

BOARD OF COMMISSIONERS MINUTES

August 28, 2018

The Cherry County Board of Commissioners met in regular session on August 28, 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 Tanya Storer, Martin DeNaeyer, Jim Van Winkle and County Clerk Tom Elliott. Also present at the meeting were Merrial Rhoades, Twyla Witt, Carolyn Semin, Ann Warren and James Ward. The Open Meetings Act Poster was acknowledged by Chairman Storer and the Pledge of Allegiance was recited.

Regular meeting minutes from the August 14, 2018 meeting were read. Commissioner DeNaeyer moved to approve the minutes as read with the clarification that Chairman Storer signed the DHHS agreement rather than the Clerk of the District Court. The motion was seconded by Commissioner Van Winkle. Roll call vote was taken. Commissioner Storer-aye. Commissioner DeNaeyer-aye. Commissioner Van Winkle-aye. The motion carried.

The Special Meeting minutes from the August 21, 2018 meeting were read. Commissioner Storer moved to approve the minutes as read with the following clarifications: that the Planning Commission members in attendance were invited to provide background information for each proposal and that "for road right-of-ways" be added after the "three times tower height" language included in the zoning regulation changes considered at the 6:13 PM public hearing. The motion was seconded by Commissioner DeNaeyer. Roll call vote was taken. Commissioner Van Winkle-abstain. Commissioner Storer-aye. Commissioner DeNaeyer-aye. The motion carried.

The Special Meeting minutes from August 27, 2018 were read. Commissioner Van Winkle moved to approve the minutes as read. 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.

Cherry County Treasurer Kathy Hammond explained the circumstances related to a mobile home recently sold at a Sheriff's sale.

Commissioner Storer moved to authorize the Cherry County Treasurer to strike any remaining delinquent personal property taxes from the tax roll regarding parcel #160648158 after deducting the costs associated with the Sheriff's sale and applying the balance of the sale proceeds to the delinquent property tax. 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.

It was the consensus of the Board to take no action at this time regarding the filling of a Planning Commission vacancy.

Marvin Kohout, Executive Director of Traffic Safety Plus, addressed the Board regarding STOP programs in Nebraska. It was the consensus of the Board to discuss the traffic diversion program with the County Attorney before implementing a program in Cherry County.

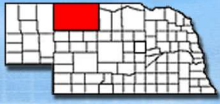
Zoning Administrator Jessica Coyle informed the Board that she has received a proposal to provide professional consulting services regarding planning and zoning matters and that she expects to receive additional proposals. It was the consensus of the Board that professional consulting services benefit the Zoning Administrator and the Planning Commission.

Commissioner Van Winkle moved to include a line item in the 2018-2019 proposed budget for Cherry County in the amount of \$50,000.00 to be used for obtaining consulting services at the discretion of the Cherry County Board. The motion was seconded by Commissioner Storer. Roll call vote was taken. Commissioner DeNaeyer-aye. Commissioner Van Winkle-aye. Commissioner Storer-aye. The motion carried.

The Board composed responses to comments from the State Auditor of Public Accounts related to the audit for the period July 1, 2017 to June 30, 2018.

It was the consensus of the Board authorize Chairman Storer to forward the responses in connection with the audit to the State Auditor's office.

Commissioner Storer moved to adopt Resolution #Z-75 incorporating an amendment to Article 6, Section 613 of the Cherry County Zoning Regulations changing "property lines (other than right-angle-corners)" to "non-participating property lines". The motion was



Cherry County Board Minutes



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

Commissioner Storer moved that the County Board request that the Planning Commission review wind-energy related set back requirements using the same template as has been used for confined animal feeding operations and the other commercial developments. The motion died for lack of a second.

In response to the recent annual audit of the County, Commissioner Storer moved to approve non-statutory fees charged by the Sheriff's Office for accident reports at \$5.00, fingerprinting at \$10.00 and photographs at \$10.00 and to approve an agreement authorizing the sale of plat maps owned by Western Cartographers at the price established by Western Cartographers with a 20% commission to be retained by Cherry County. The motion was seconded by Commissioner DeNaeyer. Commissioner Van Winkle-aye. Commissioner Storer-aye. Commissioner DeNaeyer-aye. The motion carried.

At 1:00 PM public comment time Carolyn Semin inquired about the status of a road sign for the road to her home, Merrial Rhoades inquired about the zoning regulations currently being used by the County and Twyla Witt expressed some concerns related to the recent public hearings held regarding the proposed amendments to the County's zoning regulations.

The Board reviewed preliminary tax requests submitted by miscellaneous political subdivisions within the County.

Commissioner DeNaeyer moved to adopt Resolution #8-28-2018-01 approving Cherry County Political Subdivisions' preliminary tax requests as presented. The motion was seconded by Commissioner Van Winkle. Roll call vote was taken. Commissioner Storer-aye. Commissioner DeNaeyer-aye. Commissioner Van Winkle-aye. The motion carried.

Commissioner DeNaeyer moved to set the County's annual budget for 2:00 PM on September 11, 2018 and to set a special hearing for 3:00 PM on September 11, 2018 to set a final tax request for Cherry County for 2018. 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 2:30 PM, as advertised, the Board recessed from regular session to convene as a Board of Corrections.

At 3:20 PM, the Board returned to regular session.

County Assessor Betty Daugherty addressed the Board regarding a proposed maintenance agreement from Standard Appraisal regarding commercial property valuations. It was the consensus of the Board to have the County Assessor obtain some additional information and report back to the Board if necessary.

The Board reviewed a request to occupy County Right-of-Way.

Commissioner DeNaeyer moved to approve a request from Consolidated Telephone Co. to occupy Cherry County right-of-way for the purpose of burying fiber-optic cable. The motion was seconded by Commissioner Van Winkle. Roll call vote was taken. Commissioner Storer-aye. Commissioner DeNaeyer-aye. Commissioner Van Winkle-aye. The motion carried.

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

August 28, 2018

CHERRY COUNTY CLAIMS LISTING

Claims were presented in the amount of	\$	192,969.82	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the General Fund in the amount of			
			\$
			192,969.82

GENERAL

AFLAC	Withholdings/Insurance	\$1,096.10
Ameritas Life Insurance/Retirement	Withholdings/Retirement	\$13,910.88
Ameritas Life Insurance/Dental	Withholdings/Insurance	\$2,489.84
Cherry County Health Account	Health Claims Funding	\$34,327.00
Colonial Life	Supplemental Insurance Premiums	\$4,232.38
Credit Management Services	Withholdings/Garnishment	\$243.73
EFTPS	Withholdings/Taxes	\$25,003.96
Legal Shield	Services	\$331.65
MassMutual	Withholdings/Retirement	\$1,100.00
Meritain Health	Health Insurance Premiums	\$14,041.39
NE Department of Revenue	Withholdings/Taxes	\$3,264.53
Eric Scott	Clerical Salary/Postage	\$3,767.48
Vision Service Plan	Withholdings/Insurance	\$530.00
GENERAL FUND	GROSS WAGES	\$120,558.96
	GROSS TOTAL	\$224,897.90
	Adjustment for employees' share of withholdings	(\$31,911.35)
	Adjustment for employees' share of insurance	(\$16.73)
	NET TOTAL	\$192,969.82

Claims were presented in the amount of	\$	100,472.31	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Road Fund in the amount of			
			\$
			100,472.31

ROAD

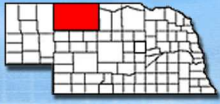
AFLAC	Withholdings/Insurance	\$1,358.58
Ameritas Life Insurance/Retirement	Withholdings/Retirement	\$8,140.43
Ameritas Life Insurance/Dental	Withholdings/Insurance	\$1,152.48
Assurity Life Insurance Company	Withholdings/Insurance	\$21.75
Cherry County Health Account	Health Claim Funding	\$20,043.67
Colonial Life	Supplemental Insurance Premiums	\$2,378.39
Credit Management	Withholdings/Garnishment	\$226.18
EFTPS	Taxes/Withholdings	\$12,538.10
Legal Shield	Services	\$238.15
Meritain Health	Health Insurance Premiums	\$7,597.23
Nationwide Management Services	Withholdings/Garnishment	\$99.91
NE Department of Revenue	Taxes/Withholdings	\$1,541.46
Panhandle Collection, Inc	Withholdings/Garnishment	\$276.74
SD Child Support Payment Center	Garnishment	\$433.33
Vision Service Plan	Withholdings/Insurance	\$215.80
ROAD FUND	GROSS WAGES	\$61,696.00
	GROSS TOTAL	\$117,958.20
	Adjustment for employees' share of withholdings	(\$17,485.89)
	NET TOTAL	\$100,472.31

Claims were presented in the amount of	\$	17,185.71	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Health Claims Fund in the amount of			\$
			17,185.71

HEALTH CLAIMS FUND

Cherry County Clerk	Health Insurance Claims	\$17,185.71
	TOTAL	\$17,185.71

Claims were presented in the amount of	\$	2,673.87	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Emergency Management Fund in the amount of			\$
			2,673.87



Cherry County Board Minutes



EMERGENCY MANAGEMENT

Ameritas Life Insurance/Retirement	Withholdings/Retirement	\$262.94
EFTPS	Taxes/Withholdings	\$520.33
NE Department of Revenue	Taxes/Withholdings	\$61.58
EMERGENCY MANAGEMENT	GROSS WAGES	\$2,337.30
	GROSS TOTAL	\$3,182.15
	Adjustment for employees' share of withholdings	(\$508.28)
	NET TOTAL	\$2,673.87

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

BOARD OF CORRECTIONS MINUTES August 28, 2018

The Cherry County Board of Commissioners met as a Board of Corrections at 2:30 PM on August 28, 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 Tom Elliott. Also present were Commissioner-elect James Ward, Carolyn Semin, Merrial Rhoades and Twyla Witt.

The previous meeting minutes were read and approved during the August 14, 2018 meeting.

Justice Center Administrator Sharon Hesse reported on two new hires for the jail.

The Board discussed the proposed job description for the Jail Administrator position.

Commissioner Storer moved to accept the Jail Administrator job description as presented. The motion was seconded by Commissioner DeNaeyer. Roll call vote was taken. Commissioner Van Winkle-aye. Commissioner Storer-aye. Commissioner DeNaeyer-aye. The motion carried.

It was the consensus of the Board to conduct Board of Corrections meetings once monthly, at the second meeting of each month to be scheduled at 2:30 PM, beginning in September of 2018.

The Board reviewed an incident report from the jail. No Board action was required.

At 3:20 PM, Chairman Storer declared the meeting adjourned.