

# BOARD OF COMMISSIONERS MINUTES

## October 29, 2024

The Cherry County Board of Commissioners convened in regular session on October 29, 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 10:03 a.m. by Chairman DeNaeyer. Roll call was taken. Present for the meeting were Commissioners Martin DeNaeyer, Nina Nelson, Mike McConaughy, and County Clerk Brittney Longcor. The Open Meetings Act Poster was acknowledged by Chairman DeNaeyer and the Pledge of Allegiance was recited.

The Board of Commissioners regular meeting minutes from October 8, 2024 were read. McConaughy moved and Nelson seconded to approve the minutes with the noted correction. Roll call vote: Aye – Nelson, DeNaeyer, McConaughy. The motion carried.

The Board of Equalization meeting minutes from October 8, 2024 were read. Nelson moved and DeNaeyer seconded to approve the minutes. Roll call vote: Aye – DeNaeyer, McConaughy, Nelson. The motion carried.

Comments from the public were received during the allotted time.

Valentine Public Library Director Carrie Graham and Library Board of Trustees member, Jean Burge, met with the Board to present an Interlocal Agreement Renewal. The renewal contains a 3% increase from the prior year's agreement and was included in the adopted 2024-2025 Cherry County budget. McConaughy moved and Nelson seconded to approve the Valentine Public Library Interlocal Agreement Renewal and authorize the Chairman to sign. Roll call vote: Aye – McConaughy, Nelson, DeNaeyer. The motion carried. Director Graham updated the Board regarding recent Library programs.

At 10:30 a.m. Chairman DeNaeyer opened the public hearing regarding Conditional Use Permit #003/24 Leon Mast – Custom Kitchen Cabinet Shop & Custom Woodworking. Zoning Administrator Jane Stolzenburg reported that the Planning Commission voted 7-0 to recommend approval and that it is a complete application. Applicant Leon Mast discussed his work experience, products/services that will be offered, and expected business traffic with the Board. Planning Commission member, Sherri Bacon, was present and spoke in favor of the CUP. There was no testimony received from the public. At 10:35 a.m. Chairman DeNaeyer closed the public hearing.

The Board reviewed a draft resolution for the approval of CUP #003/24. McConaughy moved and Nelson seconded to adopt Zoning Resolution #Z-96. Roll call vote: Aye – Nelson, DeNaeyer, McConaughy. The motion carried.

Administrator Stolzenburg updated the Board regarding Board of Adjustments membership, expiring Planning Commission appointments, and the upcoming public hearing regarding the Comprehensive Plan update.

District Court Clerk Lorana Eggert met with the Board to discuss the possibility of relocating case records from the old Courthouse building basement to a vault in the Sawyer Memorial Library due to a booklice issue. It was a consensus of the Board to authorize Clerk Eggert to proceed with moving records to the vault in the Sawyer Memorial building after confirming with pest control that the environment is safe.

The Board discussed and agreed to pay for \$20,000 of the District #1 skid steer cost out of the Courthouse/Special Building Fund. Nelson moved and McConaughy seconded to award the bid for District #1 to Cherry County Implement for a Bobcat T66 Track Skid Steer, totaling \$61,610.59. Roll call vote: Aye – DeNaeyer, McConaughy, Nelson. The motion carried.

DeNaeyer moved and McConaughy seconded to award the bid for District #2 to Cherry County Implement for a Bobcat T770 Track Skid Steer, totaling \$77,358.72. Roll call vote: Aye – McConaughy, Nelson, DeNaeyer. The motion carried. DeNaeyer informed the Board that the District #2 skid steer will be financed for a four-year term through a local bank.

Highway Superintendent Lloyd Smith spoke with the Board regarding road sign updates and snow fence usage.

Nelson moved and McConaughy seconded to adopt Resolution #2024-14 Signing of the Year-End Certification of County Highway Superintendent 2024. Roll call vote: Aye – Nelson, DeNaeyer, McConaughy. The motion carried.

DeNaeyer informed the Board that the application that had been submitted for the County Clerk position had been withdrawn. There were no County Clerk interviews and no Board action was taken on the agenda item re: Cherry County Clerk Appointment.

The Board reviewed the certification submitted by Treasurer Kathy Hammond of the distress warrants delivered to the Cherry County Sheriff on October 24, 2024. 58 distress warrants were delivered, totaling \$10,905.35 in taxes due.

The Board met with Nebraska Department of Revenue, Property Assessment Division – Cherry County Field Liaison, Chelsey Fessler, to discuss appointing Ms. Fessler temporarily until a licensed assessor can be appointed. Nelson

moved and McConaughey seconded to appoint Chelsey Fessler as the Acting Interim Assessor for Cherry County, effective immediately. Roll call vote: Aye – DeNaeyer, McConaughey, Nelson. The motion carried.

Emergency Management Director Jessica Coyle updated the Board regarding meetings attended, 911 call handling equipment contracts, EMPG reimbursement, reporting to the Governor, and IV solution shortage status.

Commissioners reported regarding recent meetings attended: Cherry County Hospital Board of Trustees, KPCC, and NIRMA Self Defense.

The Board recessed from 11:36 a.m. to 1:02 p.m.

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

## October 31, 2024 CHERRY COUNTY CLAIMS LISTING

Claims were presented in the amount of	\$	<b>303,506.29</b>	.	
and disallowed in the amount of	\$	-	.	
A warrant was ordered drawn on the General Fund in the amount of			\$	<b>303,506.29</b>

### GENERAL FUND

AFLAC	Withholdings/Insurance	\$2,807.32
Ameritas Life Insurance/Retirement	Withholdings/Retirement	\$22,706.44
Ameritas Life Insurance/Dental	Withholdings/Insurance	\$3,359.80
Blue Cross Blue Shield	Health Insurance Administration Fees	\$0.00
Cherry County Health Account	Health Claims Funding	\$43,434.92
EFTPS	Withholdings/Taxes	\$40,618.53
AUL Health Benefit Trust	Health Reimbursement Arrangement Funding	\$3,300.00
NE Department of Revenue	Withholdings/Taxes	\$6,436.99
Pace Underwriters Insurance	Health Insurance Funding	\$22,534.12
Eric Scott Law	Clerical Salary/Rent/Telephone/Equipment	\$11,514.40
Vision Service Plan	Withholdings/Insurance	\$589.16
Andre, Andrea	Gross Wages	\$4,478.54
Bancroft, Melissa	Gross Wages	\$2,903.00
Bauer, Daniel	Gross Wages	\$6,638.95
Blume, Ashley	Gross Salary	\$4,692.88
Brockley, Billie	Gross Wages	\$4,056.74
Buechle, Shelbie	Gross Wages	\$4,732.45
Coates, Sonia	Gross Wages	\$4,165.62
Daugherty, Betty	Gross Wages	\$592.20
DeNaeyer, Martin	Gross Salary	\$2,012.50
Dobbins, Cynthia	Gross Wages	\$3,632.00
Duffield, Janette	Gross Wages	\$3,941.59
Eggert, Lorana	Gross Salary	\$4,785.64
Froning, Ellen	Gross Wages	\$4,006.64
Goodrich, Dustina	Gross Wages	\$3,506.60
Goodrich, Weston	Gross Wages	\$4,808.01
Greenough, Pat	Gross Wages	\$4,663.82
Hamlin, Ashtyn	Gross Wages	\$5,960.11
Hammond, Kathy	Gross Salary	\$4,785.64
Hanson, Timothy	Gross Salary	\$2,392.82
Hesse, Sharon	Gross Salary	\$5,208.33
Hunt, Clarissa	Gross Wages	\$4,118.44
Jackson, Gary	Gross Wages	\$5,429.94
Johnson, Andrew	Gross Salary	\$3,503.16
Knox, Calvin	Gross Wages	\$4,767.38
Leonard, David	Gross Wages	\$3,627.00
Leonard, Samantha	Gross Wages	\$3,995.46
Longcor, Brittny	Gross Salary	\$4,785.64
Lopez, Vincent	Gross Wages	\$396.40
Lutter, Tammy	Gross Wages	\$3,537.27
McConaughey, Michael	Gross Salary	\$2,012.50
McSweeney, Ryan	Gross Wages	\$5,529.42
Millar, Eve	Gross Wages	\$934.60
Nelson, Nina	Gross Salary	\$2,012.50
Ormesher, Katie	Gross Wages	\$2,420.76
Osborne, Joanie	Gross Wages	\$865.49
Osburn, Albert	Gross Salary	\$4,938.85
Peterson, Heather	Gross Wages	\$4,426.61
Pier, Shelley	Gross Wages	\$3,484.58
Price, Cassandra	Gross Wages	\$4,475.74

Red Fish, Cheyenne	Gross Wages	\$5,069.95
Renning, Maxwell	Gross Wages	\$5,968.50
Scott, Adelmica	Gross Wages	\$4,769.82
Scott, Eric	Gross Salary	\$5,389.48
Starr, Christopher	Gross Wages	\$4,464.66
Stec, Nicholas	Gross Wages	\$6,342.85
Stoeger, David	Gross Wages	\$5,359.87
Stolzenburg, Jane	Gross Wages	\$4,745.60
Wickman, Erick	Gross Wages	\$6,298.03
	GROSS TOTAL	\$352,936.26
	Adjustment for employees' share of withholdings	(\$49,429.97)
	NET TOTAL	<b>\$303,506.29</b>

Claims were presented in the amount of \$ **134,247.78** .  
and disallowed in the amount of \$ - .  
A warrant was ordered drawn on the Road Fund in the amount of \$ **134,247.78**

**ROAD FUND**

AFLAC	Withholdings/Insurance	\$1,809.91
Ameritas Life Insurance/Retirement	Withholdings/Retirement	\$10,172.24
Ameritas Life Insurance/Dental	Withholdings/Insurance	\$1,414.56
Assurity Life Insurance Company	Withholdings/Insurance	\$14.50
Blue Cross Blue Shield	Health Insurance Administration Fees	\$0.00
Cherry County Health Account	Health Claim Funding	\$19,361.22
EFTPS	Taxes/Withholdings	\$19,567.99
Legal Shield	Services	\$67.80
MassMutual	Withholdings/Retirement	\$300.00
AUL Health Benefit Trust	Health Reimbursement Arrangement Funding	\$1,350.00
NE Department of Revenue	Taxes/Withholdings	\$3,001.53
Pace Underwriters Insurance	Health Claim Funding	\$9,568.08
Vision Service Plan	Withholdings/Insurance	\$234.83
Boyer, Douglas	Gross Salary	\$4,862.45
Buechle, Jordan	Gross Wages	\$4,816.64
Bunner, Bradley	Gross Wages	\$4,882.20
Cash, Tyler	Gross Wages	\$5,092.06
Coetzee, Daniel	Gross Wages	\$4,821.25
Collier, David	Gross Salary	\$5,000.00
Egger, Garrett	Gross Wages	\$5,108.20
Fernau, Bradly	Gross Wages	\$4,511.88
Graeff, Randy	Gross Wages	\$4,884.92
Hampton, Donald	Gross Wages	\$2,659.32
Hart Benjamin	Gross Wages	\$1,888.60
McWhirter, Bentz	Gross Wages	\$4,758.86
Olson, Arnold	Gross Wages	\$4,033.43
Osburn, Jay D	Gross Salary	\$5,000.00
Pearman, Terry	Gross Wages	\$3,613.72
Reese, Kay	Gross Wages	\$2,443.04
Smith, Lloyd	Gross Salary	\$750.00
Songer, LeRoy	Gross Wages	\$4,611.48
Szakacs, Brie	Gross Wages	\$4,033.43
Szakacs, Ryan	Gross Wages	\$4,256.00
Stichka, Steven	Gross Salary	\$5,000.00
Thompson, Shawn	Gross Wages	\$4,592.38
	GROSS TOTAL	\$158,482.52
	Adjustment for employees' share of withholdings	(\$24,234.74)
	NET TOTAL	<b>\$134,247.78</b>

Claims were presented in the amount of \$ **7,596.16** .  
and disallowed in the amount of \$ - .  
A warrant was ordered drawn on the Visitors Promotion Fund in the amount of \$ **7,596.16**

**VISITORS PROMOTION FUND**

AFLAC	Withholdings/Insurance	97.37
Ameritas Life Insurance/Retirement	Withholdings/Retirement	\$748.20
Ameritas Life Insurance/Dental	Withholdings/Insurance	\$62.12
EFTPS	Taxes/Withholdings	\$1,319.51
NE Department of Revenue	Taxes/Withholdings	\$180.52
Vision Service Plan	Withholdings/Insurance	\$31.84
Braun, Regina	Gross Salary	\$4,774.67
Graeff, Lynn	Gross Wages	\$1,876.00
	GROSS TOTAL	\$9,090.23
	Adjustment for employees' share of withholdings	(\$1,494.07)
	NET TOTAL	<b>\$7,596.16</b>

Claims were presented in the amount of \$ **70,247.37** .  
 and disallowed in the amount of \$ - .  
 A warrant was ordered drawn on the Health Claims Fund in the amount of \$ **70,247.37**

**HEALTH CLAIMS FUND**

Cherry County Clerk	Health Insurance Claims	\$70,247.37
	TOTAL	<b>\$70,247.37</b>

Claims were presented in the amount of \$ **9,165.70** .  
 and disallowed in the amount of \$ - .  
 A warrant was ordered drawn on the Emergency Management Fund in the amount of \$ **9,165.70**

**EMERGENCY MANAGEMENT FUND**

AFLAC	Withholdings/Insurance	143.39
Ameritas Life Insurance/Retirement	Withholdings/Retirement	\$685.85
Ameritas Life Insurance/Dental	Withholdings/Insurance	\$124.24
Blue Cross Blue Shield	Health Insurance Administration Fees	\$0.00
Cherry County Health Account	Health Claim Funding	\$1,417.96
EFTPS	Taxes/Withholdings	\$1,352.85
AUL Health Benefit Trust	Health Reimbursement Arrangement Funding	\$100.00
NE Department of Revenue	Taxes/Withholdings	\$194.97
Pace Underwriters Insurance	Health Claim Funding	\$733.88
Vision Service Plan	Withholdings/Insurance	\$31.84
Coyle, Jessica	Gross Salary	\$4,888.00
Reese, Kay	Gross Wages	\$1,208.50
	GROSS TOTAL	\$10,881.48
	Adjustment for employees' share of withholdings	(\$1,715.78)
	NET TOTAL	<b>\$9,165.70</b>

The Board recessed from regular session to convene as a Board of Equalization from 1:05 p.m. to 1:49 p.m.

The Board recessed from regular session to convene as a Board of Corrections from 1:50 p.m. to 1:54 p.m.

At 1:55 p.m. Chairman DeNaeyer adjourned the meeting.

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

I, Brittney 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 12<sup>th</sup> day of November 2024.

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

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 Martin K. DeNaeyer, Chairperson  
 Cherry County Board of Commissioners

# BOARD OF EQUALIZATION MINUTES

## October 29, 2024

The Cherry County Board of Commissioners convened as a Board of Equalization on October 29, 2024 in the Commissioner Meeting Room of the Cherry County Courthouse, as per notice published October 9, 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 1:05 p.m. by Chairman DeNaeyer. Present were Commissioners Martin DeNaeyer, Nina Nelson, and Mike McConaughy, County Clerk Brittny Longcor, Acting Interim Assessor Chelsey Fessler, 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.

Interim Assessor Fessler presented the Board with tax list corrections that were generated by former Assessor Jackie Moreland while still in office. Interim Assessor Fessler confirmed that due process notification requirements were met and a review of said tax list corrections was completed.

Tax list corrections relating to a refund requested after completion of a 2024 survey were discussed with the Board, Interim Assessor Fessler, and Betty Daugherty. It was confirmed to the Board that Cherry County assesses the number of deeded acres unless there is a survey filed. Reasons for refunding taxes in accordance with state statute were discussed. Nelson moved and DeNaeyer seconded to deny the following tax list corrections at the recommendation of Acting Interim Assessor Chelsey Fessler. Roll call vote: Aye – Nelson, DeNaeyer, McConaughy. The motion carried.

<u>Tax Year No.</u>	<u>Property ID</u>	
2023	51	160023491
2023	52	160025222
2023	53	160025230
2023	54	160025249
2023	55	160050774
2022	14	160023491
2022	15	160025222
2022	16	160025230
2022	17	160025249
2022	18	160050774
2021	15	160023491
2021	16	160025222
2021	17	160025230
2021	18	160025249
2021	19	160050774

Tax list corrections relating to personal property tax returns were reviewed. McConaughy moved and Nelson seconded to approve the tax list corrections listed as follows. Roll call vote: Aye – DeNaeyer, McConaughy, Nelson. The motion carried.

<u>Tax Year No.</u>	<u>Property ID</u>	
2023	56	160249545
2023	57	160649946
2023	58	160137454
2023	59	160665356
2023	60	160665129
2023	61	160249289
2023	62	160649718
2023	63	160249273
2023	64	160143349
2023	65	160650034
2023	66	160140919
2023	67	160248778
2023	68	160665271
2022	19	160649946
2022	20	160249289
2022	21	160249273
2023	41	160666189
2023	45	160665971
2023	46	160666093
2023	47	160249262
2023	48	160650091
2023	50	160113520
2023	69	160649994
2023	70	160666214
2023	71	16066215

2023	72	160648913
2023	73	160666206
2023	74	160649503
2023	75	160649118
2023	76	160649464
2023	77	160666058
2023	78	160666229
2023	79	160665324
2023	80	160666222
2023	81	160248938
2023	82	160665315
2023	83	160666151
2023	84	160665917
2023	85	160666228
2022	13	160666093
2022	22	160649994
2022	23	160666206
2022	24	160666058
2022	25	160666229
2022	26	160666222
2022	27	160248938
2022	28	160666228
2021	14	160666093
2021	20	160649994
2021	21	160666058
2021	22	160666222
2021	23	160248938
2023	86	160650091
2023	87	160666058
2022	29	160666058
2021	24	160666058

At 1:49 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 12<sup>th</sup> day of November 2024.

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Brittny N. Longcor  
Cherry County Clerk

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Martin K. DeNaeyer, Chairperson  
Cherry County Board of Commissioners

# BOARD OF CORRECTIONS MINUTES

## October 29, 2024

The Cherry County Board of Commissioners convened as a Board of Corrections on October 29, 2024 in the Commissioner Meeting Room of the Cherry County Courthouse, as per notice published October 9, 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 1:50 p.m. by Chairman DeNaeyer. Present were Commissioners Martin DeNaeyer, Nina Nelson, Mike McConaughy, and County Clerk Brittney Longcor. The Open Meetings Act Poster was acknowledged by Chairman DeNaeyer.

There were no comments received from the public during the allotted time.

Justice Center Administrator Sharon Hesse was unable to attend the meeting, due to staffing requirements, and will provide a Staff & Census Update to the Board via email. McConaughy reported to the Board concerning an employee's request for additional pay.

At 1:54 p.m. Chairman DeNaeyer adjourned the meeting.

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

I, Brittney 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 12<sup>th</sup> day of November 2024.

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Brittney N. Longcor  
Cherry County Clerk

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Martin K. DeNaeyer, Chairperson  
Cherry County Board of Commissioners