

Cherry County Board Minutes



BOARD OF COMMISSIONERS MINUTES February 26, 2019

The Cherry County Board of Commissioners met in regular session on February 26, 2019 at 10:00 AM in the Cherry County Courthouse, 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, and James Ward, and Cherry County Clerk Brittny Petersen. The Open Meetings Act Poster was acknowledged by Chairman Storer and the Pledge of Allegiance was recited.

The regular meeting minutes from February 12, 2019 were read. Commissioner DeNaeyer moved to approve the minutes as read. Commissioner Ward seconded the motion. Roll call vote was taken. Commissioner Storer-aye. Commissioner DeNaeyer-aye. Commissioner Ward-aye. The motion carried.

The Board of Equalization meeting minutes from February 12, 2019 were read. Commissioner DeNaeyer moved to approve the minutes as read. Commissioner Storer seconded the motion. Roll call vote was taken. Commissioner DeNaeyer-aye. Commissioner Ward-aye. Commissioner Storer-aye. The motion carried.

Commissioner Storer moved to support the application to designate Highway 20 through Cherry County as the Veterans Medal of Honor Memorial Highway per application submitted by Gene Twifford to the Nebraska Department of Transportation. Commissioner Ward seconded the motion. Roll call vote was taken. Commissioner Ward-aye. Commissioner Storer-aye. Commissioner DeNaeyer-aye. The motion carried.

Commissioner DeNaeyer informed the Board regarding pricing options for the Building & Grounds skid-steer lease. Commissioner DeNaeyer moved to enter into a 1-year lease agreement with Cherry County Implement for a 2018 Bobcat track skid-steer and to authorize Chairman Storer to sign the contract. Commissioner Storer seconded the motion. Roll call vote was taken. Commissioner Storer-aye. Commissioner DeNaeyer-aye. Commissioner Ward-aye. The motion carried.

Commissioner Ward moved to appoint Wade Andrews to the Cherry County Planning Commission to a term set to expire January 11, 2022. Commissioner Storer seconded the motion. Roll call vote was taken. Commissioner DeNaeyer-abstain. Commissioner Ward-aye. Commissioner Storer-aye. The motion carried.

Commissioner Ward provided information regarding two landowner Agreements for Cherry County signage that are required by the Nebraska Department of Transportation. Commissioner Ward moved to approve Sign Agreements for "Cherry County God's Own Cow Country" signs and to authorize Chairman Storer to sign the Sign Agreements between Cherry County and Hope D. Kalblinger, Trustee located in Section 23, Township 35N, Range 28W of the 6th P.M. in Cherry County, Nebraska and between Cherry County and Leroy Luebke located in Section 31, Township 33N, Range 40W of the 6th P.M. in Cherry County, Nebraska. Commissioner Storer seconded the motion. Roll call vote was taken. Commissioner Ward-aye. Commissioner Storer-aye. Commissioner DeNaeyer-aye. The motion carried.

Bill Dill informed the Board of an upcoming Sheriff's tax foreclosure sale. Commissioner Storer moved to authorize Bill Dill to represent the interests of Cherry County at the March 14, 2019 sale and, if necessary, bid an amount sufficient to cover the court decree and costs as follows: 1st Cause - \$580, 2nd Cause - \$147, 3rd Cause - \$561, 4th Cause - \$128, and 5th Cause - \$132. Commissioner DeNaeyer seconded the motion. Roll call vote was taken. Commissioner Storer-aye. Commissioner DeNaeyer-aye. Commissioner Ward-aye. The motion carried.

Commissioner Ward moved that the actions taken at the Planning Commission hearing on July 11, 2018 and the Cherry County Commissioners public hearing on August 21, 2018 be declared null and void based on the lack of proper notification. Commissioner DeNaeyer seconded the motion. Roll call vote was taken. Commissioner DeNaeyer-aye. Commissioner Ward-aye. Commissioner Storer-aye. The motion carried.

Commissioner Storer informed the Board of her intention to attend and support Legislative Resolution 8CA at the hearing on February 27, 2019 in Lincoln at the state capitol.

Building & Grounds Superintendent Pat Greenough updated the Board of the fuel oil costs for heating the Old Courthouse and ESU buildings. No Board action was taken.

At 11:00 AM it was a consensus of the Board to temporarily move the meeting to the Conference Room.

Tim Wilson, Nebraska Emergency Health Systems Program Manager, and Jamie Simmons from the Sandhills Area Rescue Board met with the Board via telephone conference to discuss the Western Cherry County Ambulance. Also present were Cherry County Hospital Administrator Brent Peterson, Cherry County Ambulance EMS President Leroy Songer, Emergency Manager Gary Weaver, Cherry County Sheriff Rusty Osburn, and several members of the Cherry County Ambulance EMS staff. The Board of Commissioners expressed a need to provide more reasonable ambulance service given the large geographical area of Cherry County. Sandhills Area Rescue has an ambulance and potential volunteers but need administrative leadership and a medical director to oversee the program. There was discussion of the formation of a committee comprised of Cherry County Ambulance and Sandhills Area Rescue members to develop an agreement to facilitate the utilization of the ambulance currently housed in Merriman. No Board action was taken.

At 12:55 PM it was a consensus of the Board to return to the regular Commissioner meeting room.

At 1:00 PM, as advertised, Chairman Storer opened the public hearing for the One & Six Year Highway Improvement Plan.

Cherry County Highway Superintendent Lloyd Smith provided an overview of short-term and long-term road projects currently on the County's plan and the Federal Funds Purchase Program payments for road and bridge that the County will receive in March 2019. No one testified in opposition to the planned projects. Members of the public commented regarding the Niobrara River Road Project and various roads in the Sparks area.

At 1:35 PM Chairman Storer closed the public hearing.

Commissioner DeNaeyer moved to adopt Resolution# 02-26-2019-01 approving a long-range six-year plan of highway, road, and street improvements for Cherry County as presented by Mr. Smith. Commissioner Storer seconded the motion. Roll call vote was taken. Commissioner Ward-aye. Commissioner Storer-aye. Commissioner DeNaeyer-aye. The motion carried.

Mr. Smith provided background information regarding an old Highway 83 right-of-way issue. It was the consensus of the Board to have Mr. Smith work with the Cherry County Attorney and obtain a legal opinion prior to taking any action.

The Board reviewed the 2018 End-of-Year Financial Statement for the Cherry County Sawyer Memorial Textbook Library.

The Board reviewed the Cherry County Hospital Board of Trustees minutes from the January 29, 2019 and the February 21, 2019 meetings and the Cherry County Hospital Balance Sheets from December 31, 2018 and January 31, 2019.

Greg Wright, Wildlife Biologist with the Bessey Forest Service District, introduced himself to the Board and informed them of the Forest Service's eastern red cedar tree removal project.

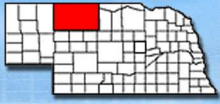
At 2:00 PM, during the allotted time, the Board received comments from the public.

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

February 26, 2019

CHERRY COUNTY CLAIMS LISTING

Claims were presented in the amount of	\$	203,941.52	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the General Fund in the amount of			\$
			203,941.52



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GENERAL

AFLAC	Withholdings/Insurance	\$1,348.79
Ameritas Life Insurance/Retirement	Withholdings/Retirement	\$15,047.93
Ameritas Life Insurance/Dental	Withholdings/Insurance	\$2,702.72
Cherry County Health Account	Health Claims Funding	\$36,763.34
Colonial Life	Supplemental Insurance Premiums	\$4,337.67
Credit Management Services	Withholdings/Garnishment	\$334.28
EFTPS	Withholdings/Taxes	\$27,094.73
Legal Shield	Services	\$256.90
MassMutual	Withholdings/Retirement	\$400.00
Meritain Health	Health Insurance Premiums	\$14,915.49
NE Department of Revenue	Withholdings/Taxes	\$3,614.93
Vision Service Plan	Withholdings/Insurance	\$560.09
GENERAL FUND PAYROLL	GROSS SALARY/WAGES	\$130,575.61
	GROSS TOTAL	\$237,952.48
	Adjustment for employees' share of withholdings	(\$34,010.96)
	NET TOTAL	\$203,941.52

Claims were presented in the amount of	\$	83,142.31	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Road Fund in the amount of			\$ 83,142.31

ROAD

AFLAC	Withholdings/Insurance	\$1,653.16
Ameritas Life Insurance/Retirement	Withholdings/Retirement	\$5,755.30
Ameritas Life Insurance/Dental	Withholdings/Insurance	\$1,152.48
Assurity Life Insurance Company	Withholdings/Insurance	\$21.75
Cherry County Health Account	Health Claim Funding	\$17,164.55
Colonial Life	Supplemental Insurance Premiums	\$2,148.26
Credit Management	Withholdings/Garnishment	\$228.17
EFTPS	Taxes/Withholdings	\$10,299.43
Legal Shield	Services	\$229.20
Meritain Health	Health Insurance Premiums	\$6,462.76
NE Department of Revenue	Taxes/Withholdings	\$1,294.45
Panhandle Collection, Inc	Withholdings/Garnishment	\$387.53
SD Child Support Payment Center	Garnishment	\$433.33
Vision Service Plan	Withholdings/Insurance	\$188.22
ROAD FUND PAYROLL	GROSS SALARY/WAGES	\$51,158.05
	GROSS TOTAL	\$98,576.64
	Adjustment for employees' share of withholdings	(\$15,434.33)
	NET TOTAL	\$83,142.31

Claims were presented in the amount of	\$	6,067.42	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Health Claims Fund in the amount of			\$ 6,067.42

HEALTH CLAIMS FUND

Cherry County Clerk	Health Insurance Claims	\$6,067.42
	TOTAL	\$6,067.42

Claims were presented in the amount of	\$	2,655.57	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Emergency Management Fund in the amount of			\$ 2,655.57

EMERGENCY MANAGEMENT

Ameritas Life Insurance/Retirement	Withholdings/Retirement	\$261.14
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EFTPS	Taxes/Withholdings	\$516.08
NE Department of Revenue	Taxes/Withholdings	\$62.20
EMERGENCY MANAGEMENT PAYROLL	GROSS SALARY/WAGES	\$2,321.30
	GROSS TOTAL	\$3,160.72
	Adjustment for employees' share of withholdings	(\$505.15)
	NET TOTAL	\$2,655.57

END

At 2:30 PM, as advertised, the Board recessed from regular session to convene as a Board of Corrections.

At 4:30 PM the Board returned to regular session.

With no further business to come before the Board, Chairman Storer declared the meeting adjourned at 4:35 PM.

These minutes are not the official record and may be corrected. A copy of the approved official minutes is available to the public in the Cherry County Clerk's Office.

BOARD OF CORRECTIONS MINUTES February 26, 2019

The Cherry County Board of Commissioners met as a Board of Corrections on February 26, 2019 at 2:30 PM in the Cherry County Courthouse, 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 2:30 PM by Chairman Storer. Roll call was taken. Present for the meeting were Cherry County Commissioners Tanya Storer, Martin DeNaeyer, and James Ward, and Cherry County Clerk Brittny Petersen. The Open Meetings Act Poster was acknowledged by Chairman Storer.

The minutes from the January 29, 2019 Board of Corrections meeting were read and approved at the February 12, 2019 regular meeting.

At 2:35 PM it was a consensus of the Board to temporarily move the meeting to the Conference Room.

Mike Applegate and Alex Moreland with Encartele presented the Board with a basic overview of the company's video visitation software and equipment. The software and equipment would be provided, serviced, and replaced by Encartele with no cost to Cherry County. Cherry County would receive a 20% commission of all remote video visitation fees and inmate telephone services.

Commissioner DeNaeyer moved to enter into a Solution Services Agreement between the Cherry County Justice Center and Encartele for video visitation services and inmate telephone services for a term of five years. Commissioner Storer seconded the motion. Roll call vote was taken. Commissioner DeNaeyer-aye. Commissioner Ward-aye. Commissioner Storer-aye. The motion carried.

At 3:30 PM it was a consensus of the Board to return to the regular Commissioner meeting room.

Justice Center Administrator Sharon Hesse and the Board discussed the pay rate, hours of work, and hiring procedure for a Justice Center Sergeant. Commissioner Storer moved to adopt the Justice Center Sergeant job description as presented by Administrator Hesse. Commissioner DeNaeyer seconded the motion. Roll call vote was taken. Commissioner Ward-aye. Commissioner Storer-aye. Commissioner DeNaeyer-aye. The motion carried.

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

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