

Cherry County Board Minutes



BOARD OF COMMISSIONERS MINUTES

January 31, 2023

The Cherry County Board of Commissioners convened in regular session on January 31, 2023 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 Chairman DeNaeyer. Roll call was taken. Present for the meeting were Cherry County Commissioners Martin DeNaeyer, Nina Nelson, Mike McConaughey, and Cherry County Clerk Brittny Longcor. The Open Meetings Act Poster was acknowledged by Chairman DeNaeyer and the Pledge of Allegiance was recited.

The Board of Commissioners minutes from January 10, 2023 were read. McConaughey moved and DeNaeyer seconded to approve the minutes as read. Roll call vote: Aye – Nelson, DeNaeyer, McConaughey. The motion carried.

The Board of Equalization minutes from January 10, 2023 were read. DeNaeyer moved and McConaughey seconded to approve the minutes as corrected. Roll call vote: Aye – DeNaeyer, McConaughey, Nelson. The motion carried.

Nelson moved and McConaughey seconded to appoint Nebraska Liquid Asset Fund as an authorized depository for Cherry County funds for 2023. Roll call vote: Aye – McConaughey, Nelson, DeNaeyer. The motion carried.

DeNaeyer moved and McConaughey seconded to appoint Commissioner Nelson to the Northeast Nebraska Area Agency on Aging Governing Board. Roll call vote: Aye – Nelson, DeNaeyer, McConaughey. The motion carried.

The Board reviewed a memo from Michelle Garwood, 4-H Youth Educator regarding a vacancy on the Extension Board. Nelson moved and DeNaeyer seconded to appoint Laura Willert as the Cherry County 4-H Council representative to the Cherry County Extension Board for the 2023 term. Roll call vote: Aye – DeNaeyer, McConaughey, Nelson. The motion carried.

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

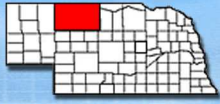
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CHERRY COUNTY CLAIMS LISTING

Claims were presented in the amount of	\$	249,213.79	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the General Fund in the amount of	\$	249,213.79	

GENERAL FUND

AFLAC	Withholdings/Insurance	\$2,296.81
Ameritas Life Insurance/Retirement	Withholdings/Retirement	\$18,696.98
Ameritas Life Insurance/Dental	Withholdings/Insurance	\$2,772.54
Blue Cross Blue Shield	Health Insurance Funding	\$5,071.00
Cherry County Health Account	Health Claims Funding	\$35,217.00
EFTPS	Withholdings/Taxes	\$33,365.53
HM Life Insurance Company	Health Insurance Funding	\$11,485.02
Journal Entry	Refund	(\$604.00)
Journal Entry	Void Ck# 23010307	(\$216.00)
Journal Entry	Void Ck# 23010326	(\$85.50)
Darci Arnold	Services	\$35.00
AUL Health Benefit Trust	Health Reimbursement Arrangement Funding	\$2,550.00
NE Department of Revenue	Withholdings/Taxes	\$5,282.72
Eric Scott Law	Clerical Salary/Rent/Telephone/Equipment	\$8,344.89
Vision Service Plan	Withholdings/Insurance	\$463.44



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General Fund Payroll	Gross Wages & Salaries	\$164,691.55
	GROSS TOTAL	\$289,366.98
	Adjustment for employees' share of withholdings	(\$40,153.19)
	NET TOTAL	\$249,213.79

Claims were presented in the amount of	\$	170,365.10	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Road Fund in the amount of	\$		170,365.10

ROAD FUND

AFLAC	Withholdings/Insurance	\$1,530.96
Ameritas Life Insurance/Retirement	Withholdings/Retirement	\$25,089.36
Ameritas Life Insurance/Dental	Withholdings/Insurance	\$1,376.00
Assurity Life Insurance Company	Withholdings/Insurance	\$14.50
Blue Cross Blue Shield	Health Claim Funding	\$935.00
Cherry County Health Account	Health Claim Funding	\$18,412.40
EFTPS	Taxes/Withholdings	\$24,608.62
HM Life Insurance Company	Health Claim Funding	\$5,853.54
Legal Shield	Services	\$101.70
MassMutual	Withholdings/Retirement	\$300.00
AUL Health Benefit Trust	Health Reimbursement Arrangement Funding	\$1,300.00
NE Department of Revenue	Taxes/Withholdings	\$4,104.58
Vision Service Plan	Withholdings/Insurance	\$186.77
Road Fund Payroll	Gross Wages & Salaries	\$115,339.44
	GROSS TOTAL	\$199,152.87
	Adjustment for employees' share of withholdings	(\$28,787.77)
	NET TOTAL	\$170,365.10

Claims were presented in the amount of	\$	10,557.48	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Visitors Promotion Fund in the amount of	\$		10,557.48

VISITORS PROMOTION FUND

AFLAC	Withholdings/Insurance	97.37
Ameritas Life Insurance/Retirement	Withholdings/Retirement	\$5,724.08
Ameritas Life Insurance/Dental	Withholdings/Insurance	\$60.82
EFTPS	Taxes/Withholdings	\$924.33
NE Department of Revenue	Taxes/Withholdings	\$113.17
Vision Service Plan	Withholdings/Insurance	\$28.17
Visitors Promotion Fund Payroll	Gross Wages & Salaries	\$4,692.98
	GROSS TOTAL	\$11,640.92
	Adjustment for employees' share of withholdings	(\$1,083.44)
	NET TOTAL	\$10,557.48

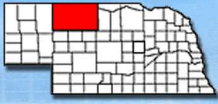
Claims were presented in the amount of	\$	84,470.84	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Health Claims Fund in the amount of	\$		84,470.84

HEALTH CLAIMS FUND

Cherry County Health Fund	Health Insurance Claims	\$84,470.84
	TOTAL	\$84,470.84

Claims were presented in the amount of	\$	11,174.13	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Emergency Management Fund in the amount of	\$		11,174.13

EMERGENCY MANAGEMENT FUND



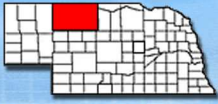
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Ameritas Life Insurance/Retirement	Withholdings/Retirement	\$721.97
Ameritas Life Insurance/Dental	Withholdings/Insurance	\$117.28
Blue Cross Blue Shield	Health Claim Funding	\$110.00
Cherry County Health Account	Health Claim Funding	\$2,835.92
EFTPS	Taxes/Withholdings	\$1,235.74
HM Life Insurance Company	Health Claim Funding	\$845.40
AUL Health Benefit Trust	Health Reimbursement Arrangement Funding	\$200.00
NE Department of Revenue	Taxes/Withholdings	\$180.64
Vision Service Plan	Withholdings/Insurance	\$28.17
Emergency Management Fund Payroll	Gross Wages & Salaries	\$6,417.50
	GROSS TOTAL	\$12,692.62
	Adjustment for employees' share of withholdings	(\$1,518.49)
	NET TOTAL	\$11,174.13

Claims were presented in the amount of	\$	53.71	
and disallowed in the amount of	\$	-	
A warrant was ordered drawn on the 2910 Emergency Services Fund in the amount of	\$		53.71
2910 EMERGENCY SERVICE FUND			
Centurylink	Telephone		\$53.71
	Total		\$53.71

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Claims were presented in the amount of	\$	304.33	.
and disallowed in the amount of	\$	-	
A warrant was ordered drawn on the 2913 Wireless Services Fund in the amount of	\$	304.33	
2913 WIRELESS SERVICE FUND			
Centurylink		Telephone	\$304.33
		Total	\$304.33

Cherry County Zoning Administrator Jessica Coyle informed the Board that there are three members of the Planning Commission whose terms have expired and that they are all willing to be reappointed. Prior appointment dates and meeting attendance were discussed. DeNaeyer moved and Nelson seconded to reappoint John M. Lee, Duane Kime, and Christopher Gentry to the Cherry County Planning Commission for 3-year terms set to expire on January 11, 2026. Roll call vote: Aye – Nelson, DeNaeyer, McConaughy. The motion carried.

Cherry County Sheriff Rusty Osburn met with the Board to discuss the possibility of replacing a patrol vehicle and the long process it has become. It was a consensus of the Board to grant Sheriff Osburn permission to start the process of looking for a replacement vehicle.

Sheriff Osburn stated that he would like to increase his staff from five to six members to allow for backup, for the safety of the deputies, and the size of the county. The potential effect on the budget was also discussed. There was no Board action on the agenda item regarding adding a Sheriff Deputy position.

At 10:45 AM the meeting was moved to the Sheriff’s Conference Room.

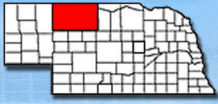
Deputy Cherry County Emergency Manager Jessica Coyle met with the Board to discuss an MOU for the Valentine Community Schools emergency operations plan. Cherry County Attorney Eric Scott reviewed said MOU and had no objections. McConaughy moved and Nelson seconded to approve the North Central Planning, Exercise & Training (PET) Region Memorandum of Understanding and authorize the Chairman to sign. Roll call vote: Aye – DeNaeyer, McConaughy, Nelson. The motion carried.

Chairman DeNaeyer stated that Brown County Attorney Andy Taylor was present and had been named by Eric Scott to guide the Board on procedure, as Mr. Scott has removed himself from the issue regarding the Cherry County Hospital Board of Trustees. A discussion was had regarding the conduct of members of the Board of Trustees and concerns that the Board of Trustees is not functioning correctly. The removal of Deanna Scott and Andrew Ward from said Board, closed session procedures, the resignation of Kyle Kellum, Cherry County Hospital Board of Trustees Bylaws, Statutes surrounding Hospital Board of Trustees appointments, and the Nebraska Open Meetings Act were also discussed. Cherry County Hospital Board of Trustees members Roger Dunn, Tim Henderson, Ginny Lee, Andrew Ward, and Attorney David Domina (on behalf of Deanna Scott) provided comments to the Board. Employees of the Cherry County Hospital providing comments to the Board were: CEO Kyle Kellum, M.D. Michelle Mulligan-Witt, and R.N. Jessica Bowling. Members of the public providing comments to the Board were James Ward, Shane Daniels, Rowdy Kluender, and Janine Holmes. Roger Dunn and Tim Henderson also provided written comments. No Board action was taken on the Cherry County Hospital Board of Trustees re: Hospital Board Member Conduct Issues agenda item.

The Board recessed for lunch from 12:10 PM to 1:04 PM.

Comments from the public were received during the allotted time. Duane Witte and Bill Ward provided written comments to the Board.

Cherry County Road Supervisor Doug Boyer updated the Board regarding equipment issues and the work done by road crews to reopen and widen roads due to ongoing snowfall. Cherry County Highway Superintendent Lloyd Smith spoke with the Board regarding the replacement of Anderson Road Bridge and ownership and right-of-way status of said bridge. The Board reviewed a report regarding the sale of surplus county road equipment.



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Potential uses for SLFRF grant funds were discussed.

The Board recessed from regular session to convene as a Board of Equalization from 2:00 PM to 2:01 PM.

The Board toured the Sawyer Memorial Library from 2:09 PM to 2:26 PM.

The Board recessed from regular session to convene as a Board of Corrections from 2:30 PM to 2:34 PM.

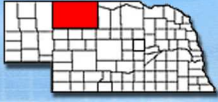
Deputy EM Coyle updated the Board regarding the Motorola dispatch consoles project and EMPG payments received to reimburse portions of EM payroll and benefits expenses.

At 2:56 PM, with no further business to come before the Board, Chairman DeNaeyer 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.

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BOARD OF EQUALIZATION MINUTES
January 31, 2023



Cherry County Board Minutes



The Cherry County Board of Commissioners convened as a Board of Equalization on January 31, 2023 in the Cherry County Commissioners Meeting Room of the Cherry County Courthouse, as per notice published January 11, 2023 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 DeNaeyer. Roll call was taken. Present for the meeting were Cherry County Commissioners Martin DeNaeyer, Nina Nelson, Mike McConaughy, and Cherry County Clerk Brittny Longcor. The Open Meetings Act Poster was acknowledged by Chairman DeNaeyer.

There was no business to come before the Board.

At 2:01 PM Chairman DeNaeyer declared the meeting adjourned.

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BOARD OF CORRECTIONS MINUTES January 31, 2023

The Cherry County Board of Commissioners convened as a Board of Corrections on January 31, 2023 in the Cherry County Commissioners Meeting Room of the Cherry County Courthouse, as per notice published January 11, 2023 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 DeNaeyer. Roll call was taken. Present for the meeting were Cherry County Commissioners Martin DeNaeyer, Nina Nelson, Mike McConaughy, and Cherry County Clerk Brittny Longcor. The Open Meetings Act Poster was acknowledged by Chairman DeNaeyer.

The Board discussed the process for commissary payments received by the Justice Center. An agenda item regarding Cherry County Justice Center Commissary Funds Deposit Policy will be placed on the next Board of Corrections agenda.

At 2:34 PM Chairman DeNaeyer declared the meeting adjourned.

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