



Cherry County Board Minutes



BOARD OF COMMISSIONERS MINUTES

June 8, 2021

The Cherry County Board of Commissioners met in regular session on June 8, 2021 at 10:00 AM in the Cherry County Commissioners Meeting Room, as per notice in the Valentine Midland News every week and with the agenda being on file in the office of the County Clerk. The meeting was called to order at 10:04 AM by Chairman Storer. Roll call was taken. Present for the meeting were Cherry County Commissioners Tanya Storer, Martin DeNaeyer, James Ward, and Cherry County Deputy Clerk Elise Hamling. The Open Meetings Act Poster was acknowledged by Chairman Storer, as well as the recently amended (April 2021) copy also available to the public, and the Pledge of Allegiance was recited.

The Board of Commissioners regular meeting minutes from May 25, 2021 were read. DeNaeyer moved and Ward seconded to approve the minutes as read. Roll call vote: Aye – DeNaeyer, Ward, Storer. The motion carried.

The Board of Equalization meeting minutes from May 25, 2021 were read. Ward moved and DeNaeyer seconded to approve minutes as read. Roll call vote: Aye – Ward, Storer, DeNaeyer. The motion carried.

The Board of Corrections meeting minutes from May 25, 2021 were read. DeNaeyer moved and Ward seconded to approve the minutes as read. Roll call vote: Aye – Storer, DeNaeyer, Ward. The motion carried.

County Highway Superintendent Kent Lopez met with the Board to provide an update regarding county road resource utilization, training updates and to discuss options for purchasing equipment and the potential for additional employees to implement road improvements which are currently anticipated to be bid out. The Board requested that Superintendent Lopez figure cost estimates to better consider the option. No Board action was required.

County Attorney Eric Scott met with the Board to discuss an Emergency Management Interlocal Agreement between Cherry and Keya Paha Counties. Attorney Scott presented a draft agreement to which various adjustments were discussed prior to the phone conference with Keya Paha County.

At 11:00 AM, the Board met via phone with the Keya Paha County Commissioners to discuss the aforementioned Interlocal Agreement between Cherry and Keya Paha Counties for Emergency Management Services. The Boards discussed the draft agreement presented by Attorney Scott. The Boards agreed to a 5-year agreement with a 30-day notice of withdrawal capability. Both Boards and Mr. Scott agreed upon adjustments to the presented draft. Mr. Scott indicated he would make the changes and provide the adjusted agreement to both Board's later in the day. Commissioner Ward moved and DeNaeyer seconded to enter into an interlocal agreement with Keya Paha County for Emergency Management Services and to Authorize Chairman Storer to sign the agreement as updated by Attorney Eric Scott. Roll call vote: Aye – DeNaeyer, Ward, Storer. The motion carried.

Attorney Eric Scott presented an EPA Consent Agreement regarding the Snake River to the Board and provided background and a summarization of the circumstances. Mr. Scott presented plan of action options to the Board indicating the option for Cherry County to work cooperatively with the landowner to mitigate the issue or to dispute the findings in court. The Board favored the option to work with the landowner to construct a structure and participate in necessary monitoring of the efficacy of the structure for a 5-year period as indicated in the agreement. Commissioner Storer moved and Ward seconded to approve the Environmental Protection Agency Consent Agreement for Snake River and to authorize Commissioner Ward to sign. Roll call vote: Aye – Ward, Storer, DeNaeyer. The motion carried.

The Board discussed with Mr. Scott the obligations of Cherry County regarding the acceptance of the U.S. Department of the Treasury Coronavirus Local Fiscal Recovery Fund Award Terms and Conditions. Mr. Scott indicated that this agreement allows for the receipt of the funds, should the allowance and terms of use for funds do not suit the needs of Cherry County, this will not obligate us to utilize the funds upon receipt. Ward moved and DeNaeyer seconded to Authorize Chairman Storer to e-sign the acceptance of the U.S. Department of the treasury Coronavirus Local Fiscal Recovery Fund Award Terms and Conditions. Roll call vote: Aye – Storer, DeNaeyer, Ward. The motion carried.

Cherry County Deputy Clerk Elise Hamling presented information to the Board regarding the upcoming statutory responsibilities of Cherry County following the 2020 Census. LB 285 offers adjustments to upcoming statutory election deadlines in an attempt to provide Clerks and Election Commissioners statewide to have adequate time to make all of the necessary adjustments to precinct, subdivision and district boundaries as required by Nebraska law prior the beginning of the filing period for the 2022 Election Cycle due to the 4-month-late receipt of census data from the Federal Government. With the support of the Nebraska Secretary of State's Office Cherry County will be utilizing GWorks GIS services to acquire and digitize data in order to ensure accuracy and transparency of elections, tax district information and to reorganize precincts to maximize efficiency to minimize cost of elections. Additional requirements for precinct reassessment required by state statutes will be fulfilled by the contract with GWorks.

The Board recessed for lunch from 12:00 PM to 1:06 PM.

Comments from the public were received during the allotted time.

Judy Petersen and Chelsey Luthy from the Central Nebraska Economic Development District along with Greg Nollette with Niobrara Valley Vineyards met with the Board to discuss the CDBG Tourism Development Grant Application process and the obligations of Cherry County as the applicant for the program. The responsibilities of the Board would be to facilitate a public hearing, adopt a resolution in order to apply for the grant on behalf of Niobrara Valley Vineyards and to distribute funding received. CNEDD will be responsible for writing the grant and ensuring that all obligations of NVV are met while utilizing the funding and CNEDD will also provide reporting on behalf of Cherry County. Ward moved and Storer seconded to proceed with the CDBG Tourism Development Grant Application by CNEDD for the Niobrara Valley Vineyards Project subject to the approval of the Memorandums of Understanding and review of the application by the Board of Commissioners. Roll call vote: Aye – DeNaeyer, Ward, Storer. The motion carried.

Cherry County Highway Superintendent Lloyd Smith met with the Board to discuss the need to advertise for bid letting regarding the anticipated N Ashby Road Armor coat project discussed in the 1- & 6-year plan earlier this year. It was the consensus of the Board for Superintendent Smith to proceed with the advertisement.

At 2:00 PM, as advertised, the Board recessed from regular session to convene as a Board of Equalization. The Board returned to regular session at 2:20 PM.

John Cannon, Executive Director of the Nebraska Association of County Officials, met with the Board and offered some updates regarding recent legislation that obligates new responsibilities to county offices including new structure for School Bond funding/taxation as well as redistricting and budget advertisement responsibilities.

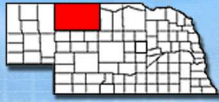
At 2:35 PM, as advertised, the Board recessed from regular session to convene as a Board of Corrections. The Board returned to regular session at 3:40 PM.

The Board met with Earl Imler, Nebraska Emergency Management Agency Preparedness and Operations Section Manager regarding the requirements of Cherry County to provide Emergency Management Services. Mr. Imler indicated the clarity of the Nebraska Emergency Management Act and how it explains the obligations of the Counties to provide specific resources in order to be in compliance. A responsibility of the Board of Commissioners to establish Emergency Management services in Cherry County is to adopt a resolution indicated so and to name the appointment of the Manager responsible for carrying out those responsibilities. The Board engaged in conversation with Mr. Imler regarding available funding, grants, and resources available through NEMA.

Jim Stout, Rock County Commissioner, joined the Board in conversation regarding the dissolution of Region 24 and final bills to be paid prior to the final dissolution. No Board action was required.

The Board reviewed correspondence as follows: Notice received from Boyd County regarding their withdrawal from the Region 24 Emergency Management Agency Interlocal Agreement, Clerk of the District Court Fee Report from May 2021, Treasurer's Fund Balance Listing from May 2021, Balance Sheets from the Cherry County Hospital for the month of April, 2021, and Rat & Beaver Lake Watershed Environmental Assessment information from the Middle Niobrara Natural Resource District and the Natural Resource Conservation Service.

DeNaeyer moved and Ward seconded to approve claims. Roll call vote: Aye – DeNaeyer, Ward, Storer. The motion carried.



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June 8, 2021

CHERRY COUNTY CLAIMS LISTING

Claims were presented in the amount of	\$	149,326.66	.
and disallowed in the amount of	\$	-	.

A warrant was ordered drawn on the General Fund in the amount of	\$	149,326.66
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GENERAL

Allen Monument Company	Services	\$520.00
Ameritas Life Insurnace Corp	Withholdings/Retirement	\$239.99
Andy's Glass Shop	Services	\$480.00
Applied Connective Technologies	Services	\$7,945.50
Black Hills Chemical	Supplies	\$661.60
Bob Barker Company	Supplies	\$233.30
Bomgaars	Supplies	\$127.08
Michael S Borders	Services	\$2,560.68
Christina Campbell	Gross Wages	\$1,936.32
Cash Wa Distributing Company	Supplies	\$19.93
Centec Cast Metal Products	Services	\$953.74
Centurylink	Telephone Service	\$187.53
Centurylink	Telephone Service	\$1,709.77
Cherry County Court	Court Fees	\$102.00
Cherry County Hospital	Services	\$68.50
Cherry County Sheriff	Services	\$298.64
Cherry County Treasurer	Bank Fees	\$5.00
Clearly Communications	Telephone Service	\$288.84
CNA Surety	Services	\$100.00
DAS State Accounting 6506	Services	\$448.00
DAS State Accounting 6507	Services	\$268.70
EFTPS (Federal Tax Payment)	Taxes/Withholdings	\$406.57
Firstnet/AT&T Mobility	Telephone Service	\$610.09
Evelyn Foster	Gross Wages	\$196.98
Barbara Good Small	Reimbursement	\$1,263.34
Government Forms & Supplies	Supplies	\$426.02
Pat Greenough	Reimbursement	\$100.00
Henderson's IGA	Supplies	\$26.59
Johnson Law Office	Clerical Salary/Rent/Telephone/Equipment	\$4,003.00
KBR Rural Public Power	Services	\$85.31
Microfilm Imaging Systems	Services	\$136.00
MIPS	Services	\$2,847.09
NACO	Dues/Fees/Training	\$2,134.44
Nebraska Department of Revenue	Taxes/Withholdings	\$58.57
Nebraska Public Health Environment	Supplies	\$105.00
Nebraska Safety & Fire Equip Inc	Services	\$325.00
Nielsen Insurance	Services	\$40.00
Niobrara Valley Consultants	Services	\$2,025.00
NIRMA	Insurance	\$87,028.00
NK Waste Management, LLC	Services	\$184.00
Northeast NE Area Agency on Aging	Services	\$1,849.00
Office Products	Supplies	\$1,648.25
Paper Tiger Shredding	Services	\$50.00
Petty Cash	Reimbursement	\$160.00

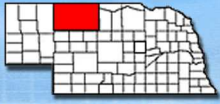
Platte Valley Communications	Services	\$315.71
Postmaster	Services	\$362.00
Prema	Services	\$114.66
Presto X	Services	\$81.00
Quadient Leasing USA	Services	\$64.04
Quadient Finance USA	Services	\$1,900.00
Quigley Dill & Quigley	Services	\$608.00
Sandhill Oil Company Inc	Services	\$1,970.84
Eric Scott	Clerical Salary/Rent/Telephone/Equipment	\$4,728.74
Scotty's Ranchland Foods	Supplies	\$60.31
Security First Bank	Deposit/New Account	\$1,500.00
Cardmember Service	Supplies	\$102.27
Stanek Fire Protection	Services	\$144.00
Elior Inc, Summit Food Service	Services	\$5,542.60
Tehrani Motor Company	Services	\$338.72
True Value Hardware	Supplies	\$56.31
UNL NE Extension Office	Reimbursement	\$5.84
UNL Panhandle Research & Extension	Services	\$1,230.22
US Cellular	Services	\$70.25
Valentine Midland News	Publishing Services	\$579.43
City of Valentine	Utilities	\$3,352.13
Western Oil/Conoco	Fuel	\$31.61
Wex Bank	Fuel	\$1,702.54
	GROSS TOTAL	\$149,724.59
	Adjustment for employees' share of withholdings	(\$397.93)
	TOTAL	\$149,326.66

Claims were presented in the amount of	\$	354,656.39	.
and disallowed in the amount of	\$	-	.

A warrant was ordered drawn on the Road Fund in the amount of **\$ 354,656.39**

ROAD

Andersen & Sons NAPA Auto Parts	Supplies	\$14.49
Andy's Glass Shop	Services	\$25.00
Bacon Repair	Services	\$14.10
Big Boy Tools & Service	Services	\$1,756.80
Bomgaars	Supplies	\$1,491.35
Douglas Boyer	Reimbursement	\$93.32
Breinig Truck & Trailer	Services	\$12,000.00
Buckles Fuel Service Inc	Services	\$4,723.66
Cherry County Implement	Services	\$44.47
Cody Oil Company	Services	\$2,381.70
Consolidated Telephone	Telephone Service	\$186.52
Cornhusker State Industries	Services	\$1,200.00
Croell Inc	Services	\$772.74
Custer Public Power District	Services	\$153.20
D&L Sand & Gravel	Services	\$3,000.00
Danielski Farms Inc	Services	\$10,653.15
DAS State Accounting 6507	Services	\$28.40
Great Plains Communications	Telephone Service	\$213.90
Gworks	Services	\$2,756.00
Melvin Hartman	Services	\$17,800.00
Hometown Lumber & Construction	Supplies	\$4.78
H2 Equipment	Supplies	\$5,400.00
Inland Truck Parts	Supplies	\$1,041.60
J&J Trailer Sales	Supplies	\$501.00
Jebro Inc	Supplies	\$105,924.96
KBR Rural Public Power District	Utilities	\$298.25
Kimball Midwest	Services	\$134.94



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Koinzan Trucking LLC	Services	\$1,276.35
Tim Licking	Services	\$1,850.00
Martin Auto Parts II	Supplies	\$21.04
Martin Marietta Materials	Supplies	\$3,356.46
Mathis Equipment	Services	\$7,200.00
MCT Trucking	Services	\$20,010.00
Medical Enterprises Inc	Services	\$115.00
Menards	Supplies	\$208.69
Mips Inc	Services	\$180.00
Modern Farm Equipment Corp	Services	\$3,600.00
Mullen Auto & Diesel	Services	\$790.08
Nebraska Dept of Correctional Service	Supplies	\$7,739.35
Nebraska Machinery Company	Services	\$67.54
Nebraska Public Power District	Services	\$50.24
Nebraska Truck Center	Services	\$4,128.93
NIRMA	Insurance	\$68,586.00
Office Products	Supplies	\$512.26
Perrett Construction LTD	Services	\$106.92
Pit Stall	Services	\$12,506.81
Powerplan	Services	\$8,711.53
Prema	Services	\$48.82
Quadient Finance	Supplies	\$75.00
Reese Inc	Services	\$557.50
Rockmount Research and Alloys	Services	\$935.25
Rushville Service Center	Services	\$520.00
Sandhill Fertilizer	Supplies	\$594.25
Sandhill Oil Company Inc	Fuel	\$10,669.43
Security First Bank	Services	\$3,985.21
Sheridan County Journal Star	Services	\$44.00
Tony's Tire & Auto Repair	Services	\$856.00
Triple G Redimix, LLC	Services	\$21,555.23
US Cellular	Services	\$69.31
Valentine Medical Clinic	Services	\$140.00
Valentine Midland News	Services	\$27.50
City of Valentine	Services	\$947.36
	TOTAL	\$354,656.39

Claims were presented in the amount of \$ 7,802.02 .
 and disallowed in the amount of .
 A warrant was ordered drawn on the Visitor Promotion Fund in the amount of \$ 7,802.02

VISITOR PROMOTION

Cherry County Visitors Promo Board	Reimbursement	\$210.39
Great Plains Communications	Services	\$192.84
Tony Hanson	Services	\$75.00
K&J K Lawn	Services	\$100.00
KWYR	Services	\$566.75
Miles Partnership	Services	\$6,000.00
Office Products Center	Supplies	\$64.55
Regina Osburn	Reimbursement	\$303.52
Sunshine Greenhouse	Supplies	\$40.97
City of Valentine	Services	\$248.00
	TOTAL	\$7,802.02

Claims were presented in the amount of	\$	3,697.50	.	
and disallowed in the amount of	\$	-	.	
A warrant was ordered drawn on the Visitor Improvement Fund in the amount of			\$	3,697.50
VISITOR IMPROVEMENT				
Central Nebraska Economic Dev Dist		Fund Transfer		\$3,697.50
		TOTAL		\$3,697.50

Claims were presented in the amount of	\$	35,217.44	.	
and disallowed in the amount of	\$	-	.	
A warrant was ordered drawn on the Health Insurance Claims Fund in the amount of			\$	35,217.44
EMPLOYEE HEALTH INSURANCE CLAIMS				
Cherry County Clerk		Health Insurance Claims	\$	35,217.44
		TOTAL	\$	35,217.44

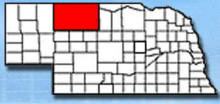
Claims were presented in the amount of	\$	8,767.73	.	
and disallowed in the amount of	\$	-	.	
A warrant was ordered drawn on the Bookmobile Fund in the amount of			\$	8,767.73
BOOKMOBILE				
Valentine Public Library		Bookmobile		\$8,767.73
		TOTAL	\$	8,767.73

Claims were presented in the amount of	\$	731.38	.	
and disallowed in the amount of	\$	-	.	
A warrant was ordered drawn on the Emergency Management Fund in the amount of			\$	731.38
EMERGENCY MANAGEMENT				
Bomgaars		Supplies		\$36.99
Centurylink		Services		\$239.39
Office Products Center		Supplies		\$430.00
Quadient Finance USA		Supplies		\$25.00
		TOTAL		\$731.38

Claims were presented in the amount of	\$	18,373.99	.	
and disallowed in the amount of	\$	-	.	
A warrant was ordered drawn on the Inheritance Tax Fund in the amount of			\$	18,373.99
INHERITANCE TAX				
Houghton Bradford Whitted PC		Services		\$18,373.99
		TOTAL		\$18,373.99

At 6:00 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.



Cherry County Board Minutes



BOARD OF EQUALIZATION MINUTES June 8, 2021

The Cherry County Board of Commissioners met as a Board of Equalization on June 8, 2021 in the Commissioner Meeting Room of the Cherry County Courthouse, as per notice published June 2, 2021 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 2:00 PM by Chairman Storer. Roll call was taken. Present for the meeting were Cherry County Commissioners Tanya Storer, Martin DeNaeyer, James Ward, Cherry County Deputy Clerk Elise Hamling, and Cherry County Assessor Betty Daugherty. The Open Meetings Act Poster was acknowledged by Chairman Storer.

Assessor Betty Daugherty presented the Report of Overvalued, Undervalued and Omitted Property for Tax Year 2021 to the Board and gave a brief overview and background regarding the origin and resolution of each item on the report.

Ward moved and DeNaeyer seconded to approve the Report of Overvalued, Undervalued and Omitted Property for tax year 2021 as presented by Assessor Daugherty. Roll call vote: Aye – Ward, Storer, DeNaeyer. The motion carried.

The Board reviewed bid information provided by Assessor Daugherty for reappraisal of commercial and residential properties received from Standard Appraisal Services Inc. Assessor Daugherty indicated the good work that has been done by this company in the past and that they provide the specific approach that is necessary for her to effectively review the information as well as some challenges with previously utilized companies. It was the consensus of the Board to request that Assessor Daugherty seek additional bids for the commercial reappraisal for the next Board of Equalization meeting.

Storer moved and Ward seconded to accept the revaluation appraisal bid from Central Plains Valuation, LLC for Valentine Residential and Rural Residential Parcels. Roll call vote: Aye – Ward, DeNaeyer, Storer. The motion carried.

At 2:20 PM, with no further business to come before the Board, Chairman Storer declared the meeting adjourned.

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BOARD OF CORRECTIONS MINUTES

June 8, 2021

The Cherry County Board of Commissioners met as a Board of Corrections on June 8, 2021 in the Commissioner Meeting Room of the Cherry County Courthouse, as per notice published June 2, 2021 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 2:35 PM by Chairman Storer. Roll call was taken. Present for the meeting were Cherry County Commissioners Tanya Storer, Martin DeNaeyer, James Ward, Cherry County Deputy Clerk Elise Hamling, and Cherry County Justice Center Administrator Sharon Hesse. The Open Meetings Act Poster was acknowledged by Chairman Storer.

Administrator Sharon Hesse met with the Board to discuss a proposal for food services for the Cherry County Justice Center received from the Cherry County Hospital. The value and cost balance considerations were discussed. The Board requested that Administrator Hesse consider and evaluate the contract prior to the Board taking action.

The Board shared information with Administrator Hesse regarding the option for a Nebraska Department of Correction Services Contract to better utilize the Cherry County Justice Center Facility and the possibility to acquire additional revenue via this process. No Board action was required at this time.

From 3:05 PM to 3:30 PM the Board conducted a tour of the Jail Facility.

Administrator Hesse, Communications Director & Emergency Manager Gary Weaver and Sheriff Rusty Osburn met with James Almond PSC 911 Field Coordinator, and Earl Imler NEMA Preparedness & Operations Section Manager to inquire about the utilization of Wired and Wireless PSC 911 Funds that benefit the 911 Dispatch system and the Sheriff's equipment. The C.R.I.M.E.S. Proposal/Contract for the CAD Radio system item was tabled until the receipt of the full required funding to implement the system for both the Dispatch system as well as the Sheriff vehicle equipment. No Board action was required at this time.

At 3:40 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.