

AGENDA  
**CHERRY COUNTY BOARD OF COMMISSIONERS**  
Cherry County Courthouse, Commissioners Meeting Room  
Tuesday, March 26, 2024 @10:00 a.m.

1. Call Meeting to Order, Roll Call, Open Meetings Act Announcement, and Pledge of Allegiance
2. Discuss/Act – Approve Minutes
3. Discuss/Act – Approve Claims
4. New Business
  - a. 10:30 a.m. Discuss/Act – Jill Austin, Valentine Children & Families Coalition Director re:  
ARPA Funds
  - b. Cherry County Roads Update
  - c. Cherry County Emergency Management Update
  - d. Discuss/Act – Professional Services Agreement – SCG Consulting Services, LLC
  - e. Discuss/Act – Western Construction Site - Eli Rd Millings
  - f. 11:00 a.m. Discuss/Act – Adopt Zoning Resolution #Z-94
  - g. 1:00 p.m. Public Comment
  - h. 1:30 p.m. **Board of Corrections**
    1. Staff & Census Update
  - i. 2:00 p.m. Bid Opening, County-Owned Real Estate - That part of the SE1/4NE1/4 of Section 7, Township 34, North, Range 33, West of the 6th P.M., Cherry County, Nebraska, described as follows: Beginning at a point 205 ft North of the NE corner of the NW1/4SE1/4 of said Section 7, thence East 150 ft, thence North 300 ft, thence Southwest to a point 100 ft North of the point of beginning, thence South to said point of beginning. (400 block of N Cherry St, Cody, NE)
  - j. Discuss/Act – Award Bid - That part of the SE1/4NE1/4 of Section 7, Township 34, North, Range 33, West of the 6th P.M., Cherry County, Nebraska, described as follows: Beginning at a point 205 ft North of the NE corner of the NW1/4SE1/4 of said Section 7, thence East 150 ft, thence North 300 ft, thence Southwest to a point 100 ft North of the point of beginning, thence South to said point of beginning. (400 block of N Cherry St, Cody, NE)
  - k. 2:30 p.m. **Board of Equalization**
    1. \_\_\_\_\_
5. Adjournment

*This is an open meeting of the Cherry County Board of Commissioners. Cherry County abides by the Nebraska Open Meetings Act in conducting business. If necessary, Cherry County reserves the right to adjust the order of items on the agenda and to modify the agenda to include items of an emergency nature. The agenda shall be kept continually current and is available for public inspection at the Cherry County Clerk's Office during normal business hours.*

# Professional Services Agreement

This agreement is made effective by and between the **Cherry County Emergency Management and SCG Consulting Services, LLC**.

In this agreement the party who is contracting to receive the professional services shall be referred to as "Cherry County", and the party who will be providing the services shall be referred to as "SCGCS". The Consultant has an established background in public safety communications systems technology and professional project management and is willing to provide those services to the Board based on this background.

Therefore, the parties agree as follows:

1. **DESCRIPTION OF SERVICE:** Beginning upon contract signing, SCGCS will provide the following services, (collectively the Services): Refer to the itemized "Scope of Services" herein attached as Exhibit A and made part of this agreement.
2. **PERFORMANCE OF SERVICES:** SCGCS will work as many hours as is necessary to fulfill its obligations under this agreement as described in Exhibit A.
3. **PAYMENT:** Cherry County will pay a fee to SCGCS of **\$2,500/year** for services as described in Exhibit A and provided under this agreement. SCGCS will invoice Cherry County for \$2,500 upon contract signing. Total price includes all fees and ordinary expenses including reasonable travel, lodging, meals, telephone expense, office overhead and clerical support. The scope of services provides for one (1) on-site regional visit/meeting per year.
4. **TERM/TERMINATION:** Services under this agreement will be provided from **April 1, 2024** through **March 30, 2025**. This Agreement may be terminated by either party upon thirty (30) days written notice to the other party. SCGCS shall be entitled to payments for periods or partial periods that occurred prior to the date of termination and for which SCGCS has not been paid.
5. **RELATIONSHIP OF PARTIES:** The parties understand that SCGCS is an independent contractor and not an employee of Cherry County.
6. **AMENDMENT:** This Agreement may not be modified or amended unless the amendment is made in writing and is signed by both parties.

## For Cherry County Emergency Management

By: \_\_\_\_\_

Date: \_\_\_\_\_

## For SCG Consulting Services, LLC

By: \_\_\_\_\_  
Stacen C. Gross, Principle Consultant

Date: \_\_\_\_\_

## Exhibit A – Scope of Services

The following is a specific Scope of Services to provide annual consultant retainer services to Cherry County.

SCG Consulting will provide ongoing advice and technical assistance with regard to the following:

- Nebraska Regionalization & NG911
- Use of Wireless 911 Funding
- North Central 911 Regional Coordination Services (Contingent on all other North Central 911 Region agencies participation in annual consultant retainer agreements)
- Technical Assistance and Vendor Coordination for the following:
  - 911 Call Handling Equipment
  - Radio Consoles
  - Voice Logging Recorder
  - Mapping
- Capital Expenditure/Systems Upgrade Planning
- Advice on Legislative & Regulatory Matters

On-Site Regional Meetings Included: 1 per year

Regional Coordination Web Meetings (Zoom): Bi-Monthly

Additional On-Site Meetings: \$TBD

Email & Phone Calls: Unlimited Access

Exclusions – Equipment/system RFP/RFQ/bid specifications/procurement management services

### Project Contacts

#### **Cherry County Emergency Management**

Jessica Coyle

365 N. Main Street

Valentine, Nebraska 69201

Phone (402) 376-2420

Email [cherrycoem@cherrycountyne.gov](mailto:cherrycoem@cherrycountyne.gov)

#### **SCG Consulting Services, LLC**

Stacen C. Gross

2920 Blackhawk Cir

Bellevue, Nebraska 68123

Phone (402) 321-0817

Fax (402) 939-0186

Email [sgross@scgconsultingservices.net](mailto:sgross@scgconsultingservices.net)

ZONING RESOLUTION #Z-94

BE IT RESOLVED WHERE AS, an application for a Conditional Use Permit has been submitted by Billie Brockley and Mike Wescott for a RV and Tent Camping Park to be located in part of Lots 4 and 5 in Section 17, Township 33N, Range 27W of the 6<sup>th</sup> PM in Cherry County, Nebraska;

WHERE AS, notice letters were sent to adjoining property owners and;

WHERE AS, on February 6, 2024 the Planning Commission Voted 4-2 to recommend approval of the Conditional Use Permit (CUP-005/23);

WHERE AS, on February 28, 2024 a Notice of Public Hearing was published in the Valentine Midland News setting forth the date, time, place and purpose of the Public Hearing to be held by the Cherry County Board of Commissioners on March 12, 2024, regarding the proposed application for the conditional use; and

WHERE AS, as per Article 10 section 1010 of Cherry County Zoning Regulations that development of any authorized conditional use shall be commenced within one year of the date of approval of such conditional use by the Cherry County Board of Commissioners and development of said authorized conditional use shall be completed within two years from the date of approval of such conditional use by the Cherry County Board of Commissioners or such authorization is automatically revoked. A permittee under an unexpired permit may apply to the Cherry County Board of Commissioners for an extension of the time originally granted to such permittee and the Commissioners may for good cause shown extend the time of original permit for a reasonable period of time, not to exceed five years from the date of approval of the conditional use permit; and

WHERE AS, on March 12, 2024 the Cherry County Board of Commissioners approved Conditional Use with the following provision:

BE IT FURTHER RESOLVED that the Cherry County Board of Commissioners, after having Held a Public Hearing on March 12, 2024 for Conditional Use Permit CUP-005/23 in the above stated legal description in Cherry County, Nebraska was granted by a ( ) vote of the Cherry County Board of Commissioners.

Dated this 12th day of March, 2024  
Cherry County Board of Commissioners

By: \_\_\_\_\_  
Chairman

Attest: \_\_\_\_\_  
Cherry County Clerk