

## BOARD OF COMMISSIONERS MINUTES October 8, 2024

The Cherry County Board of Commissioners convened in regular session on October 8, 2024 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 Commissioners Martin DeNaeyer, Nina Nelson, Mike McConaughy, and County Clerk Brittny Longcor. The Open Meetings Act Poster was acknowledged by Chairman DeNaeyer and the Pledge of Allegiance was recited.

Comments from the public were received during the allotted time. Written comments were received from Carolyn Semin, Gordon & Jennifer Suhr, and Charlene Reiser-McCormick. Casey Lancaster, on behalf of Kilgore Volunteer Fire Department, submitted written comments prior to the meeting.

David Levy, Baird Holm, on behalf of BSH Kilgore; Michael Knapp, Sandhills Energy Senior Vice President of Operations; and Kyle Gorsuch, Sandhills Energy Director of Operations and Maintenance, met with the Board and County Attorney Eric Scott to provide a report of compliance with the conditions of approval prior to construction for BSH Kilgore. The conditions of approval contained in Zoning Resolution #Z-81, whether or not Conditional Use Permit #003/18 expires on October 15, 2024, due process requirements, and whether or not litigation involving BSH Kilgore extends the timeline for completion of the project were discussed by the Board, Mr. Scott, and Mr. Levy. A copy of an approved Request for Extension of Zoning Resolution sent by the Zoning Administrator on June 30, 2020 was provided by Mr. Levy.

At 11:00 a.m. sealed bids were opened for two separate skid steer loaders with minimum specifications or approved equal to 2024 or newer with 6,000 hours or less. Bids were received from Bobcat of North Platte, Murphy Tractor, Cherry County Implement, and NMC Cat listed as follows in the order they were received:

1. Cherry County Implement – Bobcat T66 Track Skid Steer - \$61,610.59
2. Cherry County Implement – Bobcat T770 Track Skid Steer - \$77,358.72
3. Murphy Tractor – John Deere 317G Compact Track Loader - \$66,000.00
4. Murphy Tractor – John Deere 325G Compact Track Loader - \$79,575.00
5. Bobcat of North Platte – T770 T4 Bobcat Compact Track Loader - \$77,803.11
6. NMC Cat – Caterpillar 255-05 Compact Track Loader - \$79,500.00
7. NMC Cat – Caterpillar 265-05 Compact Track Loader - \$95,200.00
8. NMC Cat – Caterpillar 299D3 Compact Track Loader - \$99,900.00

The Board reviewed the bids and discussed warranties. Nelson and DeNaeyer would like to obtain input from their respective road foremen prior to deciding. No Board action was taken on the agenda item – Award Bid re: Two (2) Separate Skid Steer Loaders. Said item will be added to the Board's October 29, 2024 agenda.

Road Supervisor Doug Boyer updated the Board regarding rough road complaints and information received regarding PermaZyme. Highway Superintendent Lloyd Smith spoke to the Board regarding a potential Rosebud Sioux Tribe Transportation Program grant for N. Kilgore Rd. Widening and shouldering said road, with no financial support from Cherry County were discussed. Superintendent Smith will send a letter of support regarding said project. No Board action on the agenda item re: N. Kilgore Road Project Funding Request was required at this time. Recent armor coat projects and materials used for said armor projects were also discussed.

Noxious Weed Control Superintendent Dave Leonard updated the Board regarding inspections completed, chemical sold to landowners, and upcoming training. Mr. Leonard provided the Board with a quote for repairs to the spray pickup from Circle K Motors. It was a consensus of the Board to have said pickup repairs completed.

Emergency Management Director Jessica Coyle updated the Board regarding effects of an internet outage, recent wildfires, meetings attended, and meeting streaming options. EM Director Coyle and Clerk Longcor discussed the claims coding process and bills for Applied Connective. Said bills will be sent to the appropriate department prior to payment.

Clerk Longcor submitted a letter of resignation to the Board. DeNaeyer moved and Nelson seconded to accept Cherry County Clerk Brittny Longcor's resignation, with an effective date of November 22, 2024. Roll call vote: Aye – Nelson, DeNaeyer, McConaughy. The motion carried.

DeNaeyer moved and McConaughy seconded to authorize Clerk Longcor to draft the publication for the opening of her position of Cherry County Clerk. Roll call vote: Aye – DeNaeyer, McConaughy, Nelson. The motion carried.

DeNaeyer moved and McConaughy seconded to adopt Resolution #2024-13 to distribute \$8.91 in Public Grazing Funds to the Bookmobile Fund. Roll call vote: Aye – McConaughy, Nelson, DeNaeyer. The motion carried.

The Board reviewed a letter from Valentine Senior Center Manager Rebekah Cash requesting the reappointment of Elsie Witt. McConaughy moved and Nelson seconded to appoint Elsie Witt to the Northeastern Nebraska Area Agency on Aging Advisory Board to a three-year term set to expire on January 1, 2028. Roll call vote: Aye – Nelson, DeNaeyer, McConaughy. The motion carried.

Rates contained in the January 1, 2025 Ameritas dental insurance renewal letter were reviewed. It was a consensus of the Board to shop for dental insurance prior to renewing.

Office space requirements for UNL Extension employees were discussed. The Board will obtain informal bids to partition off part of the Cherry County South building.

Commissioner DeNaeyer will proceed with getting specs for the roof repair at the Courthouse to move forward with soliciting sealed bids.

The Board recessed from 12:41 p.m. to 1:00 p.m.

The Board recessed from regular session to convene as a Board of Equalization from 1:01 p.m. to 1:28 p.m.

Possible dates for holding a public hearing were discussed. DeNaeyer moved and McConaughey seconded to set the time and date for the public hearing re: Cherry County Comprehensive Plan Update to be at 4:00 p.m. on November 19, 2024 at the Cherry County Fairgrounds 4-H building. Roll call vote: Aye – Nelson, DeNaeyer, McConaughey. The motion carried.

The Board of Commissioner regular meeting minutes from September 24, 2024 were read. Nelson moved and DeNaeyer seconded to approve the minutes with the noted correction. Roll call vote: Aye – DeNaeyer, McConaughey, Nelson. The motion carried.

The Board of Equalization meeting minutes from September 24, 2024 were read. McConaughey moved and Nelson seconded to approve the minutes. Roll call vote: Aye – McConaughey, Nelson, DeNaeyer. The motion carried.

The Board of Corrections meeting minutes from September 24, 2024 were read. DeNaeyer moved and Nelson seconded to approve the minutes. Roll call vote: Aye – Nelson, DeNaeyer, McConaughey. The motion carried.

The Board briefly discussed holding a special meeting, armor coat project bills, insurance stop loss billing, and assistance in the Assessor’s Office.

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

## October 8, 2024 CHERRY COUNTY CLAIMS LISTING

Claims were presented in the amount of	\$	77,072.15	.	
and disallowed in the amount of	\$	-	.	
A warrant was ordered drawn on the General Fund in the amount of			\$	77,072.15

**GENERAL**

Ameritas Life Insurance/Retirement	Withholdings/Retirement	\$682.87
Wade Andrews	Mileage	\$221.10
Applied Connective Technologies	Services	\$75.00
Ashley Blume	Reimbursement	\$12.50
Black Hills Chemical	Services	\$951.64
Kristina Blackford	Mileage	\$71.02
Ashley Blume	Gross Wages	\$1,069.89
Bomgaars	Supplies	\$50.03
Buckles Fuel Service	Services	\$81.05
Cherry County Court	Services	\$327.00
Cherry County District Court	Services	\$93.00
Cherry County Hospital	Services	\$5,642.50
Cherry County Sheriff	Services	\$6.00
Cherry County Treasurer	Bank Fees	\$10.00
Circle K Motor Company	Services	\$222.54
Clearly Communications	Telephone Service	\$319.90
DAS State Accounting 6506	Services	\$537.60
DAS State Accounting 6507	Services	\$358.55
Cynthia Dobbins	Reimbursement	\$21.73
Janette Duffield	Reimbursement	\$187.77
EFTPS	Taxes/Withholdings	\$938.68
Election Systems & Software	Supplies	\$2,373.73
Firstnet/AT&T	Services	\$641.88
Galls Parent Holdings, LLC	Supplies	\$188.25
Michelle Garwood	Reimbursement	\$82.76
Pat Greenough	Reimbursement	\$100.00
Timothy Hanson	Equipment	\$2,636.75
Edward Heinert	Mileage	\$24.12

Henderson's IGA Inc	Supplies	\$72.78
Hilton Lincoln East	Lodging	\$321.00
Hometown Lumber & Construction	Supplies	\$68.72
Huskerland Communications	Supplies	\$299.93
Johnson Law Office	Clerical Salary/Rent/Telephone/Equipment	\$5,855.48
John Michalek	Services	\$192.00
KBRB Sandhills Broadcasting	Services	\$100.00
Lake Mac Assessment, LLC	Services	\$18,648.00
Dave Leonard	Reimbursement	\$245.54
Brittney Longcor	Reimbursement	\$239.88
Brittney Longcor	Gross Salary	\$5,000.00
Loup Basin RC&D Council	Services	\$629.75
Marvin Planning Consultants	Services	\$1,200.00
Microfilm Imaging Systems	Services	\$136.00
Midwest Portland	Services	\$699.54
MIPS	Services	\$3,262.88
Jackie Moreland	Reimbursement	\$310.11
NE Department of Revenue	Taxes/Withholdings	\$170.14
Nebraska Depart Correctional Services	Services	\$456.84
Nebraska State Fire Marshal Agency	Services	\$144.00
NK Waste Management Inc	Services	\$193.00
Office Products	Supplies	\$1,924.80
Paper Tiger Shredding	Services	\$55.00
Heather Peterson	Reimbursement	\$541.33
Petty Cash	Reimbursement	\$18.55
Premier Parts & Paint	Services	\$1,000.00
Presto-X	Services	\$114.10
Quadient Leasing USA	Services	\$347.21
Quadient Finance USA	Services	\$400.00
Reese Inc	Services	\$1,040.00
Region 4 Behavioral Health System	Services	\$5,407.50
Sandhill Oil Co	Supplies	\$368.78
Scotty's Ranchland Foods	Supplies	\$82.42
Cardmember Service	Services	\$151.98
Ryan Sexson	Mileage	\$53.60
True Value	Supplies	\$16.99
US Cellular	Services	\$59.12
Valentine Midland News	Services	\$512.99
City of Valentine	Utilities	\$5,412.33
Ward Plumbing & Heating	Services	\$237.04
Water Engineering Inc	Services	\$933.72
Western Oil Inc	Services	\$54.27
Wex Bank	Services	\$2,348.98
Laura Willert	Mileage	\$36.85
Wrenched Tire & Auto LLC	Services	\$698.77
	GROSS TOTAL	<b>\$77,989.78</b>
	Adjustment for employees' share of withholdings	-\$917.63
	NET TOTAL	<b>\$77,072.15</b>

Claims were presented in the amount of \$ **220,682.18** .  
and disallowed in the amount of .  
A warrant was ordered drawn on the Road Fund in the amount of \$ **220,682.18**

**ROAD**

Andersen & Sons NAPA Auto Parts	Supplies	\$24.00
Bacon Repair	Supplies	\$6,757.25
Bomgaars	Supplies	\$900.24
Buckles Fuel Service	Services	\$6,605.60
Central Valley Ag Cooperative	Services	\$6,767.42
Cherry County Implement	Services	\$1,644.01
Circle K Motor Company	Services	\$556.14
Cody Oil	Services	\$3,774.03
Consolidated Telephone	Services	\$289.08
Custer Public Power District	Services	\$111.57
D&L Sand & Gravel	Services	\$5,000.00
Danielski Farms	Services	\$5,564.10
DAS State Accounting Central Finance	Services	\$27.70
Figgins Construction Co	Services	\$55,952.82
Flat Creek Construction	Services	\$46,500.00
Grainger	Services	\$945.25
Grant County News	Services	\$36.00
Great Plains Communications	Services	\$320.85

Henderson's IGA	Supplies	\$100.38
Hinn's Gordon Auto Supply	Services	\$44.99
Huskerland Communications LLC	Services	\$29.99
Inland Truck Parts Company	Services	\$2,391.51
Interstate Battery System	Services	\$283.90
KBR Rural Public Power District	Services	\$218.06
Kimball Midwest	Services	\$518.22
Koinzan Trucking	Services	\$4,334.22
Martin Auto Parts	Services	\$35.46
Medical Enterprises	Services	\$35.00
Village of Merriman	Services	\$122.60
Mips Inc	Services	\$180.00
Motor Carrier Services Division	Services	\$0.30
Mullen Auto & Diesel	Services	\$2,427.10
Murphy Tractor & Equipment Company	Services	\$30,315.00
Neal Oil & Auto Center	Services	\$385.00
Nebraska Motor Fuels Division	Services	\$3,184.00
Nebraska Public Power District	Services	\$48.54
Newman Signs Inc	Services	\$809.52
Niobrara Valley Consultants	Services	\$13,494.31
NIRMA	Services	\$390.00
Office Products	Supplies	\$75.28
Powerplan	Services	\$5,518.33
Prema	Services	\$91.50
Premier Parts & Paint	Services	\$657.71
Reese Inc	Services	\$429.00
Kay Reese	Reimbursement	\$48.00
Sahling Kenworth Kearney	Services	\$41.34
Sandhill Oil Company	Services	\$11,580.40
Sandhills Ranch Supply	Services	\$537.38
US Cellular	Services	\$107.93
Valentine Midland News	Services	\$92.00
City of Valentine	Services	\$237.15
Western Oil Inc	Services	\$10.00
3S Fabrication & Repair	Services	\$132.00
	<b>Total</b>	<b>\$220,682.18</b>

Claims were presented in the amount of	\$	4,300.00	.
and disallowed in the amount of			.
A warrant was ordered drawn on the Emergency Bridge Fund in the amount of	\$	4,300.00	
<b>Emergency Bridge</b>			
Mainelli Wagner & Associates	Services	\$	4,300.00
	<b>TOTAL</b>		<b>\$4,300.00</b>

Claims were presented in the amount of	\$	260,718.50	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Highway Street/Bridge Buyback Fund in the amount of	\$	260,718.50	
<b>Highway Street/Bridge Buyback</b>			
JEBRO	Services	\$	172,787.78
Topkote Inc	Services	\$	87,930.72
	<b>TOTAL</b>		<b>\$260,718.50</b>

Claims were presented in the amount of	\$	22,952.44	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Visitor Promotion Fund in the amount of	\$	22,952.44	
<b>VISITOR PROMOTION</b>			
AJ Abbott	Grant		\$1,000.00
Comfort Inn	Services		\$143.22
Great Plains Communications	Services		\$182.43
Kelo TV	Services		\$17,590.00
MCB Productions	Services		\$1,000.00
NRG Media	Services		\$2,560.00
Office Products	Supplies		\$48.90
Postmaster	Services		\$144.00
City of Valentine	Services		\$283.89
	<b>TOTAL</b>		<b>\$22,952.44</b>

Claims were presented in the amount of	\$	175,424.38	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Health Insurance Claims Fund in the amount of	\$	175,424.38	
<b>EMPLOYEE HEALTH INSURANCE CLAIMS</b>			

Blue Cross Blue Shield	Stop Loss Claim	\$	75,000.00
Cherry County Clerk	Health Insurance Claims		\$100,424.38
	<b>TOTAL</b>		<b>\$175,424.38</b>

Claims were presented in the amount of \$ **10,917.89** .  
 and disallowed in the amount of \$ - .  
 A warrant was ordered drawn on the Bookmobile Fund in the amount of \$ **10,917.89**

**BOOKMOBILE**

Thomas County Library	Bookmobile	\$	1,208.00
Valentine Public Library	Bookmobile		\$9,709.89
	<b>TOTAL</b>	\$	<b>10,917.89</b>

Claims were presented in the amount of \$ **2,067.52** .  
 and disallowed in the amount of \$ - .  
 A warrant was ordered drawn on the Covid American Rescue Plan Fund in the amount of \$ **2,067.52**

**COVID ARPF**

Motorola Solutions	Services		\$2,067.52
	<b>TOTAL</b>		<b>\$2,067.52</b>

Claims were presented in the amount of \$ **238.38** .  
 and disallowed in the amount of \$ - .  
 A warrant was ordered drawn on the Emergency Management Fund in the amount of \$ **238.38**

**EMERGENCY MANAGEMENT**

KBR Rural Public Power	Services		\$96.04
NIRMA	Services		\$26.00
Prema	Services		\$116.34
	<b>TOTAL</b>		<b>\$238.38</b>

Claims were presented in the amount of \$ **8,106.10** .  
 and disallowed in the amount of \$ - .  
 A warrant was ordered drawn on the Inheritance Tax Fund in the amount of \$ **8,106.10**

**INHERITANCE TAX**

Houghton Bradford Whitted PC	Services		\$7,858.60
KVSH Radio	Services		\$247.50
	<b>TOTAL</b>		<b>\$8,106.10</b>

Claims were presented in the amount of \$ **512.46** .  
 and disallowed in the amount of \$ - .  
 A warrant was ordered drawn on the 911 Emergency Services Fund in the amount of \$ **512.46**

**911 EMERGENCY SERVICES (2910)**

Centurlink	Services		\$512.46
	<b>TOTAL</b>		<b>\$512.46</b>

Claims were presented in the amount of \$ **1,094.80** .  
 and disallowed in the amount of \$ - .  
 A warrant was ordered drawn on the 911 Wireless Service Fund in the amount of \$ **1,094.80**

**911 WIRELESS SERVICE (2913)**

Great Plains Communications Inc	Services		\$117.20
OPTK Networks	Services		\$977.60
	<b>TOTAL</b>		<b>\$1,094.80</b>

At 2:26 p.m. Chairman DeNaeyer adjourned the meeting.

State of Nebraska, )  
 ) SS.  
 County of Cherry, )

I, Brittny N. Longcor, the undersigned County Clerk of Cherry County, Nebraska do hereby certify the foregoing minutes are true and are part of the official records of this office. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal this 29<sup>th</sup> day of October 2024.

\_\_\_\_\_  
 Brittny N. Longcor  
 Cherry County Clerk

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 Martin K. DeNaeyer, Chairperson  
 Cherry County Board of Commissioners

# BOARD OF EQUALIZATION MINUTES

## October 8, 2024

The Cherry County Board of Commissioners convened as a Board of Equalization on October 8, 2024 in the Commissioner Meeting Room of the Cherry County Courthouse, as per notice published September 25, 2024 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 1:01 p.m. by Chairman DeNaeyer. Present were Commissioners Martin DeNaeyer, Nina Nelson, Mike McConaughy, County Clerk Brittny Longcor, and Assessor Office Manager Melissa Bancroft. The Open Meetings Act Poster was acknowledged by Chairman DeNaeyer.

No comments from the public were received during the allotted time.

The Board reviewed Cherry County political subdivision levies for 2024 presented by Clerk Longcor, as compiled by Clerk Longcor and Treasurer Kathy Hammond. DeNaeyer moved and McConaughy seconded to set the 2024 Cherry County Political Subdivision levies as presented. Roll call vote: Aye – DeNaeyer, McConaughy, Nelson. The motion carried.

### LEVIES FOR CHERRY COUNTY 2024

<u>COUNTY</u>	
General Fund	0.068284
Road Fund	0.070594
Emergency Bridge Fund	0.003581
Disaster (Road Bond) Fund	0.019696
Hospital Operating/Maintenance Fund	0.001791
Courthouse (Special Building) Fund	<u>0.003581</u>
<b>TOTAL COUNTY LEVY</b>	<b>0.167527</b>
Bookmobile	<u>0.001577</u>
<b>TOTAL COUNTY LEVY INCLUDING BOOKMOBILE</b>	<b>0.169104</b>

Cherry County Agricultural Society	General Fund	0.002936
	Sinking Fund	<u>0.000561</u>
	<b>TOTAL</b>	<b>0.003497</b>

Cherry County Historical Society	General Fund	<b>0.000443</b>
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### SCHOOL DISTRICTS

Valentine Community Schools	General Fund	0.484974
	Special Building Fund	<u>0.009417</u>
	<b>TOTAL</b>	<b>0.494391</b>

Cody-Kilgore Unified Schools	General Fund	0.718580
	Bond Fund	0.106131
	Special Building Fund	<u>0.041342</u>
	<b>TOTAL</b>	<b>0.866053</b>

### CITIES AND VILLAGES

Village of Cody	General Fund	<b>0.218994</b>
Village of Crookston	General Fund	<b>0.170153</b>
Village of Kilgore	General Fund	<b>0.260521</b>
Village of Merriman	General Fund	<b>0.450000</b>
Village of Nenzel	General Fund	<b>0.000000</b>
Village of Wood Lake	General Fund	<b>0.416118</b>
City of Valentine	General Fund	<b>0.168207</b>

**FIRE DISTRICTS**

Barley Rural Fire District	General Fund	<b>0.005922</b>
Cody Rural Fire District	General Fund	0.011226
	Sinking Fund	<u>0.008125</u>
	<b>TOTAL</b>	<b>0.019351</b>
Kilgore Rural Fire District	General Fund	0.016648
	Sinking Fund	<u>0.003022</u>
	<b>TOTAL</b>	<b>0.019670</b>
Merriman Rural Fire District	General Fund	<b>0.009118</b>
Mid-Cherry Rural Fire District	General Fund	<b>0.006597</b>
Purdum Rural Fire District	General Fund	<b>0.005388</b>
Valentine Rural Fire District	General Fund	<b>0.013616</b>
Wood Lake Rural Fire District	General Fund	0.022843
	Sinking Fund	<u>0.002994</u>
	<b>TOTAL</b>	<b>0.025837</b>

**Natural Resources Districts**

Middle Niobrara NRD	General Fund	0.037774
	Sinking Fund	<u>0.001355</u>
	<b>TOTAL</b>	<b>0.039129</b>
Upper Loup NRD	General Fund	<b>0.013723</b>

**Educational Service Units**

ESU 17	General Fund	<b>0.015000</b>
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Chelsey Fessler, Nebraska Department of Revenue Property Assessment Division, met with the Board to discuss an Expense Reimbursement Agreement for county assessor services while the assessor position is vacant. It was confirmed with Sarah Scott, Property Tax Administrator, that the agreement would end once a licensed Assessor is appointed. McConaughey moved and Nelson seconded to approve the Acting Interim Assessor Contract, with the noted change, and authorize the Chairman to sign. Roll call vote: Aye – McConaughey, Nelson, DeNaeyer. The motion carried.

Pending appointment of an acting interim Assessor, the tax list corrections will be placed on the October 29, 2024 Board of Equalization agenda.

At 1:28 p.m. Chairman DeNaeyer adjourned the meeting.

State of Nebraska,    )  
                                  ) SS.  
County of Cherry,    )

I, Brittny N. Longcor, the undersigned County Clerk of Cherry County, Nebraska do hereby certify the foregoing minutes are true and are part of the official records of this office. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal this 29<sup>th</sup> day of October 2024.

\_\_\_\_\_  
Brittny N. Longcor  
Cherry County Clerk

\_\_\_\_\_  
Martin K. DeNaeyer, Chairperson  
Cherry County Board of Commissioners