Insurance	\$2,333.00
Valentine Jr High Rodeo	Grant`	\$500.00
	TOTAL	\$7,606.93



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Claims were presented in the amount of \$ 417.51 .
 and disallowed in the amount of \$ - .
 A warrant was ordered drawn on the Register of Deeds P&M Fund in the amount of \$ 417.51

REGISTER OF DEEDS P&M

Marathon Press Office Supplies \$417.51
TOTAL \$417.51

Claims were presented in the amount of \$ 62,772.92 .
 and disallowed in the amount of \$ - .
 A warrant was ordered drawn on the Health Claim Fund in the amount of \$ 62,772.92

EMPLOYEE HEALTH INSURANCE CLAIM

Cherry County Clerk Claims and Fees \$62,772.92
TOTAL \$62,772.92

Claims were presented in the amount of \$ 7,583.33 .
 and disallowed in the amount of \$ - .
 A warrant was ordered drawn on the Bookmobile Fund in the amount of \$ 7,583.33

BOOKMOBILE

Valentine Public Library Bookmobile \$7,583.33
TOTAL \$7,583.33

Claims were presented in the amount of \$ 2,447.69 .
 and disallowed in the amount of \$ - .
 A warrant was ordered drawn on the Emergency Management Fund in the amount of \$ 2,447.69

EMERGENCY MANAGEMENT

Applied Connective Services/Supplies \$1,907.65
 CenturyLink Telephone Service \$147.23
 IDVille Supplies \$165.95
 Nebraska Dept of Correctional Services Supplies \$100.00
 Wex Bank Fuel \$126.86
TOTAL \$2,447.69

Claims were presented in the amount of \$ 321.10 .
 and disallowed in the amount of \$ - .
 A warrant was ordered drawn on the 911 Emergency Services Fund in the amount of \$ 321.10

911 EMERGENCY SERVICES

US Cellular Data Services \$321.10
TOTAL \$321.10

END

At 5:45 PM Chairman Storer declared the meeting adjourned.

BOARD OF CORRECTIONS MINUTES MAY 8, 2018

The Cherry County Board of Commissioners met as a Board of Corrections at 3:00 PM on May 8, 2018, 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 Jim Van Winkle, Tanya Storer, Martin DeNaeyer, Cherry County Clerk Thomas Elliott, and Cherry County Attorney Eric Scott. Also present for the meeting were Carolyn Semin, Twyla Witt, and Merrial Rhoades.

The Board of Corrections minutes from the April 24, 2018 meeting were read and approved during regular session.

Lt. Krista Ostransky presented an amendment to the current agreement with CBM, the company that provides meals for the jail. Commissioner Van Winkle moved to approve Amendment No. 8 to the Food Service Contract with CBM Managed Services. The motion was seconded by Commissioner Storer. Roll call vote was taken. Commissioner Storer-aye. Commissioner Van Winkle-aye. Commissioner DeNaeyer-aye. The motion carried.

The Board acknowledged a letter from the Nebraska Jail Standards Board stating that an annual inspection of the Cherry County Jail will be conducted on June 6, 2018.

Lt. Ostransky also briefly reviewed some new job applications.

At 3:23 PM, Commissioner Van Winkle moved to enter executive session for the purpose of discussing strategy and terms and conditions of potential employment of an interviewee, with the County Attorney and County Clerk to also be present. The motion was seconded by Commissioner Storer. Roll call vote was taken. Commissioner Van Winkle-aye. Commissioner DeNaeyer-aye. Commissioner Storer-aye. The motion carried.

At 4:15 PM, the Board returned to regular Board of Corrections session.

Justice Center Sergeant Sharon Hesse arrived at the meeting and expressed her interest in the Cherry County Justice Center Administrator position. Mrs. Hesse indicated that she was familiar with the written job description posted for the job and that she felt her five years of Justice Center employment provided her with useful experience for the position. The Board stated that they had received and reviewed Mrs. Hesse's résumé and were interested in discussing the matter further. Mrs. Hesse requested closed session of the Board to discuss proposed employment terms.

At 4:38 PM, Commissioner Storer moved to enter executive session for the purpose of negotiating potential terms of employment with Justice Center Administrator interviewee, Sharon Hesse, with the County Attorney and County Clerk to also be present. Commissioner Van Winkle seconded the motion. Roll call vote was taken. Commissioner DeNaeyer-aye. Commissioner Storer-aye. Commissioner Van Winkle-aye. The motion carried.

At 5:12 PM, the Board exited executive session and returned to regular Board of Corrections session.

The Board further discussed the hiring of a new Justice Center Administrator. Cherry County Attorney Eric Scott advised that if it was the consensus of the Board to extend an offer of employment, that it would be allowable to authorize the Chairman of the Board to negotiate terms on the Board's behalf.

Commissioner Van Winkle moved to authorize Chairman Storer to act on behalf of the full County Board to discuss terms and acceptance or rejection of an offer to hire a new Justice Center Administrator, on the condition that the acceptance or rejection of the offer be conveyed to Chairman Storer by 5:20 PM on May 9, 2018. Commissioner DeNaeyer seconded the motion. Roll call vote was taken. Commissioner Van Winkle-aye. Commissioner DeNaeyer-aye. Commissioner Storer-aye. The motion carried.

At 5:22 PM Chairman Storer declared the Board of Corrections meeting adjourned.