

Cherry County Board Minutes



BOARD OF COMMISSIONERS MINUTES December 14, 2021

The Cherry County Board of Commissioners convened in regular session on December 14, 2021 in the Cherry County Commissioners Meeting Room of the Cherry County Courthouse, as per notice in the Valentine Midland News every week, 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 Deputy Clerk Elise Hamling. The Open Meetings Act Poster was acknowledged by Vice Chairman DeNaeyer and the Pledge of Allegiance was recited.

Commissioner Tanya Storer arrived at 10:02 AM.

The Board of Commissioners regular meeting minutes from November 30, 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 November 30, 2021 were read. Storer moved and DeNaeyer seconded to approve the minutes as read. Roll call vote: Aye – Ward, Storer, DeNaeyer. The motion carried.

The Board of Corrections meeting minutes from November 30, 2021 were read. DeNaeyer moved and Ward seconded to approve the minutes as read. Roll call vote: Aye – Storer, DeNaeyer, Ward. The motion carried.

Julie Bain, Bessey District Ranger with the USDA Forest Service met with the Board to discuss the seasonal contractual mowing along Merritt Dam Road. Challenges with previous contracts and the opportunity for an agreement to be made in which the Cherry County Road Department could provide mowing services were discussed. Ranger Bain provided an update regarding recent increased usage of the Forest by the public and the availability of firewood from a recent tree removal project.

Commissioner Ward provided an update on the North Central District Health Department Board and discussed the need for a citizen board member from Cherry County.

County Highway Superintendent Lloyd Smith provided an update regarding Kennedy Road and wetland mitigation concerns.

Sharon Moreland, Sawyer Memorial Library Board President, met with the Board and provided an update regarding the year-end expenditures, how the Library utilized funds which had been donated, how they have provided financial assistance to minimize the cost to Valentine Community Schools and the Cody-Kilgore Unified Schools during the schools' acquisition of new materials over the last few years. Ms. Moreland indicated that the Library Board would like to explore options for how they will continue to function and serve the schools in new ways moving forward. Ms. Moreland presented the Board with a letter of recommendation for reappointment of Library Board Member Beth Jones to be considered at the next regular Board meeting.

Due to technical issues, the Road Software Update presentation from Freddy Pika from Nebraska Interactive was cancelled.

Judd Allen & Mike Boden, NACO Benefits Services Representatives provided a broad overview of different kinds of benefits packages available through the Nebraska Association of County Officials Benefit Services Division.

Greg Perrett, owner of Perrett Construction, met with the Board to discuss the repair of Mogle Bridge (Structure C001612610P). Mr. Perrett and County Highway Superintendent Lloyd Smith presented the Board with multiple options for reconstruction of this bridge. The Board inquired via phone with County Attorney Eric Scott about the ability to waive bidding requirements of the County Purchasing Act if it is necessary to meet an emergency which threatens serious loss of life, health or property as it relates to the disrepair of this bridge. After discussion, the Board chose to take no action to waive the requirements as they do not believe this expenditure fits that circumstance. Storer moved and Ward seconded to Authorize Perrett Construction to proceed with H-Piling backwall repairs to Structure C001612610P, Mogle Bridge with an estimated cost of \$72,444. Roll call vote: Ayes – DeNaeyer, Ward, Storer. The motion carried.

The Board recessed for lunch from 12:18 PM to 1:15 PM.

The Board received comments from the public during the allotted time as well as a proof of liability insurance from Josh Whipple regarding a gravel pit.

At 1:30 PM, as advertised, Chairman Storer opened the public hearing to consider abandonment of County Road #10. Highway Superintendent Lloyd Smith explained that all of the adjacent landowners had been properly notified and the proper agreement had been signed by adjacent landowners. Mr. Smith continued on to indicate that should they abandon the road that approximately 2 acres would return to the landowners and be placed back on the tax rolls. The Board inquired about the reasoning for closing just half of the road to which Mr. Smith replied that the other half had not been requested to be closed by the additional adjoining landowners. Jack Lurz indicated that they would like to keep hunters from using the road and throwing trash out which create issues when he hays the ditches. Rick Lurz indicated that there would be no loss of accessibility for any of the landowners should this road be closed. Robert Connot shared that he utilizes this road about once per year to haul hay which cuts off 2-3 miles from the maintained county road route. The Board expressed interest in closing the entire road which would require the consent of additional adjacent landowners not involved in this current proposal and indicated that they do not want to create a dead-end road. Mr. Smith indicated that the road has never received annual maintenance in his time working for Cherry County. If the road remains open, the landowners proposing this closure requested that the road receive annual maintenance.

Commissioner Storer closed the public hearing at 1:58 PM. There was no Board action taken on Resolution #11-23-2021-01 Re: County Road #10 Abandonment.

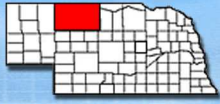
Greg Nollette Visitor's Promotion Board Member met with the Board to discuss vacancies on the Board and requested reappointments an update regarding interest in property acquisition. Greg Presented the Board with a letter of recommendations from the Visitor's Promotion Board to be considered at their next regular meeting.

From 2:40 PM to 5:20 PM the Board recessed from regular session to convene as a Board of Corrections.

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

December 14, 2021 CHERRY COUNTY CLAIMS LISTING

Claims were presented in the amount of	\$	78,132.25	
and disallowed in the amount of	\$	-	
A warrant was ordered drawn on the General Fund in the amount of		\$	78,132.25
GENERAL			
Allen Monument Company	Services		\$805.00
Amazon Capital Services	Supplies		\$73.98
Anderson Electric	Services		\$537.50
Applied Connective Technologies	Services		\$6,058.16
Daniel Bauer	Reimbursement		\$20.96
Black Hills Chemical	Supplies		\$297.97
Bomgaars	Supplies		\$102.03
Brule County, SD	Services		\$240.00
Clint Burney	Reimbursement		\$34.72
Central Plains Valuation, LLC	Services		\$21,875.00
Central Valley AG Cooperative	Supplies		\$3,176.20
Centurylink	Telephone Service		\$185.67
Centurylink	Telephone Service		\$1,701.39
Cherry County Clinic	Services		\$278.10
Cherry County Court	Court Fees		\$662.00
Cherry County District Court	Court Fees		\$180.00
Cherry County Hospital	Services		\$6,594.00
Cherry County Sheriff	Services		\$250.26
Cherry County Treasurer	Bank Fees		\$5.00
Clearly Communications	Telephone Service		\$287.11
Cybertek Systems	Services		\$425.74



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DAS State Accounting 6506	Services	\$448.00
DH Construction/Doug Hesse	Services	\$449.40
Dish Network	Services	\$132.06
Encartele Inc	Services	\$600.00
Firstnet/AT&T Mobility	Telephone Service	\$652.32
Galls LLC	Supplies	\$326.33
Michelle Garwood	Reimbursement	\$85.12
Globalstar Inc	Services	\$2,350.27
Pat Greenough	Reimbursement	\$100.00
Heart City Drug	Supplies	\$378.25
Edward Heinert	Reimbursement	\$20.16
Henderson's IGA	Supplies	\$341.19
Kami Hooey	Services	\$503.75
Johnson Law Office	Clerical Salary/Rent/Telephone/Equipment	\$5,379.67
Journal Entry	Void Ck# 21117352	(\$50.00)
Journal Entry	Void Ck# 21107089, 21117312	(\$18,750.00)
KBR Rural Public Power	Services	\$71.40
Kyra King	Reimbursement	\$15.59
Lancaster County Sheriff's Office	Services	\$6.00
Lincoln County Sheriff	Services	\$24.00
Madison's Great Western	Supplies	\$93.00
Michelle McNare	Reimbursement	\$62.72
Microfilm Imaging Systems	Services	\$136.00
MIPS	Services	\$2,946.26
NACO	Dues/Fees/Training	\$2,159.44
Nebraska Safety and Fire Equip Inc	Services	\$575.00
Tiana Newbrey	Services	\$179.04
Niobrara Valley Consultants	Services	\$1,554.68
NK Waste Management	Services	\$184.00
Office Products	Supplies	\$4,779.88
Physicians Laboratory PC	Services	\$497.00
Pit Stall	Services	\$1,123.07
Platte Valley Communications	Services	\$848.04
Postmaster	Services	\$210.00
Prema	Services	\$102.39
Presto X	Services	\$85.00
Nicolo Priest	Services	\$179.04
Quadient Leasing USA	Services	\$3,000.00
Region 4 Behavioral Health System	Services	\$5,496.50
Sandhill Oil Company	Services	\$324.91
Eric Scott	Reimbursement	\$8,224.04
Scotty's Ranchland Foods	Supplies	\$637.62
Cardmember Service	Supplies	\$95.60
Nick Simmons	Services	\$67.20
Samuel Spain	Reimbursement	\$100.00
Stanek Fire Protection	Services	\$726.00
Strope & Gotschall PC	Services	\$510.00
Tehrani Motor Company	Services	\$55.38
True Value Hardware	Supplies	\$85.23
UNL Its Communication	Services	\$24.52
UNL Panhandle Research & Extension	Services	\$358.20
US Cellular	Services	\$86.01
Valentine Midland News	Services	\$668.46
City of Valentine	Utilities	\$3,340.14

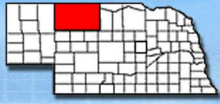
Western Oil/Conoco	Fuel	\$6.00
Wex Bank	Fuel	\$1,737.58
	TOTAL	\$78,132.25

Claims were presented in the amount of	\$	121,568.38	.
and disallowed in the amount of	\$	-	.

A warrant was ordered drawn on the Road Fund in the amount of			\$
			121,568.38

ROAD

Allard Precast	Services	\$430.00
Ashby Lumber Company	Supplies	\$11.46
B's Enterprises Inc	Services	\$8,715.00
Bacon Repair	Services	\$399.78
Barco Municipal Products	Services	\$1,825.50
Bill's Garage	Services	\$251.99
Bomgaars	Supplies	\$1,459.38
Boyd's Network Solutions	Services	\$715.00
Douglas Boyer	Reimbursement	\$109.99
Cherry County Implement	Supplies	\$527.57
Cody Oil Company	Services	\$29.50
Colonial Research Chemical Company	Services	\$6,002.67
Consolidated Telephone	Telephone Service	\$198.90
Cooley Well Drilling Inc	Services	\$201.10
Croell Inc	Services	\$1,662.47
Custer Public Power District	Services	\$122.95
D/W Machine & Manufacturing	Services	\$65.50
Danielski Farms Inc	Services	\$14,289.01
DAS State Accounting 6507	Services	\$27.70
Dooley Oil Inc	Services	\$1,785.51
Emerson Equipment	Services	\$7.29
Scott Fink	Services	\$3,000.00
Great Plains Communications	Services	\$213.90
Grimm's Pump & Industrial Supply	Services	\$548.77
Handyman Hardware	Supplies	\$770.85
Melvin Hartman	Services	\$12,960.00
Hometown Lumber & Construction	Supplies	\$732.63
Inland Truck Parts Company	Services	\$1,737.71
Interstate Battery System	Supplies	\$129.95
J&J Trailer Sales	Supplies	\$152.00
KBR Rural Public Power District	Utilities	\$304.55
Kimball Midwest	Services	\$121.01
KL Wood & Company	Services	\$28,179.20
Martin Auto Parts II	Services	\$4.69
Mathis Equipment	Services	\$184.72
Brent McIntosh	Reimbursement	\$1,033.90
Medical Enterprises Inc	Services	\$75.00
Menards	Supplies	\$18.08
Village of Merriman	Services	\$117.91
Mips Inc	Services	\$180.00
Mullen Auto & Diesel	Services	\$25.83
Mullen Motor Company	Services	\$1,774.31
Nebraska Machinery Company	Services	\$127.14
Nebraska Public Power District	Services	\$49.80
Nebraska Truck Center	Services	\$1,204.57
Northern Safety Co	Services	\$173.32
Office Products Center	Supplies	\$82.73
The Parts Company	Supplies	\$629.96
Perrett Construction LTD	Services	\$907.54
Petty Cash	Reimbursement	\$17.32



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Pit Stall	Services	\$854.36
Powerplan	Services	\$3,481.43
Prema	Services	\$52.54
R Kruger Extinguishers	Services	\$168.00
Reese Inc	Services	\$837.50
Rockmount Research and Alloys	Services	\$256.66
Ron's Quik Lube	Services	\$81.20
Sandhill Oil Company Inc	Services	\$15,520.46
Sandhills Ranch Supply	Supplies	\$220.55
Security First Bank	Services	\$3,985.21
Tehrani Motor Company	Services	\$168.87
US Cellular	Services	\$70.13
Valentine Medical Clinic	Services	\$110.00
Valentine Midland News	Services	\$105.00
City of Valentine	Services	\$407.31
Western Oil Inc/Conoco	Services	\$3.00
Woody's Repair Merlin Woodworth	Services	\$950.50
	TOTAL	\$121,568.38

Claims were presented in the amount of \$ **87,035.53** .
and disallowed in the amount of .
A warrant was ordered drawn on the Emergency Bridge Fund in the amount of \$ **87,035.53**

Emergency Bridge

B's Enterprises Inc	Services	\$ 3,245.00
Niobrara Valley Consultants	Services	\$ 5,928.53
Perrett Construction	Services	\$ 77,862.00
	TOTAL	\$87,035.53

Claims were presented in the amount of \$ **13,605.58** .
and disallowed in the amount of .
A warrant was ordered drawn on the Visitor Promotion Fund in the amount of \$ **13,605.58**

VISITOR PROMOTION

Bob's Signs	Services	\$2,400.00
Cherry County Visitors Promo Board	Reimbursement	\$85.94
Great Plains Communications Inc	Services	\$182.88
Nebraska Deer & Game Expo	Grant	\$250.00
NRG Media LLC/Broadcast House Media	Advertising	\$637.00
Old West Days	Grant	\$4,000.00
Omaha Magazine	Advertising	\$1,495.00
Regina Osburn	Reimbursement	\$338.24
Sparks Spurs	Grant	\$3,000.00
Valentine Chamber of Commerce	Services	\$1,000.00
City of Valentine	Services	\$216.52
	TOTAL	\$13,605.58

Claims were presented in the amount of \$ **4,037.50** .
and disallowed in the amount of \$ - .
A warrant was ordered drawn on the Visitor Improvement Fund in the amount of \$ **4,037.50**

VISITOR IMPROVEMENT

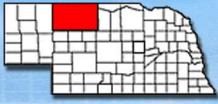
Bob's Signs	Services	\$4,037.50
	TOTAL	\$4,037.50

Claims were presented in the amount of \$ **14,496.00** .
and disallowed in the amount of \$ - .

A warrant was ordered drawn on the Health Insurance Claims Fund in the amount of			\$	14,496.00
EMPLOYEE HEALTH INSURANCE CLAIMS				
Cherry County Clerk		Health Insurance Claims	\$	14,496.00
		TOTAL	\$	14,496.00
Claims were presented in the amount of	\$	8,649.31	.	
and disallowed in the amount of	\$	-	.	
A warrant was ordered drawn on the Bookmobile Fund in the amount of			\$	8,649.31
BOOKMOBILE				
Valentine Public Library		Bookmobile		\$8,649.31
		TOTAL	\$	8,649.31
Claims were presented in the amount of	\$	1,630.80	.	
and disallowed in the amount of	\$	-	.	
A warrant was ordered drawn on the Emergency Management Fund in the amount of			\$	1,630.80
EMERGENCY MANAGEMENT				
Boyd's Network Solutions		Services		\$755.00
Century Link		Services		\$240.46
Office Products Center		Supplies		\$479.99
Tehrani Motor Company		Services		\$155.35
		TOTAL		\$1,630.80
Claims were presented in the amount of	\$	9,797.50	.	
and disallowed in the amount of	\$	-	.	
A warrant was ordered drawn on the Inheritance Tax Fund in the amount of			\$	9,797.50
INHERITANCE TAX				
American Stewards of Liberty		Services		\$2,750.00
Houghton Bradford Whitted PC		Services		\$5,047.50
Marvin Planning Consultants		Services		\$2,000.00
		TOTAL		\$9,797.50
Claims were presented in the amount of	\$	613.99	.	
and disallowed in the amount of	\$	-	.	
A warrant was ordered drawn on the 911 Emergency Services Fund in the amount of			\$	613.99
911 EMERGENCY SERVICES (2910)				
Centurylink		Services		\$42.24
Geo Comm Inc		Services		\$201.42
Great Plains Communications Inc		Services		\$29.61
OPTK Networks		Services		\$340.72
		TOTAL		\$613.99
Claims were presented in the amount of	\$	3,223.51	.	
and disallowed in the amount of	\$	-	.	
A warrant was ordered drawn on the 911 Wireless Service Fund in the amount of			\$	3,223.51
911 WIRELESS SERVICE (2913)				
Centurylink		Services		\$221.76
Geo Comm Inc		Services		\$1,057.42
Great Plains Communications Inc		Services		\$155.49
OPTK Networks		Services		\$1,788.84
		TOTAL		\$3,223.51

After discussion with County Attorney Eric Scott, there was no Board action taken regarding the Opioid Litigation Settlements Response at this time.

The Board reviewed the Clerk of the District Court fee report for November 2021, a letter of nomination from the Northeast Nebraska Area Agency on Aging regarding an alternate Cherry County representative on the Advisory Board, the Treasurer's fund balance listing for November 2021, and the operating statement report of budget vs. actual spending for November 2021



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At 5:25 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 December 14, 2021

The Cherry County Board of Commissioners met as a Board of Corrections on December 14, 2021 in the Cherry County Commissioners Meeting Room of the Cherry County Courthouse, as per notice published December 8, 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 2:40 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, Cherry County Attorney Eric Scott and Cherry County Justice Center Administrator Sharon Hesse. The Open Meetings Act Poster was acknowledged by Chairman Storer.

At 2:41 PM, at the request of Administrator Sharon Hesse, Commissioner Storer moved and DeNaeyer Seconded to enter executive session for the purpose of a personnel issue discussion and to avoid needless injury to the reputation of an individual, with the Board, Attorney Scott, Deputy Clerk Hamling and Administrator Hesse to be present. Roll call vote: Ayes – Ward, Storer, DeNaeyer. The motion carried.

At 3:45 PM the Commissioners Meeting Room doors were reopened and the public was allowed to reenter said room.

At 3:36 PM Ward moved and DeNaeyer seconded to return to open session. Roll call vote: Ayes – Storer, DeNayer, Ward. The motion carried.

Communications Director Gary Weaver discussed the Public Service Answering Points Funding requests with Administrator Hesse and answered questions that she had had. No Board action was required at this time.

At 3:52 PM Ward moved and DeNaeyer seconded to enter executive session for the purpose of having a Justice Center Security Policy discussion. Roll call vote: Ayes – DeNaeyer, Ward, Storer. The motion carried.

At 5:15 PM the Commissioners Meeting Room doors were reopened and the public was allowed to reenter said room.

At 5:16 PM Ward moved and Storer seconded to return to open session. Roll call vote: Ayes – Ward, Storer, DeNaeyer. The motion carried.

No Board action was taken regarding the policy & procedure update or the personnel issue.

At 5:20 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.