

## BOARD OF COMMISSIONERS MINUTES

### August 13, 2019

The Cherry County Board of Commissioners met in regular session on August 13, 2019 at 10:00 AM in the Commissioner Meeting Room of 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 Vice Chairman DeNaeyer. Roll call was taken. Present for the meeting were Cherry County Commissioners Martin DeNaeyer, James Ward, and Cherry County Clerk Brittny Petersen. The Open Meetings Act Poster was acknowledged by Vice Chairman DeNaeyer and the Pledge of Allegiance was recited. Commissioner Tanya Storer joined the meeting at 10:06 AM.

The regular meeting minutes from July 30, 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 Corrections meeting minutes from July 30, 2019 were read. Commissioner DeNaeyer moved to approve the minutes as read. Commissioner Ward seconded the motion. Commissioner DeNaeyer-aye. Commissioner Ward-aye. Commissioner Storer-aye. The motion carried.

Commissioner Storer moved to table the Hooker County Dispatch Agreement agenda item to the next regular Board of Commissioners meeting on August 27, 2019. Commissioner Ward seconded the motion. Roll call vote was taken. Commissioner Ward-aye. Commissioner Storer-aye. Commissioner DeNaeyer-aye. The motion carried.

Commissioner Ward moved to deny the July 2019 Meritain health insurance late enrollment request. Commissioner DeNaeyer seconded the motion. Roll call vote was taken. Commissioner Storer-aye. Commissioner DeNaeyer-aye. Commissioner Ward-aye. The motion carried.

The Board reviewed the PILT payment, Public Grazing Fund payment, and the Forest Reserve Fund payment received by Cherry County in 2019.

Commissioner Storer moved to adopt the 2019 Forest Reserve Fund Resolution #8-13-2019-01. Commissioner Ward seconded the motion. Roll call vote was taken. Commissioner DeNaeyer-aye. Commissioner Ward-aye. Commissioner Storer-aye. The motion carried.

Commissioner DeNaeyer moved to adopt the 2019 Public Grazing Fund Resolution #8-13-2019-02. Commissioner Ward seconded the motion. Roll call vote was taken. Commissioner Ward-aye. Commissioner Storer-aye. Commissioner DeNaeyer-aye. The motion carried.

Cherry County Assessor Betty Daugherty discussed the upcoming reassessment of commercial properties. The Board authorized Assessor Daugherty to solicit bids for the reassessment of Cherry County commercial properties in 2020. Assessor Daugherty stated that the 2019 Certifications of Taxable Value were completed. No Board action was required.

Cherry County Hospital Board of Trustees members, Tim Henderson and Roger Dunn, and Cherry County Hospital Administrator Brent Peterson met with the Board to discuss the recruitment and hiring process for a Cherry County Hospital CEO and the Cherry County Hospital Board of Trustees appointment. The Cherry County Hospital Board of Trustees have hired Bryan Health to assist in the recruitment and interview process for prospective CEO candidates. The Board of Commissioners requested that the list of stakeholders for the CEO recruitment process be broadened to better represent the large geographical area of Cherry County. The possible expansion of the Cherry County Hospital Board of Trustees from five to seven members was also discussed. No Board action was taken.

Judy Petersen, Executive Director of the Central Nebraska Economic Development District, provided an overview of the programs and activities that her organization has been involved with recently. The economic impact of the recent local disasters and the upcoming Valentine Main Street/Highway 83 project were also discussed.

The Board recessed for lunch from 12:00 PM to 1:00 PM.

At 1:00 PM, during the allotted time, comments were received from the public.



# Cherry County Board Minutes



The Board reviewed an updated road foreman job description. There was also discussion regarding the possibility of a County-wide road foreman, including the job description and responsibilities, and options for the implementation of time clocks for road employees.

Commissioner Storer moved to approve the Cherry County road foreman job description as presented. Commissioner DeNaeyer seconded the motion. Roll call vote was taken. Commissioner Storer-aye. Commissioner DeNaeyer-aye. Commissioner Ward-aye. The motion carried.

It was a consensus of the Board for the County Attorney to formulate a request to the State of Nebraska and Valentine City Council for modifications to the Main Street project including the elimination of trees & other snow removal obstacles and the minimization of parking loss.

The Board reviewed the Cherry County Hospital Board of Trustees meeting minutes from May 28, 2019 and June 25, 2019, the Cherry County Hospital balance sheets from May 31, 2019 and June 30, 2019, the Clerk of the District Court fee report for July 2019, and the Treasurer's fund balances for July 2019.

Commissioner DeNaeyer moved to reappoint Sheila Wheeler to the Cherry County Hospital Board of Trustees to a six-year term set to expire July 30, 2025. Commissioner Storer seconded the motion. Roll call vote was taken. Commissioner DeNaeyer-aye. Commissioner Ward-aye. Commissioner Storer-aye. The motion carried.

Commissioner Ward moved to increase the Cherry County Hospital Board of Trustees from five members to seven members based on Article 2, Section 1 of the Bylaws of the Board of Trustees of Cherry County Hospital - Valentine, Nebraska and in accordance with Nebraska State Statute 23-3502, appointing one trustee to an initial four-year term and one trustee to a six-year term and request the Cherry County Hospital Board of Trustees to submit recommendations for new Board members by September 11, 2019. Commissioner Storer seconded the motion. Roll call vote was taken. Commissioner Ward-aye. Commissioner Storer-aye. Commissioner DeNaeyer-aye. The motion carried.

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

At 2:46 PM the Board returned to regular session.

Cherry County Zoning Administrator Jessica Coyle informed the Board of the earliest dates that the Valentine Rural High School Auditorium was available for use for the purpose of conducting a public hearing that also fulfilled meeting advertising requirements. The Board requested additional available dates from Administrator Coyle prior to setting a time and date. Cherry County Attorney Eric Scott advised that the Board's obligation is to provide a space large enough to accommodate the expected attendance. No Board action was taken.

At 2:53 PM Commissioner DeNaeyer moved to enter executive session for the purpose of advisement on potential litigation with the Board of Commissioners, County Attorney, and County Clerk to be present. Commissioner Ward seconded the motion. Roll call vote was taken. Commissioner Ward-aye. Commissioner Storer-aye. Commissioner DeNaeyer-aye. The motion carried.

At 3:32 PM it was a consensus of the Board to return to open session.

Commissioner DeNaeyer moved to temporarily close and erect barricades on both sides of the flooded portion of the North Ashby Road and monitor the situation. Commissioner Storer seconded the motion. Roll call vote was taken. Commissioner Storer-aye. Commissioner DeNaeyer-aye. Commissioner Ward-aye. The motion carried.

Commissioner Storer moved to approve Three River's request to occupy Cherry County Public Right-of-Way for the purpose of installing fiber cable and pipe at the following location in the County: "On the bridge by the Fort Niobrara National Refuge & ROW". Commissioner DeNaeyer seconded the motion. Roll call vote was taken. Commissioner DeNaeyer-aye. Commissioner Ward-aye. Commissioner Storer-aye. The motion carried.

Commissioner DeNaeyer moved to approve CenturyLink's request to occupy Cherry County Public Right-of-Way for the purpose of installing fiber optic cable and enclosures at the following locations in the County: "Along Bryan Bridge Loop, starting at intersection of River Dr, heading northeast to front of 89768 Bryan Bridge Loop, approx. 0.25 miles", "Along River Dr, starting at intersection of Hwy 20, heading westward to front of 39758 River Dr, approx. 0.5 miles", "Along Boardman Creek Rd, starting at the intersection at Hwy 97 and ending and the intersection of Wolfenden Rd, approx. 13.6 miles." Commissioner Ward seconded the motion. Roll call vote was taken. Commissioner Ward-aye. Commissioner Storer-aye. Commissioner DeNaeyer-aye. The motion carried.

Highway Superintendent Lloyd Smith presented the Board with a bid from Norfolk Contracting, Inc. to remove the northeast wing of the Allen Ward Bridge and install a new wing. It was a consensus of the Board to have Superintendent Smith seek three informal bids for the repair of the Allen Ward Bridge.

Zoning Administrator Jessica Coyle informed the Board of additional available dates for the Valentine Rural High School Auditorium.

Commissioner DeNaeyer moved to set the time and date for a special meeting for the purpose of conducting a public hearing regarding Conditional Use Permit Application #003/18 – BSH Kilgore LLC for a Commercial/Utility Grade Wind Energy Conversion System for September 17, 2019 at 4:30 PM at the Valentine Rural High School Auditorium. Commissioner Ward seconded the motion. Roll call vote was taken. Commissioner Storer-aye. Commissioner DeNaeyer-aye. Commissioner Ward-aye. The motion carried.

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

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### CHERRY COUNTY CLAIMS LISTING

Claims were presented in the amount of	\$	79,041.42	.
and disallowed in the amount of			.
A warrant was ordered drawn on the General Fund in the amount of	\$	79,041.42	

#### GENERAL

Acoustical Surfaces, Inc	Services	\$295.01
Allen Monument Company	Services	\$95.00
Amazon Capital Services, Inc	Supplies	\$1,146.26
Andy's Glass Shop	Services	\$255.00
Applied Connective Technologies	Services	\$2,479.50
Daniel Bauer	Reimbursement	\$678.35
Berry Creek Enterprises LLC	Supplies	\$190.00
Black Hills Chemical	Supplies	\$414.69
Bob Barker Company Inc	Services	\$139.13
Bomgaars	Services	\$263.97
Briem Engineering	Services	\$1,420.00
Buckles Fuel Service Inc	Services	\$223.24
Buhl's Quality Laundry	Services	\$3.40
Clint Burney	Reimbursement	\$35.96
Aisha Carr	Services	\$2,207.88
Centurylink	Telephone Service	\$200.58
Centurylink	Telephone Service	\$1,271.45
Cherry County Clinic	Services	\$856.00
Cherry County Court	Court Fees	\$425.00
Cherry County District Court	Court Fees	\$69.00
Cherry County Treasurer	Bank Fees	\$5.00
Clearly Communications	Telephone Service	\$292.48
Cody Oil Company	Fuel	\$62.98
Consolidated Management Company	Services	\$105.13
DAS State Accounting 6506	Services	\$448.00
DAS State Accounting 6507	Services	\$257.70
Design Specialties Inc	Services	\$445.45
Drones R Us Colorado	Services	\$159.00
Encartele Inc	Services	\$320.00



# Cherry County Board Minutes



Farmers Ranchers Co-Op	Services	\$40.00
Galls LLC	Supplies	\$243.96
Global Security Glazing LLC	Services	\$1,756.21
Pat Greenough	Reimbursement	\$100.00
GRP & Associates	Services	\$183.00
Gworks	Services	\$2,625.00
Hall County Corrections	Services	\$1,527.03
Hollie Hanna	Reimbursement	\$52.20
Klaus Hartman MD	Services	\$4,433.00
Heart City Drug	Supplies	\$46.20
Heartland Paper Company	Supplies	\$310.02
Henderson's IGA	Supplies	\$97.98
Jack's Uniforms & Equipment	Supplies	\$545.49
Johnson Law Office	Clerical Salary/Rent/Telephone/Equipment	\$4,088.11
KBR Rural Public Power District	Services	\$166.76
Brent M Kelly Law	Services	\$7,197.09
Todd Larabee	Reimbursement	\$12.76
Angie Lincoln	Reimbursement	\$75.40
Madison's Great Western	Services	\$880.44
Mailfinance	Services	\$1,315.62
Marco Technologies	Services	\$161.50
William F Marshall	Reimbursement	\$200.00
Michelle McNare	Reimbursement	\$67.28
Microfilm Imaging Systems	Services	\$136.00
Midwest Special Service	Services	\$459.00
Mips Inc	Services	\$1,363.02
Tonja Moffenbier	Reimbursement	\$547.16
Sharon Moreland	Reimbursement	\$83.52
Kay Morrison	Reimbursement	\$406.56
Nebraska Assn of County Clerks	Dues/Training	\$100.00
Nebraska Dept Correctional Services	Services	\$1,617.21
Secretary of State	Services	\$80.00
Nebraska Law Enforcement Training	Dues/Training	\$1,248.00
Nelsen Furniture Inc	Supplies	\$49.99
Neofunds by Neopost	Services	\$850.00
NK Waste Management Inc	Services	\$368.00
North Central Nebraska RC&D	Services	\$200.00
Office Products Center	Office Supplies	\$630.92
Albert Osburn	Reimbursement	\$124.90
Outback Screenprinting & Embroidery	Services	\$32.00
Paper Tiger Shredding	Services	\$85.88
Petty Cash	Services	\$624.19
Pit Stall Inc	Services	\$829.95
Platte Valley Communications Inc	Services	\$265.78
Presto-X	Services	\$77.00
Pronto Parts Company	Supplies	\$26.54
Quigley Dill & Quigley	Services	\$9,130.00
Region 4 Behavioral Health System	Services	\$434.00
Ron Lower Construction	Services	\$24.00
Ron's Quik Lube	Services	\$144.10
Sandhill Oil Company	Fuel	\$498.22
Scotty's Ranchland Foods LLC	Supplies	\$104.47
Cardmember Services	Services	\$340.50
Nick Simmons	Reimbursement	\$69.60

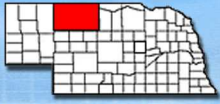
Summit Food Service, LLC	Services	\$3,788.49
Sundance Enterprises	Services	\$377.83
Tehrani Motor Company	Services	\$174.00
Three River Telco	Services	\$36.04
True Value Hardware	Supplies	\$191.58
University of Nebraska Lincoln	Services	\$75.00
UNL Its Communications Center	Services	\$15.32
US Cellular	Telephone Service	\$65.71
US Cellular	Telephone Service	\$53.97
Valentine Midland News	Publishing Services	\$802.21
Valentine Office Supply	Office Supplies	\$758.65
City of Valentine	Utilities	\$4,996.57
Viaero Wireless	Telephone Service	\$239.50
Ward Plumbing & Heating	Services	\$531.75
Water Engineering Inc	Services	\$2,890.50
Gary Weaver	Reimbursement	\$55.00
Western Roofing Company	Services	\$861.85
Wex Bank	Fuel	\$1,286.73
	<b>TOTAL</b>	<b>\$79,041.42</b>

Claims were presented in the amount of \$ 252,415.60 .  
and disallowed in the amount of \$ - .

A warrant was ordered drawn on the Road Fund in the amount of \$ 252,415.60

#### ROAD

Applied Connective Technology	Services	\$51.00
Ashby Lumber Company	Services	\$10.98
B&S Auto Repair	Services	\$217.07
B's Enterprises Inc	Services	\$32,080.80
Bacon Repair	Services	\$4,133.87
Bill's Garage	Services	\$368.83
Bomgaars	Supplies	\$350.94
Buckles Fuel Service	Fuel	\$4,536.01
Cherry County Clerk	Services	\$34.00
Cherry County Implement	Services	\$7.98
Cody Oil Company	Services	\$3,343.60
Consolidated Telephone	Services	\$247.32
Cow Country Sales & Services LLC	Services	\$1,625.00
Croell Inc	Services	\$11,655.50
Croell Inc	Services	\$11,827.13
Custer Public Power District	Services	\$106.76
D/W Machine & Manufacturing	Services	\$3,113.00
Dale's Tire & Retreading Inc	Services	\$6,742.00
Daly Enterprises	Services	\$26.30
Danielski Farms Inc	Supplies	\$23,759.14
DAS State Accounting	Services	\$27.70
Emerson Equipment	Services	\$466.98
Farmers-Ranchers Co-Op	Services	\$1,064.25
Fish Trucking	Services	\$7,000.00
Great Plains Communications	Telephone Services	\$279.72
Gworks	Services	\$3,825.00
Hansen-Myeller Co	Services	\$20.00
Melvin Hartman	Services	\$10,680.00
Hoefs Skidloader Works LLC	Services	\$100.00
Hometown Lumber & Construction Inc	Supplies	\$71.66
JM Parts & Equipment, Inc	Services	\$169.99
Josh Whipple Trucking LLC	Services	\$45,000.00
KBR Rural Public Power District	Utilities	\$184.94
Koinzan Trucking	Services	\$11,367.96



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Lawson Products Inc	Services	\$123.09
Martin Marietta Materials Inc	Services	\$8,922.67
MCT Trucking	Services	\$10,800.00
Medical Enterprises Inc	Services	\$36.00
Menards	Supplies	\$30.68
Village of Merriman	Services	\$124.88
Mips Inc	Services	\$180.00
Mullen Auto & Diesel	Services	\$32.78
Mullen Motor Company	Services	\$135.67
Village of Mullen	Services	\$129.00
Neal Oil & Auto Center Inc	Services	\$79.90
Nebraska Dept of Correctional Services	Services	\$1,705.00
Nebraska Machinery Company/NMC Inc	Services	\$999.19
Nebraska Public Power District	Utilities	\$59.20
Nebraska Truck Center	Services	\$54.81
Neofunds by Neopost	Services	\$150.00
Newman Signs Inc/Traffic Signs	Services	\$175.32
NK Waste Management	Services	\$230.00
Office Products Center	Supplies	\$338.32
Panhandle Collection	Reimbursement	-\$19.88
Parts Company	Supplies	\$38.30
Perrett Construction LTD	Services	\$2,497.06
Pit Stall	Services	\$4,288.42
Powerplan	Services	\$6,495.55
Prema	Services	\$66.76
R Kruger Extinguishers	Services	\$80.00
Rager Trucking	Services	\$4,500.00
Sandhill Oil Company Inc	Supplies	\$12,001.58
Security First Bank	Services	\$7,094.52
Sundance Enterprises	Services	\$12.00
Tehrani Motor Company	Services	\$3,115.19
Shawn Thompson	Services	\$19.88
US Cellular	Services	\$75.05
Valentine Medical Clinic	Services	\$40.00
Valentine Office Supply	Supplies	\$65.96
City of Valentine	Services	\$156.27
Wiese Ranch	Services	\$3,000.00
Woody's Repair-Merlin Woodworth	Services	\$87.00
	<b>Total</b>	<b>\$252,415.60</b>

Claims were presented in the amount of	\$	<b>6,597.44</b>	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Emergency Bridge Fund in the amount of	\$		<b>6,597.44</b>

## EMERGENCY BRIDGE

Niobrara Valley Consultants	Services	\$6,597.44
	<b>TOTAL</b>	<b>\$6,597.44</b>

Claims were presented in the amount of	\$	<b>22,843.42</b>	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Visitor Promotion Fund in the amount of	\$		<b>22,843.42</b>

## VISITOR PROMOTION

Bob's Signs	Services	\$180.00
Cherry County Visitors Promotion Board	Utilities/Telephone/Postage/Mileage	\$3,823.85

Flowerland	Services	\$62.00
Hometown Lumber & Construction	Supplies	\$116.65
KQCH Summitmedia	Services	\$3,600.00
KWYR Radio	Services	\$792.00
Maly Marketing	Services	\$1,740.00
Nelsen Furniture	Supplies	\$199.00
North Platte Telegraph	Services	\$535.00
Regina Osburn	Reimbursement	\$262.41
Sparks Spurs	Grant	\$1,000.00
Valentine Chamber of Commerce	Salary/Wages/Insurance/Taxes	\$1,994.00
Valentine Midland News	Services	\$116.63
Valentine Office Supply	Supplies	\$156.96
Laura Vroman	Services	\$3,000.00
Western Nebraska Tourism Coalition	Services	\$4,051.97
WJAG-KEXL-KGKX Radio	Services	\$1,212.95
	<b>TOTAL</b>	<b>\$22,843.42</b>

Claims were presented in the amount of	\$	924.50	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Register of Deeds P&M Fund in the amount of			\$ 924.50

**REGISTER OF DEEDS P&M**

Spectra Associates, Inc	Supplies	\$924.50
	<b>TOTAL</b>	<b>\$924.50</b>

Claims were presented in the amount of	\$	25,582.37	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Health Insurance Claim Fund in the amount of			\$ 25,582.37

**EMPLOYEE HEALTH INSURANCE CLAIM**

Cherry County Clerk	Employee Health Insurance Claims	\$25,582.37
	<b>TOTAL</b>	<b>\$25,582.37</b>

Claims were presented in the amount of	\$	7,810.83	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Bookmobile Fund in the amount of			\$ 7,810.83

**BOOKMOBILE**

Valentine Public Library	Bookmobile	\$7,810.83
	<b>TOTAL</b>	<b>\$7,810.83</b>

Claims were presented in the amount of	\$	3,531.46	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Emergency Management Fund in the amount of			\$ 3,531.46

**EMERGENCY MANAGEMENT**

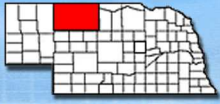
Centurylink	Services	\$156.46
Gworks	Services	\$3,375.00
	<b>TOTAL</b>	<b>\$3,531.46</b>

Claims were presented in the amount of	\$	263.51	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the 911 Emergency Services Fund in the amount of			\$ 263.51

**911 EMERGENCY SERVICES**

US Cellular	Data Services	\$263.51
	<b>TOTAL</b>	<b>\$263.51</b>

Commissioner DeNaeyer moved to approve Claim #19081655. Commissioner Storer seconded the motion. Roll call vote was taken. Commissioner Ward-abstain. Commissioner Storer-aye. Commissioner DeNaeyer-aye. The motion carried.



# Cherry County Board Minutes



Claims were presented in the amount of	\$	19.80	.	
and disallowed in the amount of	\$	-	.	
A warrant was ordered drawn on the General Fund in the amount of			\$	19.80
<b>General Fund</b>				
Heart City Lock & Key		Services		\$19.80
		<b>TOTAL</b>		<b>\$19.80</b>

At 4:53 PM, with no further business to come before the Board, Chairman Storer declared the meeting adjourned.

*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 August 13, 2019

The Cherry County Board of Commissioners met as a Board of Corrections on August 13, 2019 at 2:30 PM in the Commissioner Meeting Room of 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, James Ward, and Cherry County Clerk Brittny Petersen. The Open Meetings Act Poster was acknowledged by Chairman Storer.

The minutes from the July 30, 2019 Board of Corrections meeting were read and approved during the regular meeting.

Cherry County Justice Center Administrator Sharon Hesse presented the Board with an amended pay scale. Commissioner Storer moved to approve the amended Justice Center pay scale as presented. Commissioner Ward seconded the motion. Roll call vote was taken. Commissioner Storer-aye. Commissioner DeNaeyer-aye. Commissioner Ward-aye. The motion carried.

Administrator Hesse informed the Board that after the June 2019 inspection, the Jail Standards Board had determined the Cherry County Justice Center to be in full compliance.

At 2:38 PM Commissioner Storer moved to enter executive session for the purpose of providing an update on a personnel matter with the Board of Commissioners, County Attorney, County Clerk, and Justice Center Administrator to be present. Commissioner DeNaeyer seconded the motion. Roll call vote was taken. Commissioner DeNaeyer-aye. Commissioner Ward-aye. Commissioner Storer-aye. The motion carried.

At 2:45 PM it was the consensus of the Board to return to open session.

At 2:46 PM Chairman Storer declared the meeting adjourned.



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