

BOARD OF COMMISSIONERS MINUTES

May 13, 2025

The Cherry County Board of Commissioners convened in regular session on May 13, 2025 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 McConaughy. Roll call was taken. Present at the meeting were Commissioners Nina Nelson, Martin DeNaeyer, Mike McConaughy, and Deputy County Clerk Jane Stolzenburg. The Open Meetings Act Poster was acknowledged by Chairman McConaughy and the Pledge of Allegiance was recited.

At 10:02 a.m. the meeting was moved to the Courtroom. At 10:05 a.m. the meeting was called back to order by Chairman McConaughy and acknowledged the Open Meetings Act on the wall in the room.

The Board of Commissioners' regular meeting minutes from April 29, 2025 were read. DeNaeyer moved and Nelson seconded to approve minutes with noted corrections. Roll call vote: Aye –McConaughy, DeNaeyer, Nelson. The motion carried.

The Board of Equalization meeting minutes from April 29, 2025 were read. McConaughy moved and Nelson seconded to approve minutes as read. Roll call vote: Aye –DeNaeyer, McConaughy, Nelson. The motion carried.

The Board of Corrections meeting minutes from April 29, 2025 were read. DeNaeyer moved and Nelson seconded to approve minutes as read. Roll call vote: Aye –Nelson, DeNaeyer, McConaughy. The motion carried.

Comments from the public were received during the allotted time.

Road Foreman JD Osburn updated the board on chasing down blowouts, finished hauling material for Highway 12 detour route, the state providing aggregate for that road, nothing major or unusual otherwise. Commissioner DeNaeyer updated the board for District 2 re: wheel loader should be here this week and working on roads. Commissioner McConaughy updated for District 3 re: working on major blowouts due to high traffic, needing aggregate and looking for water source to pack in Anderson Bridge Road.

Emergency Management Director Jessica Coyle updated the board re: CAP flew the Niobrara River Corridor, Snake River Corridor and McKelvie on May 1 per request of Chief Engles as there was lightning in the area the night before; completed shift tickets for Plum Creek Fire for Kilgore, Cody, Woodlake, Valentine and Cherry County EM; Red Flag Warnings for May 11 and 12; Governor has issued Executive order 25-12 suspending burn permits through May 20; there were 11 confirmed tornados in Cherry County on April 27 three were EF-2 classification this was a historical record for Cherry County; road construction on Highway 83 North with detour on 3rd street have advised first responders; two of the Sheriff's units have new radios installed will have to schedule others to go to Grand Island; fixed the status of road for GPS so trucks would no longer use a minimum maintenance road due to Google settings; new logging system has been installed having training for new users. Regarding streaming the commissioner meetings can do a Microsoft Teams link by setting on a permanent line for visual and one way communication only, if used for minutes has different retention times, can also do a you tube for viewing later, would have to follow state statute for streaming.

Per James Almond he requested to move zoom meeting from 11:30 to 2:30 due to scheduling conflict.

Employee classifications were discussed to clarify the status of exempt vs. non-exempt employees. McConaughy moved and Nelson seconded to have Pam Bourne review all job classifications and salaries with the exception of elected officials and provide written guidance. Roll call vote: Aye – DeNaeyer, McConaughy, Nelson. The motion carried.

Billie Brockley, Kathy Hammond, Melissa Bancroft, Jessica Coyle and Jessica Hanson were present for the Human Resources Committee update. The committee has not been organized yet. The committee would like to meet quarterly to discuss handbook and policies. Complaints will continue to be brought to the attention of the immediate supervisor and move up the chain and are not to be taken to the committee. This committee is to alleviate controversies and issues with Human Resources and is represented by the department heads or their representatives. Discussed a meeting date at the end of July.

At 11:30 a.m. Greg Mooney, Dennis Maggart and Mike Boden of NACO Benefits presented the board with renewal quotes for health insurance. Mr. Maggart advised the board they are still waiting for numbers for the fully insured plans and should have that information to e-mail to the board by the end of this week.

The board recessed from 12:00 p.m. to 12:30 p.m.

At 12:30 p.m. the board reviewed the budgets that may need to be adjusted prior to the fiscal year end. Chief Deputy Erick Wickman was present for the Sheriff's Office. The budgeted amount for this year should be enough to cover the remainder of the year unless a maintenance or emergency arises. Emergency Management Director Jessica Coyle noted a maintenance agreement that was not expected exceeded the Communications Budget. A

transfer will need to be made to rectify the overage. Justice Administrator Sharon Hesse reported due to dispatch training for new hires the dispatch budget may exceed the line item and would like to transfer from the jail to dispatch to cover the wages. Resolutions will be prepared for the May 27th meeting for the transfers.

At 12:50 Emergency Management Director Jessica Coyle informed the board that James Almond was available for the zoom call.

At 12:55 the board returned to the Commissioner Meeting room for a zoom meeting with James Almond. At 12:56 James Almond requested to go into executive session in order to protect from defamation of character. DeNaeyer moved, and McConaughey seconded to enter executive session for the purpose of discussing policy and protocol and to protect from defamation of character, with the Board, Deputy Clerk, Jail Administrator, Emergency Management Director and James Almond via Zoom to be present. Roll call vote: Aye – McConaughey, DeNaeyer, Nelson. The motion carried. At 1:28 p.m. DeNaeyer moved and McConaughey seconded to exit executive session and return to the court room where the public was allowed to re-enter. Roll call vote: Aye – Nelson, DeNaeyer, McConaughey. The motion carried.

The board recessed from 1:30 p.m. to 1:40 p.m. to convene as a Board of Corrections.

At 2:00 p.m. the board addressed a written zoning complaint filed with the Zoning Administrator. Per section 12.01 of the current Cherry County Zoning Regulations the Zoning Administrator is to investigate and per section 803.03 shall notify the person(s) responsible for the violation in writing and the nature of the violation and take necessary action within the full authority to ensure compliance with the zoning resolution. Chairman McConaughey requested a deputy to accompany the Zoning Administrator during the investigation. County Attorney Eric Scott requested the Zoning Administrator meet with him to go over proper procedure for the investigation. No board action was taken.

Amy Tharp from Central Nebraska Economic Development District (CNEDD) requested a letter of support for Broadband in Nebraska in rural counties. Nelson moved to approve the letter of support for the Nebraska Broadband Equity Access and Deployment (NBEAD) and authorized the Chairman to sign seconded by DeNaeyer. Roll call vote: Aye – DeNaeyer, Nelson, McConaughey. The motion carried.

At 2:25 the board returned to the Commissioner Meeting room for a Zoom meeting with Dustin Will of Benefit Management. At 2:44 Mr. Will joined the meeting. Questions regarding the stop loss and runout claims were answered as well as clarifying out of pocket expenses would roll over to the new plan. A decision would have to be made by the next meeting to have enough time to transition to a new plan.

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

Claims were presented in the amount of	\$	115,298.39	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the General Fund in the amount of	\$	115,298.39	
GENERAL			
Ameritas Life Insurance/Retirement	Withholdings/Retirement		\$32.30
Anderson Electric	Services		\$597.80
Applied Connective	Services		\$5,396.60
Melissa Bancroft	Reimbursement		\$229.38
Ryan Benjamin	Services		\$89.60
Bob Barker Company	Services		\$598.97
Michael Borders	Services		\$4,256.30
Buckles Fuel Service	Services		\$79.26
Carrot Top Industries	Services		\$111.03
Centurylink	Services		\$2,066.73
Cherry County Court	Services		\$305.00
Cherry County District Court	Services		\$72.00
Cherry County Hospital	Services		\$21,002.09
Cherry County Sheriff	Services		\$128.42
Cherry County Treasurer	Bank Fees/Transfer		\$10.00
Cidnet	Services		\$300.00
Clearly Communications	Telephone Service		\$325.29
Comfort Inn	Lodging		\$220.00
Crowne Plaza	Lodging		\$179.00
DAS State Accounting 6506	Services		\$537.60
DAS State Accounting 6507	Services		\$203.80
James Edwards	Services		\$50.00
EFTPS	Taxes/Withholdings		\$43.92
Firstnet/AT&T Mobility	Services		\$545.48
Galls Parent Holdings	Supplies		\$927.83
Government Forms	Supplies		\$184.46
Green Clean	Services		\$312.50
Pat Greenough	Reimbursement		\$100.00

GRP & Associates	Services	\$67.00
Timothy Hanson	Equipment	\$2,636.75
Heart City Plumbing & Heating	Services	\$3,015.85
Henderson's IGA Inc	Supplies	\$180.80
Hilton Lincoln	Lodging	\$550.00
Patrick Hooper	Reimbursement	\$603.18
Johnson Law Office	Clerical Salary/Rent/Telephone/Equipment	\$2,601.81
Jones Automotive	Services	\$8,090.02
KBRB	Services	\$60.00
Lacke MAC Assessment	Services	\$2,788.59
Microfilm Imaging Systems	Services	\$282.00
Midland News	Services	\$742.59
Midwest Connect	Services	\$115.00
MIPS	Services	\$3,262.88
NACO	Dues/Fees/Training	\$100.00
Nebraska State Patrol	Services	\$58.00
Nextoner, LLC	Supplies	\$397.80
NK Waste Management	Services	\$386.00
Norfolk Lodge & Suites	Lodging	\$375.00
Northeast NE Area Agency on Aging	Services	\$2,047.00
Office Products	Supplies	\$4,082.59
Albert Osburn	Reimbursement	\$56.21
Platte Valley Communications	Services	\$9,061.00
Presto X	Services	\$114.10
Quadient Leasing	Services	\$1,375.35
Reese Inc	Services	\$1,040.13
Region IV	Services	\$2,626.00
Region 2 Weed Control	Dues/Fees/Training	\$40.00
Ron's Quik Lube	Services	\$101.70
Sandhill Oil Co	Supplies	\$54.18
Eric Scott Law	Clerical Salary/Rent/Telephone/Equipment	\$17,028.53
Scotty's Ranchland Foods	Supplies	\$206.35
Cardmember Service	Services	\$443.74
Sennet Duncan Jenkins & Wickhad	Services	\$4,086.15
Tehrani Motor Company	Services	\$258.75
Tony's Tire & Auto Repair	Services	\$81.00
True Value	Supplies	\$75.03
UNL c/o NE Extension/Cherry County	Services	\$356.31
US Cellular	Telephone Service	\$44.66
City of Valentine	Utilities	\$3,880.84
Viaero Wireless	Telephone Service	\$145.12
Ward Plumbing & Heating	Services	\$444.24
Western Oil/Conoco	Services	\$72.84
Wex Bank	Services	\$2,105.65
Young, Sarah	Gross Wages	\$287.17
	GROSS TOTAL	\$115,333.27
	Adjustment for employees' share of withholdings	-\$34.88
	NET TOTAL	\$115,298.39

Claims were presented in the amount of	\$	507,111.13	.
and disallowed in the amount of			
A warrant was ordered drawn on the Road Fund in the amount of		\$	507,111.13
ROAD			
Allard Precast	Services	\$7,575.00	
Bacon Repair	Services	\$96.60	
Bomgaars	Supplies	\$1,590.90	
Bordertown Discount Fuel LLC	Services	\$2,970.87	
Buche Hardware	Supplies	\$224.67	
Buckles Fuel Service	Services	\$11,649.08	
Chadron Motor Company	Services	\$493.43	
Cherry County Clerk	Reimbursement	\$30.00	
Cherry County Clinic	Services	\$78.00	
Cherry County Implement	Services	\$2,500.63	
Circle J Trailers & More	Services	\$165.00	
Circle K Motor	Services	\$4,983.54	
Village of Cody	Services	\$195.00	
Consolidated Telephone	Services	\$285.02	
Custer Public Power District	Services	\$178.40	
Danielski Farms	Services	\$9,628.38	
DAS State Accounting Central Finance	Services	\$27.70	
Floyd's Truck Center	Services	\$1,406.62	

GE Associates	Services	\$309.83
Great Plains Communications	Services	\$326.90
Hoefs Skidloader Works	Services	\$4,856.00
Hometown Lumber & Construction	Services	\$44.50
Inland Truck Parts Company	Services	\$1,242.45
Interstate Battery System	Services	\$498.85
Iowa Trailer Manufacturing	Services	\$49,800.00
KBR Rural Public Power District	Services	\$285.90
Jebro Inc	Services	\$123,453.55
Kimball Midwest	Services	\$499.40
Marc/Mid American Research Chemical	Services	\$293.67
Martin Auto Parts II	Services	\$826.28
Mathis Equipment	Services	\$6,345.15
Mills Hardware	Supplies	\$606.00
Mips Inc	Services	\$180.00
Mullen Auto & Diesel	Services	\$5,247.27
Murphy Tractor & Equipment	Services	\$192,800.00
Nebraska Public Power District	Services	\$149.69
NK Waste Inc	Services	\$384.00
Office Products	Services	\$28.79
The Parts Company	Supplies	\$554.34
Perrett Construction LTD	Services	\$1,717.69
Petty Cash	Reimbursement	\$10.00
Powerplan	Services	\$18,976.11
Prairie Fabrication	Services	\$4,010.00
Prema	Services	\$205.61
Reese Inc	Supplies	\$208.13
Sandhill Oil Company	Services	\$10,559.91
Steele Feed Service	Services	\$44.00
Tony's Tire & Auto Repair	Services	\$1,582.64
Triple G Redimix	Supplies	\$1,803.67
Truck Center Companies	Services	\$211.76
Truck Center Companies	Services	\$32,980.00
City of Valentine	Services	\$990.40
Daniel Vest	Reimbursement	\$250.00
3S Fabrication & Repair	Services	\$749.80
	TOTAL	\$507,111.13

Claims were presented in the amount of	\$	5,071.18	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Visitor Promotion Fund in the amount of		\$	5,071.18
VISITOR PROMOTION			

Cherry County Visitors Promo Board	Reimbursement	\$872.05
Great Plains Communications	Services	\$181.67
Heart City Baggers	Grant	\$3,000.00
Hollman Media	Services	\$360.00
Nebraska Travel Association	Dues/Fees	\$125.00
NK Waste Inc	Services	\$90.00
Office Products Center	Supplies	\$37.40
Valentine Rotary Club	Dues/Fees	\$111.00
City of Valentine	Utilities	\$294.06
	TOTAL	\$5,071.18

Claims were presented in the amount of	\$	12,947.57	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Health Insurance Claims Fund in the amount of		\$	12,947.57
EMPLOYEE HEALTH INSURANCE CLAIMS			

Cherry County Clerk	Health Insurance Claims	\$12,947.57
	TOTAL	\$12,947.57

Claims were presented in the amount of	\$	10,001.19	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Bookmobile Fund in the amount of		\$	10,001.19
BOOKMOBILE			

Valentine Public Library	Bookmobile	\$10,001.19
	TOTAL	\$ 10,001.19

Claims were presented in the amount of	\$	3,341.85	.
and disallowed in the amount of	\$	-	.
A warrant was ordered drawn on the Grant Fund in the amount of		\$	3,341.85
GRANT FUND			

Applied Connective Technologies		Services	\$3,341.85
		TOTAL	\$3,341.85
Claims were presented in the amount of	\$	18,636.25	.
and disallowed in the amount of	\$	-	
A warrant was ordered drawn on the Disaster Fund in the amount of		\$	18,636.25
DISASTER FUND			
BOKF,NA		Interest Payment	\$18,636.25
		TOTAL	\$18,636.25
Claims were presented in the amount of	\$	13,670.51	.
and disallowed in the amount of	\$	-	
A warrant was ordered drawn on the Covid American Rescue Plan Fund in the amount of		\$	13,670.51
COVID ARPF			
Applied Technologies		Services	\$13,670.51
		TOTAL	\$13,670.51
Claims were presented in the amount of	\$	1,113.69	.
and disallowed in the amount of	\$	-	
A warrant was ordered drawn on the Emergency Management Fund in the amount of		\$	1,113.69
EMERGENCY MANAGEMENT			
Jessica Coyle		Reimbursement	\$225.81
Firstnet		Services	\$53.73
KBR Rural Public Power		Services	\$94.07
La Quinta Inn		Lodging	\$374.85
Midland News		Services	\$191.00
Prema		Services	\$174.23
		TOTAL	\$1,113.69
Claims were presented in the amount of	\$	9,334.80	.
and disallowed in the amount of	\$	-	
A warrant was ordered drawn on the Inheritance Tax Fund in the amount of		\$	9,334.80
INHERITANCE TAX			
Houghton Bradford Whitted PC		Services	\$9,509.80
Office Products		Item Returned	(\$175.00)
		TOTAL	\$9,334.80
Claims were presented in the amount of	\$	459.62	.
and disallowed in the amount of	\$	-	
A warrant was ordered drawn on the 911 Emergency Services Fund in the amount of		\$	459.62
911 EMERGENCY SERVICES (2910)			
Centurylink		Services	\$276.80
Great Plains Communications		Services	\$182.82
		TOTAL	\$459.62
Claims were presented in the amount of	\$	4,401.10	.
and disallowed in the amount of	\$	-	
A warrant was ordered drawn on the 911 Wireless Service Fund in the amount of		\$	4,401.10
911 WIRELESS SERVICE (2913)			
Equature/DSS Corpoartion		Services	\$3,423.50
OPTK Networks		Services	\$977.60
		TOTAL	\$4,401.10

At 3:25 p.m. Chairman McConaughey adjourned the meeting.

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

I, Jane Stolzenburg, the undersigned Deputy 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 27th day of May 2025.

Jane Stolzenburg
Cherry County Deputy Clerk

Mike McConaughey, Chairperson
Cherry County Board of Commissioners

BOARD OF CORRECTIONS MINUTES
May 13, 2025

The Cherry County Board of Commissioners convened as a Board of Corrections on May 13, 2025 in the Cherry County Courthouse, as per notice posted May 8, 2025 at the following public places: Valentine Public Library, Valentine Post Office, Cherry County Clerk’s Office, and Cherry County Courthouse front door. The current agenda being on file in the office of the County Clerk. The meeting was called to order at 1:30 p.m. by Chairman McConaughey. Present were Commissioners Nina Nelson, Mike McConaughey, Martin DeNaeyer, Deputy County Clerk Jane Stolzenburg, and Justice Center Administrator Sharon Hesse. The Open Meetings Act Poster was acknowledged by Chairman McConaughey.

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

A draft copy of the dispatch and jail employee contract was submitted. A separate jail and dispatch contract is preferred and is being prepared at the County Attorney’s office. The final copy will be presented at the next meeting.

At 1:45 p.m. Chairman McConaughey adjourned the meeting.

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

I, Jane Stolzenburg, the undersigned Deputy 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 29th day of April 2025.

Jane Stolzenburg
Cherry County Deputy Clerk

Mike McConaughey, Chairperson
Cherry County Board of Commissioner

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