

BOARD OF COMMISSIONERS MINUTES

May 9, 2023

The Cherry County Board of Commissioners convened in regular session on May 9, 2023 in the 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 a.m. 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 and the Pledge of Allegiance was recited.

The Board of Commissioners meeting minutes from April 25, 2023 were read. DeNaeyer moved and Nelson seconded to approve the minutes as read. Roll call vote: Aye - Nelson, DeNaeyer, McConaughy. The motion carried.

The Board of Equalization meeting minutes from April 25, 2023 were read. McConaughy moved and Nelson seconded to approve the minutes as read. Roll call vote: Aye - DeNaeyer, McConaughy, Nelson. The motion carried.

The Board of Corrections meeting minutes from April 25, 2023 were read. DeNaeyer moved and Nelson seconded to approve the minutes as read. Roll call vote: Aye - McConaughy, Nelson, DeNaeyer. The motion carried.

Cherry County Road Supervisor Doug Boyer met with the Board to discuss employee pay rates and potential increases, uses for millings, gravel trailers purchased, bonuses for foreman and hourly vs. salary pay structure, and motor grader payments. Highway Superintendent Lloyd Smith updated the Board regarding the armor coat project bid opening at the end of May and that more millings may become available. Superintendent Smith stated that he had not heard back from the engineer concerning increasing the weight rating of Anderson Bridge.

Nelson moved and DeNaeyer seconded to approve the surplus of a 1997 160H Cat Motor Grader, Serial # 9EJ428. Roll call vote: Aye – Nelson, DeNaeyer, McConaughy. The motion carried.

Cherry County Emergency Management Director Matt Sandoz and Deputy Emergency Manager Jessica Coyle updated the Board regarding the McCann Canyon Fire paperwork, federal disaster designation for Cherry County due to drought, Motorola dispatch consoles project, and the burn ban. Director Sandoz stated that he is interested in acquiring some BK radios and starting an Emergency Management Facebook page to provide important information to the public.

Cherry County Zoning Administrator Jessica Coyle updated the Board regarding the Comprehensive Plan draft and that the Planning Commission will begin reviewing the Zoning Regulations next.

Cherry County Sheriff Rusty Osburn met with the Board to discuss the availability of a patrol vehicle, state bid prices, and vehicle production lead times. McConaughy moved and Nelson seconded to authorize Sheriff Osburn to proceed with the purchase of a 2019 Dodge Ram pickup from Circle K Motors, for no more than \$43,500, to be paid for out of the Inheritance Tax Fund. Roll call vote: Aye - DeNaeyer, McConaughy, Nelson. The motion carried.

The Board reviewed the renewal rates for the county's vision insurance, effective July 1, 2023. Nelson moved and DeNaeyer seconded to approve the NACO VSP vision insurance plan renewal. Roll call vote: Aye – McConaughy, Nelson, DeNaeyer. The motion carried.

Clerk Longcor provided information to the Board regarding audit services and the shortage of firms willing to perform county audits. McConaughy moved and Nelson seconded to accept the Contryman Associates, P.C. Letter of Engagement for fiscal years 2023, 2024, 2025. Roll call vote: Aye – Nelson, DeNaeyer, McConaughy. The motion carried.

Cherry County Hospital Board of Trustees member, Deanna Scott, provided an update to the Board regarding their most recent meeting and upcoming vacancies and reappointments on the Hospital Board.

Valerio Jansante, Community Liaison for Congressman Adrian Smith, provided a legislative update to the Board and discussed bills to improve home dialysis patient safety and expand seniors' health care options and homecare services.

The Board recessed for lunch from 12:02 p.m. to 1:00 p.m. Comments from the public were received during the allotted time.

Susan Cook, Superintendent of the Niobrara National Scenic River in western Nebraska, and Travis Connot, Natural Resources Program Manager, both with the National Park Service, met with the Board to discuss a grant program that could be used to aid landowners in the Niobrara River corridor reduce the risk of wildfire by controlling cedar trees and creating fire breaks. The program would require cooperation of the four counties along the 76 miles of protected scenic river. The National Park Service would write the grant and assist in the landowner application process. The use of local contractors for tree removal and cost-share amounts were also discussed. Nelson moved and McConaughey seconded to authorize the National Park Service to proceed with writing the Community Wildfire Defense Grant for Cherry County's portion of the Niobrara River, with final approval reserved for the Board of Commissioners and review by the County Attorney. Roll call vote: Aye – DeNaeyer, McConaughey, Nelson. The motion carried.

The Board met with Pam Bourne, Woods Aitken, LLP Attorney, via telephone and Cherry County Attorney Eric Scott to discuss the Cherry County Employee Handbook. At 2:03 p.m. DeNaeyer moved and McConaughey seconded to enter closed session for the purpose of legal advice related to personnel matters for the protection of the public interest with the Board, County Clerk, County Attorney, and Pam Bourne to be present. Roll call vote: Aye – McConaughey, Nelson, DeNaeyer. The motion carried. Chairman DeNaeyer restated the limitation of subject matter of the closed session to be legal advice related to personnel matters. At 2:47 p.m. Pam Bourne exited the closed session. At 3:18 p.m. the meeting room doors were reopened at the public was allowed to reenter. At 3:19 p.m. DeNaeyer moved and McConaughey seconded to return to open session. Roll call vote: Aye – Nelson, DeNaeyer, McConaughey. The motion carried.

Ms. Bourne and Mr. Scott will review the handbook prior to the next regular meeting. No Board action was taken on the Cherry County Employee Handbook Revision agenda item.

The Board reviewed the Clerk of the District Court fee report for April 2023, Treasurer's fund balance listing for April 30, 2023, Operating Statement report of budget vs. actual spending for April 30, 2023, Cherry County Hospital Board of Trustees meeting minutes from March 28, 2023, and correspondence from Mrs. Kay Wolfenden.

The Board and Clerk Longcor toured the Cherry County Justice Center from 3:33 p.m. to 3:54 p.m.

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

May 9, 2023 CHERRY COUNTY CLAIMS LISTING

Claims were presented in the amount of	\$	49,483.07	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the General Fund in the amount of		\$	49,483.07
GENERAL			
Allen Monument Company		Services	\$285.00
Ameritas Life Insurance		Withholdings/Retirement	\$150.22

Anderson Electric Inc	Services	\$288.84
Axon Enterprise Inc	Services	\$621.20
Whitney Barnes	Reimbursement	\$100.00
Bob Barker Company	Services	\$89.20
Bomgaars	Supplies	\$21.96
Buckles Fuel Service Inc	Services	\$69.93
Centurylink	Telephone Service	\$193.89
Centurylink	Telephone Service	\$1,750.04
Cherry County Clinic	Services	\$283.10
Cherry County Hospital	Services	\$6,718.20
Cherry County Sheriff	Services	\$217.92
Cherry County Treasurer	Bank Fees	\$5.00
Clearly Communications	Telephone Service	\$316.10
Cobblestone Hotel & Suites	Lodging	\$285.00
Consolidated Management Company	Services	\$21.50
DAS State Accounting 6506	Services	\$448.00
DAS State Accounting 6507	Services	\$83.54
EFTPS	Withholdings/Taxes	\$204.30
Lorana Eggert	Reimbursement	\$40.00
Encartele Inc	Services	\$300.00
Firstnet/AT&T	Services	\$652.13
Galls Parent Holding LLC	Services	\$52.99
Gempler's	Services	\$231.46
Gotschall & Sholes PC LLO	Services	\$1,374.32
Pat Greenough	Reimbursement	\$120.00
Shawn Hamling	Reimbursement	\$187.34
Kathy Hammond	Reimbursement	\$308.97
Debra Hand	Reimbursement	\$410.12
Timothy Hanson	Reimbursement	\$2,636.75
Heart City Drug	Supplies	\$47.35
Heart City Lock & Key	Services	\$389.10
Henderson's IGA	Supplies	\$157.18
Holiday Inn Express	Lodging	\$509.85
Huskerland Communications LLC	Supplies	\$29.99
Jack's Uniforms & Equipment	Supplies	\$287.96
Johnson Law Office	Clerical Salary/Rent/Telephone/Equipment	\$4,269.40
Dave Leonard	Reimbursement	\$70.00
Brittney Longcor	Reimbursement	\$402.18
Loup Basin RC&D Council	Services	\$536.76
Marco Technologies	Services	\$185.78
Ryan McSweeney	Reimbursement	\$25.99
Midwest Connect	Services	\$120.00
MIPS	Services	\$3,145.75
NE Dept of Revenue	Withholdings/Taxes	\$30.51
Nebraska Law Enforcement Training	Services	\$216.00
Nebraska Safety & Fire Equip	Services	\$325.00
NENA: The 9-1-1 Association	Services	\$299.00
Northeast NE Area Agency on Aging	Services	\$1,948.00
Office Products	Supplies	\$1,320.24
Outback Screenprinting & Embroidery	Supplies	\$46.00
Petty Cash	Reimbursement	\$264.00
Pit Stall Inc	Services	\$687.87
Platte Valley Communications	Services	\$3,102.97
Presto X	Services	\$96.05

Quadient Leasing	Services	\$1,304.15
Ron's Quik Lube	Services	\$141.40
RR Donnelley	Services	\$157.31
Sandhill Oil Co	Supplies	\$2,021.43
Scotty's Ranchland Foods	Supplies	\$198.20
Cardmember Service	Supplies	\$514.35
Issis Shipley	Reimbursement	\$20.00
Samuel Spain	Services	\$50.00
Springview Herald	Services	\$63.00
True Value	Supplies	\$166.70
UNL c/o NE Extension	Reimbursement	\$22.92
UNL Panhandle Research & Extension	Services	\$428.92
Valentine Midland News	Services	\$1,355.00
City of Valentine	Utilities	\$4,043.17
Ward Plumbing & Heating	Services	\$212.99
Western Oil/Conoco	Fuel/Car Wash	\$20.00
Wex Bank	Fuel	\$1,783.58
	Total	\$49,483.07

Claims were presented in the amount of \$ 173,288.65
and disallowed in the amount of \$ -
A warrant was ordered drawn on the Road Fund in the amount of \$ 173,288.65

ROAD

AKRS Equipment	Supplies	\$404.58
Ashby Lumber Company	Supplies	\$17.40
Bacon Repair	Services	\$922.95
Big Boy Tools & Services LLC	Supplies	\$486.50
Big State Industrial Supply	Supplies	\$149.99
Bomgaars	Supplies	\$904.39
Doug Boyer	Reimbursement	\$478.07
Buckles Fuel Services	Services	\$5,674.34
Central Valley Ag Cooperative	Supplies	\$6,926.44
Cherry County Clinic	Services	\$56.00
Cherry County Implement	Services	\$59.51
Consolidated Telephone	Services	\$484.40
Crossroads Auto Repair Specialists	Services	\$397.98
Custer Public Power District	Services	\$168.22
DAS State Accounting Central Finance	Services	\$27.70
DAS State Accounting Central Finance	Services	\$1,050.00
Dooley Oil	Services	\$2,134.59
Great Plains Communications	Services	\$371.15
Hampton Well Drilling	Services	\$335.00
Handyman Hardware	Supplies	\$61.43
Huskerland Communications LLC	Services	\$749.98
Josh Whipple Trucking	Services	\$31,395.00
KBR Rural Public Power District	Services	\$411.72
Kimball Midwest	Services	\$951.18
Martin Auto Parts II	Services	\$8.06
Medical Enterprises	Services	\$110.00
Menards	Supplies	\$59.96
Mills Hardware	Supplies	\$399.00
Mips Inc	Services	\$180.00
Nebraska Dept of Correctional Service	Supplies	\$38,500.00

Nebraska Machinery Company	Services	\$148.54
Nebraska Public Power District	Services	\$69.29
Northstar Electric	Services	\$1,747.61
Northern Safety Co	Supplies	\$609.80
Office Products Center	Supplies	\$122.23
The Parts Company	Supplies	\$89.97
Perrett Construction	Services	\$657.43
Petty Cash	Reimbursement	\$10.00
Pit Stall	Services	\$126.62
Powerplan	Services	\$24,014.42
Frank Pravecsek	Services	\$16,500.00
Prema	Services	\$131.13
Reese Inc	Services	\$1,322.68
Sahling Kenworth Kearney	Services	\$593.71
Sandhill Oil Company Inc	Services	\$27,216.85
Security First Bank	Services	\$3,985.21
Thedford Lumber & Supply	Supplies	\$56.00
Truck Center Companies	Services	\$517.96
US Cellular	Services	\$92.01
Valentine Midland News	Services	\$141.60
City of Valentine	Services	\$1,183.55
3S Fabrication & Repair	Services	\$76.50
	TOTAL	\$173,288.65

Claims were presented in the amount of	\$	4,462.77	.
and disallowed in the amount of			.
A warrant was ordered drawn on the Emergency Bridge Fund in the amount of			\$
Emergency Bridge			4,462.77
Niobrara Valley Consultants	Services	\$	4,462.77
	TOTAL		\$4,462.77

Claims were presented in the amount of	\$	1,182.19	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Visitor Promotion Fund in the amount of			\$
VISITOR PROMOTION			1,182.19
Great Plains Communications	Services	\$180.89	
Hollman Media LLC	Services	\$410.00	
NK Waste Management	Services	\$89.00	
True Value Hardware	Supplies	\$47.48	
Valentine Rotary Club	Services	\$102.00	
City of Valentine	Services	\$352.82	
	TOTAL		\$1,182.19

Claims were presented in the amount of	\$	9,427.08	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Bookmobile Fund in the amount of			\$
BOOKMOBILE			9,427.08
Valentine Public Library	Bookmobile	\$9,427.08	
	TOTAL		\$ 9,427.08

Claims were presented in the amount of	\$	31,848.75	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Disaster Fund in the amount of			\$
			31,848.75

DISASTER FUND

BOKF,NA

Interest Payment
TOTAL\$31,848.75
\$31,848.75Claims were presented in the amount of \$
and disallowed in the amount of \$**1,766.23**

-

A warrant was ordered drawn on the Emergency Management Fund in the amount of \$

1,766.23**EMERGENCY MANAGEMENT**

Centurylink	Services	\$253.69
Henderson's IGA	Supplies	\$44.92
KBR Rural Public Power District	Services	\$89.12
Office Products	Supplies	\$392.45
Peppermill Restaurant	Supplies	\$156.06
Platte Valley Communications	Services	\$126.00
Prema	Services	\$206.86
Ramada	Lodging	\$297.00
Matt Sandoz	Reimbursement	\$126.16
True Value	Supplies	\$73.97
	TOTAL	\$1,766.23

Claims were presented in the amount of \$
and disallowed in the amount of \$**5,657.50**

-

A warrant was ordered drawn on the Inheritance Tax Fund in the amount of \$

5,657.50**INHERITANCE TAX**

Houghton Bradford Whitted PC	Services	\$2,345.00
Mainelli Wagner & Associates	Services	\$1,812.50
Marvin Planning Consultants	Services	\$1,500.00
	TOTAL	\$5,657.50

Claims were presented in the amount of \$
and disallowed in the amount of \$**258.63**

-

A warrant was ordered drawn on the 911 Emergency Services Fund in the amount of \$

258.63**911 EMERGENCY SERVICES (2910)**

Geo Comm Inc	Services	\$94.41
Great Plains Communications Inc	Services	\$17.58
OPTK Networks	Services	\$146.64
	TOTAL	\$258.63

Claims were presented in the amount of \$
and disallowed in the amount of \$**1,465.59**

-

A warrant was ordered drawn on the 911 Wireless Service Fund in the amount of \$

1,465.59**911 WIRELESS SERVICE (2913)**

Geo Comm	Services	\$535.01
Great Plains Communications Inc	Services	\$99.62
OPTK Networks	Services	\$830.96
	TOTAL	\$1,465.59

At 4:23 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.