

AGENDA  
**CHERRY COUNTY BOARD OF COMMISSIONERS**  
Cherry County Courthouse, Commissioners Meeting Room  
Tuesday, June 25, 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. 10:15 a.m. Charlie Moe – Civil Air Patrol Update
  - b. 10:30 a.m. Discuss/Act – Cherry County Hospital CEO Jim Bargaen re: Approve Cherry County Hospital Budget
  - c. Cherry County Roads Update
  - d. 11:00 a.m. Discuss/Act – Clint Baker, Figgins Construction – Asphalt Millings
  - e. Discuss/Act – Award Bid re: Processing of County-Owned Asphalt Millings
  - f. Cherry County Emergency Management Update
  - g. Discuss/Act – Approve Letter of Support to Congressional Representative re: Emergency Management Funding
  - h. Cherry County Zoning Administrator Update
  - i. Discuss/Act – Veterans Service Committee Appointment
  - j. Discuss/Act – Interlocal Agreement re: MPCC Conventions Center
  - k. Discuss/Act – Reclassification of Exempt, Salaried Employee(s)
  - l. Discuss/Act – Extension Office re: TimeClock Plus Timekeeping
  - m. Discuss/Act – Retroactive Payment for Services Rendered re: Prior Zoning Administrator
  - n. Discuss/Act – Designate Joint Public Hearing Postcard Printing Service
  - o. 1:00 p.m. Public Comment
  - p. 1:15 p.m. Board of Corrections
    1. Staff & Census Update
  - q. 1:45 p.m. Board of Equalization
    1. Discuss/Act – Motor Vehicle Exemption(s)
    2. Property Valuation Protest Hearing(s)
      - 1) 2:00 p.m. – Kirk Barnes #422-24-01-07
      - 2) 2:10 p.m. – Whitney Barnes #422-24-08
      - 3) 2:15 p.m. – Douglas & Brenda Sanford #422-24-09
      - 4) 2:20 p.m. – Michael R & Kelly J Petersen #422-24-10
      - 5) 2:25 p.m. – Michael W. Elliott #422-24-12
      - 6) 2:30 p.m. – William Sherman #422-24-13-14
    3. Discuss/Act – Property Valuation Protest Decision(s)
      - 1) #422-24-01-07 – Kirk Barnes
      - 2) #422-24-08 – Whitney Barnes
      - 3) #422-24-09 – Douglas & Brenda Sanford

*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.*

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- 4) #422-24-10 – Michael R & Kelly J Petersen \_\_\_\_\_
- 5) #422-24-12 – Michael W. Elliott \_\_\_\_\_
- 6) #422-24-13-14 – William Sherman \_\_\_\_\_

- r. \_\_\_\_\_
- 5. Adjournment

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# FY2025 Operating Budget

	FY2023	FY2024 Projected	FY2025 Budget	
Inpatient Revenue		4,940,179.98		
Swingbed Revenue		1,818,150.17		
Outpatient Revenue		38,093,649.11		
ProFee Revenue		416,238.96		
Clinic Revenue		3,103,917.42		
<b>Gross Patient Revenue</b>	46,678,779.00	48,372,135.64	50,790,742.42	**increased 5%
<b>Contractuals</b>	(16,749,592.00)	(16,229,656.38) 33.55%	(17,776,759.85)	Kept a 35% contractual rate 35%
<b>Other Revenue</b>	1,137,189.00	568,562.78	600,000.00	
<b>Operating Revenue</b>	31,066,376.00	32,711,042.04	33,613,982.57	
Salaries	10,265,543.00	10,944,948.75	11,273,297.21	**increased 3%
Benefits	2,553,719.00	2,507,200.37	2,632,560.39	**increased 5%
Contracted Fees	7,477,689.00	9,615,143.48	9,600,000.00	**flat
Supplies	5,867,996.00	5,834,636.17	6,126,367.98	**increased 5%
Other Expense	1,123,956.00	1,078,483.88	1,100,000.00	**left flat
Depreciation	2,480,441.00	2,394,031.14	2,441,911.76	**increased 2%
<b>Total operating Expense</b>	29,769,344.00	32,374,443.79	33,174,137.34	
Donations		(38,723.27)		
Grants and Contributions	432,912.00	240,495.23	250,000.00	
Non-Operating Revenue		12,422.43		
Interest Expense	(7,601.00)	(1,574.92)		
Interest Income	82,069.00	179,133.97	179,133.97	
Tax Revenue	50,000.00	20,833.55	50,000.00	
<b>Non-Operating Revenue</b>	557,380.00	412,586.99	479,133.97	
Net Income ( Loss )	1,854,412.00 5.97%	749,185.24 2.29%	918,979.20 2.73%	

## FY 2025 Capital Budget

Department	Item	Reason	Budgetary Amount	Quarter Planned	
IT	2022 server calcs	Regulatory	5,000.00	Q1	Approved Already
IT	2SQL server + 80 user calcs (PACS/Meditech)	Regulatory	18,766.22	Q1	
IT	Solarwinds license ext.	Regulatory	20,000.00	Q1	
IT	Vmware exp license	Regulatory	10,000.00	Q1	Approved Already
IT	Nutanix node	Regulatory	60,000.00	Q1	Approved Already
Admin	MCN Healthcare Policy Management	Regulatory	9,000.00	Q2	
Maintenance	Climate control building	Safety	65,000 - 180,000	Q1	wood frame vs steel frame
Maintenance	Get wells going	Safety	19,630.67	Q1	
Clinical	EKG machine (extra) - interface with expense	Safety	22,608.64	Q1	
Clinical	Midmark exam chairs x 8	Replacement	60,733.71	Q1	
	HBS - upgrade phone system	Replacement	10,000.00	Q1	
Admin	HR/Payroll System	Replacement	6,000.00	Q1/Q2	**implement \$6000, then \$26,456.40 Annual
			25,000 or Free w/		
IT	Risk assessment and Pen test	Safety	Homeland Security	Q1	
Clinical	Lighting in OR	Replacement	55,000.00	Q1	
Clinical	Colonoscopes x 2	GROWTH	48,527.70	Q1	
Clinical	EGD scopes x 2	GROWTH	44,327.76	Q1	
Clinical	Urology scopes need 12° for turp, turbt cases	GROWTH	6,190.50	Q1	
Home Health	Home Health SUV	Safety	54,500.00	Q2	
Facility	Improve security cameras, especially outside & Pharmacy	Safety	150,000.00	Q2	
Maintenance	Mower	Safety	12,000.00	Q2	
Pharmacy	Pharmacy Fridge	Replacement	10,500.00	Q2	
Pharmacy	Pharmacy Hoods +/-	Replacement	43,000.00	Q2	
Facility	Sprinkler System	Replacement	75,000.00	Q2	
Dialysis	Dialysis Machines (6)	Regulatory	110,000.00	Q3	
IT	BCA - Meditech (Business and Clinical Analytics)	Regulatory	91,000.00	Q3	
Clinical	Care Compass	Regulatory	110,000.00	Q3	
Clinical	Phreesia - check-in system	Regulatory	150,000.00	Q3	
Business Office	AP for Expense, 3rd party print software	Regulatory	75,000.00	Q3	
Clinical	Mindray x 10 mounted	Regulatory	39,000.00	Q3	
Clinical	Zoll R series defibrillator	Regulatory	22,000.00	Q3	
Clinical	Tru-D	Safety	90,000.00	Q4	
Clinical	Shoulder positioner	Safety	11,000.00	Q4	
Maintenance	Remove and Replace Fire Alarms	Safety	63,789.00	Q4	

## FY 2025 Larger Expenditure Requests

Department	Item	Reason	Budgetary Amount	Quarter Planned
Clinical	Instrument trays - 1-K/S, 1-Hip, 2-H&F, 2-Minor, 1-C-Section	Safety		Q2
	1 - Knee Shoulder		1,600.00	Q2
	2 - Minor		2,600.00	Q2
	2 - Hand & Foot		2,600.00	Q2
	1 - Hip		3,600.00	Q2
	1 - C-Section		1,600.00	Q2
Clinical	Dental station	Safety	4,000.00	Q2
Clinical	Wheelchair scale	Replacement	3,500.00	Q2
IT	HCT - Consulting	Regulatory	200,000.00	Q3

## FY 2025 Potential Additional Requests

Department	Item	Reason	Budgetary Amount	Quarter Planned
Clinical	Ortho power - end of life 12/22 - 4 large battery-powered, 1 small power	Replacement		Q1
Clinical	Powershare - electronically send images to other places	GROWTH		Q1
Clinical	Cystoscopy instrumentation x 2 more	GROWTH		Q1
Clinical	Ritter exam table x 2	Regulatory		Q3
Clinical	CT software for calcium scoring	GROWTH		Q3
Clinical	Lab A/C	Regulatory		Q4
Facility	Air handler	Regulatory		Q4
Facility	Update handheld radios - EMS/Nursing/Disaster	Regulatory		Q4
Clinical	Sterilizers - 1 large/1small - service contract	Safety		Q4
Clinical	Blood Bank centrifuge	Replacement		Q4
Clinical	Diversion Software	GROWTH		Q4
Facility	More Space - Hospital and Clinic (Therapy, Lab, Pharmacy)	Safety		
Facility	RHC remove x-ray machine	GROWTH		
Facility	Private area for Patient/Billing to discuss bills/payment options - modular?	Safety		
Facility	Learn what else Healthstream can do for us - credentialing, evals,			
Clinical	NRP	GROWTH		

# PUBLIC NOTICES

VALENTINE MIDLAND NEWS 7  
Valentine, NE, Wednesday, June 12, 2024

## Notice

In the County Court of Cherry County, Nebraska  
Estate of Benjamin Fink, Deceased  
Estate No. PR 24-9  
Notice is hereby given that on 4th day of June, 2024, in the County Court of Cherry County, Nebraska, whose address is 41254 Gosse Creek Rd., Elsmere, NE 69125, was informally appointed by the Registrar as Personal Representative of the Estate.  
Creditors of this Estate must

file their claims with this Court on or before August 12, 2024, or be forever barred.  
Michaela Hobbs  
Clerk of the County Court  
365 N. Main Street  
Valentine, NE 69201  
Scott D. Peterson NSBA #22951  
Peterson Beel, LLP  
PO Box 46  
Valentine, NE 69201  
402-376-2271  
20496-12, 19, 26 ZNEZ

## Notification of destruction of Special Education student records

Attention Parents/Guardians, former students, eligible (adult) students; special education records which have been collected by the Valentine Community School District related to the identification, evaluation, educational placement, or the provision of Special Education in the district, must be maintained for a period of five (5) years after Special Education services have ended for the student.  
Special Education services end when the student is no longer eligible for services. If your personal records, and for any questions or more information, please contact the office of Kristen Witte, special education coordinator of Valentine Community School District at 402-376-2237 ext. 1039 with any questions.  
20496-12, 19 ZNEZ

## Notice Of Organization of Pineview Post and Beam, LLC A Nebraska Limited Liability Company

1. The name of the limited liability company shall be Pineview Post and Beam, LLC.  
2. The address of the designated office is 37619 Anderson Bridge Rd., Kilgore, NE 69216.  
3. Kurt Dan Arganbright, 111 East Third Street, P.O. Box 67, Valentine, NE 69201 is the initial registered agent for service of process for the company.  
4. The general nature of the business to be conducted by the limited liability company is any lawful act or business, other than banking or insurance, for which a limited liability company may be organized under the laws of the State of Nebraska.  
5. The limited liability company commenced on the 14th day of May, 2024, and will be perpetual.  
6. The affairs of the limited liability company are to be conducted by the members.  
DATED this 17th day of May, 2024.  
Pineview Post and Beam, LLC  
A Nebraska Limited Liability Company  
Kurt Dan Arganbright,  
NSBA #24376  
Its Attorney  
20471-29, 5, 12 ZNEZ

## Meeting Notices

**Valentine City Council**  
Notice is hereby given that the regular meeting of the Council of the City of Valentine, Nebraska will be held on the second Thursday of every month at 6:00 p.m., in the Meeting Room of the Valentine Public Library, 254 North Main Street, Valentine, Nebraska. The meeting will be open to the attendance of the public. An agenda for the meeting, kept continuously current, is available for public inspection in the City Clerk's office at 253 North Main Street, Valentine, Nebraska.  
Deanna Schmit, City Clerk  
20493-5, 12, 19, 26 ZNEZ

**Cherry County Veteran Service Committee**  
Notice is hereby given that the quarterly meeting of the Cherry County Veteran Service Committee will be held at 7:00 p.m. on June 17, 2024. The meeting will be held at the County Veteran Service Office, at 202 N. Main St., Valentine, NE. The meeting is open to the public. An agenda for the meeting is available for public inspection in the County Clerk's office at 202 N. Main St., Valentine, NE.  
20494-5, 12 ZNEZ

**ESU Coordinating Council**  
The ESUCC Board Retreat will meet at 10:00 a.m. on Tuesday, June 18, 2024 at ESU CC, 6909 South 110th Street, Omaha, NE 68128 for the Board Meeting. An agenda for the meeting will be maintained continuously and will be accessible during regular business hours upon telephonic or written request to Kralj Lofquist, Executive Director, Educational Service Unit Coordinating Council, 5929 South 110th Street, La Vista, NE 68082-4915.  
20502-12 ZNEZ

**Niobrara Council**  
The Niobrara Council will hold a public meeting Thursday, June 20, 2024, at the Middle Niobrara Natural Resource District meeting room, 308 E. Hwy 20, Valentine, NE, at 1:00 p.m. The agenda is available for public inspection at the Niobrara Council, 301 N. Main St., Ste. 1, Valentine, NE, during normal business hours.  
20501-12 ZNEZ

**KPCC Housing Corporation**  
The KPCC Housing Corporation will meet June 17, 2024 at noon CST in the Cherry County Commissioners Meeting Room at the Cherry County Courthouse at 365 N. Main Street, Valentine, Nebraska for the purpose of conducting any and all business that will come before the Board.  
20503-12 ZNEZ

**Cherry County Board of Commissioners**  
The Cherry County Board of Commissioners will convene the regular meeting on Tuesday of each month at 10:00 a.m. in the Commissioners Meeting Room of the Cherry County Courthouse. A current agenda is available in the office of the County Clerk during regular business hours.  
20498-12, 19, 26 ZNEZ

**Cherry County Extension Board**  
The Cherry County Extension Board will meet Wednesday, June 26, 2024 at 4:00 p.m. CT in the Conference Room of the Extension Office at 202 N. Main St., Valentine. This meeting is open to public attendance. A current agenda will be on file at the Extension Office.  
20494-5, 12 ZNEZ

**ESU Coordinating Council**  
The ESUCC Board Retreat will meet at 10:00 a.m. on Tuesday, June 18, 2024 at ESU CC, 6909 South 110th Street, Omaha, NE 68128 for the Board Meeting. An agenda for the meeting will be maintained continuously and will be accessible during regular business hours upon telephonic or written request to Kralj Lofquist, Executive Director, Educational Service Unit Coordinating Council, 5929 South 110th Street, La Vista, NE 68082-4915.  
20502-12 ZNEZ

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20501-12 ZNEZ

**KPCC Housing Corporation**  
The KPCC Housing Corporation will meet June 17, 2024 at noon CST in the Cherry County Commissioners Meeting Room at the Cherry County Courthouse at 365 N. Main Street, Valentine, Nebraska for the purpose of conducting any and all business that will come before the Board.  
20503-12 ZNEZ

## Notice of Election to Exceed Property Tax Request Authority Thomas County School District 86-0001, commonly known as Theford Public Schools Tuesday, July 9, 2024

Public notice is hereby given to all qualified electors of Thomas County School District 86-0001, commonly known as Theford Public Schools, that at a special election will be held in the School District on Tuesday, July 9, 2024, at which there shall be submitted to the qualified electors of the School District the following proposition: "Shall Thomas County School District 86-0001, commonly known as Theford Public Schools, be authorized to exceed its property tax request authority for the fiscal year 2024-25 by not more than \$1,000,000.00 which amount shall remain below the maximum levy limit?"  
FOR authority to exceed annual property tax request authority in said amount.  
AGAINST authority to exceed annual property tax request authority in said amount.  
Qualified electors voting in favor of the proposition shall blacken the oval opposite the words "FOR

authority to exceed annual property tax request authority in said amount" following said proposition, and qualified electors voting against the proposition shall blacken the oval opposite the words "AGAINST authority to exceed annual property tax request authority in said amount" following said proposition.  
By Mail Election  
This election will be an election by mail. Each registered voter residing within the School District will receive a ballot by mail at his/her address as it appears on the voter registration register; and therefore no polling places will be open for voting. Ballots will be mailed by the Election Commissioner of Thomas County on June 17, 2024. Registered voters wishing to vote in the Special Election will be absent from their residence between June 18, 2024, and July 9, 2024, may contact the Thomas County Election Commissioner's Office.  
Voter Registration Deadlines  
June 21, 2024, is the last day for mail-in registrations, registrar reg-

istrations, delivered registrations and agency registrations.  
June 28, 2024, at 6:00 p.m. is the last day for in-person voter registration in the office of the Election Commissioner of Thomas County.  
Any voter who changes information on a current registration or registers to vote after the ballots have been mailed but before the in-person registration deadline of June 28, 2024, by 6:00 p.m., will be given a ballot at the time of registration or change.  
Ballot Return Deadline  
Voted ballots that are sealed in the "Return Identification Envelope" may be returned by one of the following means:  
1. U.S. Mail: Place \$1.63 postage on the envelope and mail the ballot to Election Commissioner of Thomas County, PO Box 226, Theford, NE 69166.  
2. Hand Delivery: Deliver the ballot to the Election Commissioner of Thomas County in the Thomas County Election Office, 503 Main St., Theford, NE 69166 [or in the drop box located at 603 Main St., Theford, NE 69166]

NOTE: All ballots must be in the possession of the Election Commissioner of Thomas County no later than 6:00 p.m. on Election Day, July 9, 2024.  
Thomas County Election Commissioner Information  
Mailing Address and Location:  
Thomas County  
Election Commissioner  
PO Box 226  
503 Main St.  
Theford, NE 69166  
Phone: 508-645-2261  
E-Mail: clerk@thomascountyne.gov  
Regular Office Hours: Monday-Thursday: 8:00 a.m.-12:00 p.m. and 1:00 p.m.-4:00 p.m.  
Friday: 8:00 a.m.-12:00 p.m. and 1:00 p.m.-3:00 p.m. excluding holidays  
THOMAS COUNTY SCHOOL DISTRICT 86-0001, commonly known as THEFORD PUBLIC SCHOOLS, and THOMAS COUNTY ELECTION COMMISSIONER,  
20498-5, 12, 19, 26, 3 ZNEZ

## Notice

In the County Court of Cherry County, Nebraska  
Estate of Betty Danielski, Deceased  
Estate No. PR 24-4  
Notice is hereby given that on 23rd day of May, 2024, in the County Court of Cherry County, Nebraska, Michael Danielski, whose address is 9257 US Hwy 85, Valentine, NE 69201, Leonard Danielski, whose address is 807 East 9th Street, Valentine, NE 69201 and Thomas Danielski, whose address is 806 West Candice St., Valentine, NE 69201, were informally appointed by the Registrar as Co-Personal

Representatives of the Estate. Creditors of this Estate must file their claims with this Court on or before July 29, 2024, or be forever barred.  
Michaela Hobbs  
Clerk of the County Court  
365 N. Main Street  
Valentine, NE 69201  
Scott D. Peterson NSBA #22951  
Peterson Beel, LLP  
PO Box 46  
Valentine, NE 69201  
402-376-2271  
20479-29, 5, 12 ZNEZ

**SAMPLE BALLOT**  
ELECTION TO EXCEED PROPERTY TAX REQUEST AUTHORITY  
THOMAS COUNTY SCHOOL DISTRICT 86-0001, commonly known as THEFORD PUBLIC SCHOOLS  
TUESDAY, JULY 9, 2024

"Shall Thomas County School District 86-0001, commonly known as Theford Public Schools, be authorized to exceed its property tax request authority for the fiscal year 2024-25 by not more than \$1,000,000.00 which amount shall remain below the maximum levy limit?"

FOR authority to exceed annual property tax request authority in said amount

AGAINST authority to exceed annual property tax request authority in said amount

Qualified electors voting in favor of the proposition shall blacken the oval opposite the words "FOR authority to exceed annual property tax request authority in said amount" following said proposition, and qualified electors voting against the proposition shall blacken the oval opposite the words "AGAINST authority to exceed annual property tax request authority in said amount" following said proposition.  
20493-5, 12, 19, 26, 3 ZNEZ

## Notice of Incorporation of Heart City Theater

Notice is hereby given that the undersigned has formed a Corporation under the Nebraska Nonprofit Corporation Act.  
1. The name of the Corporation is HEART CITY THEATER.  
2. Registered Agent and Registered Office: Shelly Henderson, 119 Lakeshore Drive, Valentine, NE 69201.  
3. The Corporation shall engage in any lawful business for which a corporation may be formed under the Nebraska Nonprofit Corporation Act.  
4. The Corporation is a public benefit corporation.  
5. The Corporation will not have members.  
6. The names and addresses of the incorporators are: Danielle Arganbright - 650 N. Main St., Valentine, NE 69201

Shelly Henderson - 119 Lakeshore Drive, Valentine, NE 69201  
Jaime Eggert - 503 Elenora Drive, Valentine, NE 69201  
Jana Bitner - 429 N. Wood St., Valentine, NE 69201  
Chris Bitner - 316 N. Hall St., Valentine, NE 69201  
Nadene Allard - 9047 Chaduza Canyon Road, PO Box 637, Valentine, NE 69201  
Jerylyn Colburn - 735 Red Cedar Drive, Valentine, NE 69201  
Mark Hagg - 50836 Spring Creek Road, Valentine, NE 69201  
DATED this 30th day of May, 2024.  
Kurt Dan Arganbright,  
NSBA #24375  
Arganbright Law Office, LLC  
PO Box 67  
Valentine, NE 69201  
20484-5, 12, 19 ZNEZ

## Request for proposals

The Cherry County Board of Commissioners will be accepting sealed bids from reputable asphalt contractors for the processing of county owned asphalt millings. It is desired that they are broken down and processed into cold mixed asphalt with the addition of 4% asphaltic oil. It is desired that they are placed in windrows onsite

for county use. It is desired that the bid is for asphalt processed cold mix asphalt. The location of the site is on U.S. Hwy. 20 at the ELL, NE turnoff.  
Bids will be opened on June 25, 2024.  
20488-5, 12, 19 ZNEZ

## NOTICE OF SCHOOL BOND ELECTION

Cherry County School District #0030  
Cody-Kilgore Unified Schools  
In the State of Nebraska

Public notice is hereby given to the qualified electors of Cherry County School District 0030 (Cody-Kilgore Unified Schools), in the State of Nebraska that a special election has been called and will be held on July 9, 2024, and the following proposition shall be submitted to the qualified electors of the District:

"Shall Cherry County School District 0030 (Cody-Kilgore Unified Schools), in the State of Nebraska, issue the bonds of said District in the principal amount of not to exceed Three Million Dollars (\$3,000,000) for the purpose of paying the costs of constructing a addition and improvements to the existing high school building, said bonds to be issued from time to time as may be determined by the Board of Education, to bear interest at a rate at a rate or rates to be determined by the Board of Education and to become due at such time or times as may be fixed by the Board of Education; and

"Shall the District cease to be levied and collected annually a special levy of taxes against all the taxable property in said District sufficient in rate and amount to pay the interest and principal of said bonds at the same become due?"

FOR said bonds and tax

AGAINST said bonds and tax

Electors voting in favor of said proposition shall blacken completely the oval opposite the words "FOR said bonds and tax" following said proposition, and electors voting against said proposition shall blacken completely the oval opposite the words "AGAINST said bonds and tax" following said proposition.

Ballots will be mailed between June 18, 2024, and June 21, 2024, to all registered voters residing within the Cody-Kilgore Unified Schools District at his/her address as it appears on the voter registration register. Voted ballots, sealed in the Return Identification Envelope, may be returned by mail, in person, by agent, or deposited in the ballot drop box outside of the Cherry County Courthouse. All ballots must be in the possession of the Cherry County Election Commissioner no later than 5:00 PM CT on Election Day, July 9, 2024, regardless of postmark date.

*Britany Longcor*  
Britany Longcor  
Cherry County Clerk  
Election Commissioner  
20497-12, 19, 26, 3 ZNEZ

## Meeting Notices

**Veterans of Foreign Wars Auxiliary**  
The Veterans of Foreign Wars Auxiliary will meet June 17, 2024 at 6:30 p.m. for a regular meeting. Meetings will be held at the Vets Club in Valentine.

**BUCKLE UP AMERICA**

There's Just Too Much to Lose

NEBRASKA HEALTH AND HUMAN SERVICES SYSTEM

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1 year e-subscription - \$29.50

## Wage and Hour Division

### Final Rule: Restoring and Extending Overtime Protections

NOTICE: On April 23, 2024, the U.S. Department of Labor (Department) announced a final rule, *Defining and Delimiting the Exemptions for Executive, Administrative, Professional, Outside Sales, and Computer Employees*, which will take effect on July 1, 2024. The final rule updates and revises the regulations issued under section 13(a)(1) of the Fair Labor Standards Act implementing the exemption from minimum wage and overtime pay requirements for executive, administrative, and professional (EAP) employees. Revisions include increases to the standard salary level and the highly compensated employee total annual compensation threshold, and a mechanism that provides for the timely and efficient updating of these earnings thresholds to reflect current earnings data.

Employees are exempt from the Fair Labor Standards Act’s minimum wage and overtime protections if they are employed in a bona fide executive, administrative, or professional capacity, as those terms are defined in the Department’s regulations at [29 CFR part 541](#). To fall within the EAP exemption, an employee generally must meet three tests:

1. be paid a salary, meaning that they are paid a predetermined and fixed amount that is not subject to reduction because of variations in the quality or quantity of work performed;
2. be paid at least a specified weekly salary level; and
3. primarily perform executive, administrative, or professional duties, as provided in the Department’s regulations.

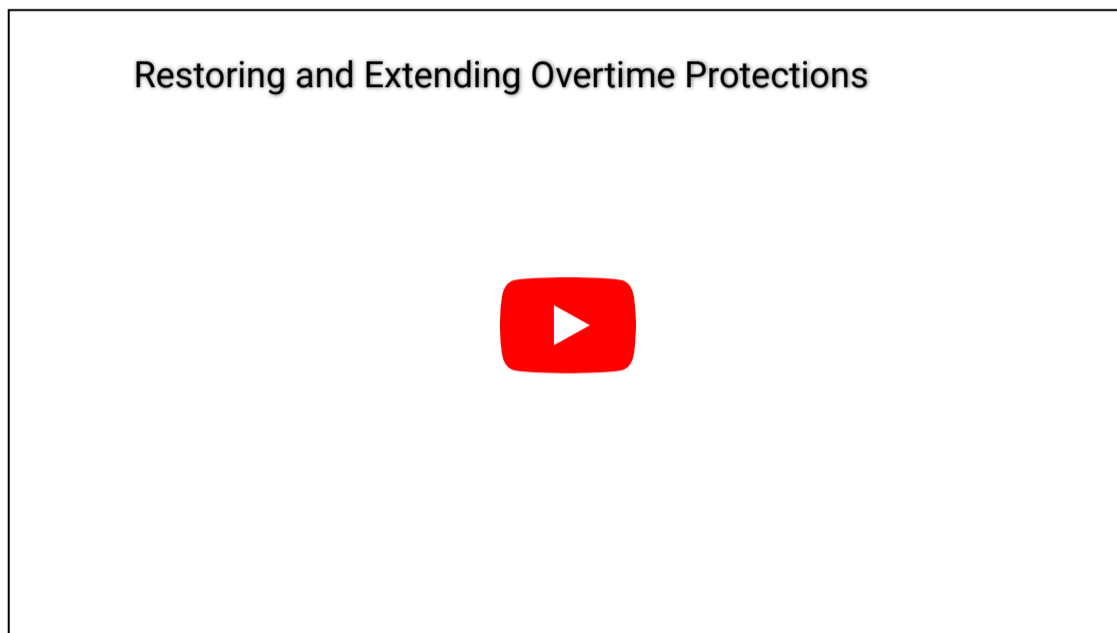
The Department’s regulations also provide an alternative test for certain highly compensated employees who are paid a salary, earn above a higher total annual compensation level, and satisfy a minimal duties test.

The final rule will increase the standard salary level and the highly compensated employee total annual compensation threshold on the rule’s effective date on July 1, 2024, and on January 1, 2025, when changes in the methodologies used to calculate these levels become applicable. The final rule also provides for future updates of these levels every three years to reflect current earnings data. These scheduled increases are displayed below.

DATE	STANDARD SALARY LEVEL	HIGHLY COMPENSATED EMPLOYEE TOTAL ANNUAL COMPENSATION THRESHOLD
Before July 1, 2024	\$684 per week (equivalent to \$35,568 per year)	\$107,432 per year, including at least \$684 per week paid on a salary or fee basis.
July 1, 2024	\$844 per week (equivalent to \$43,888 per year)	\$132,964 per year, including at least \$844 per week paid on a salary or fee basis.

DATE	STANDARD SALARY LEVEL	HIGHLY COMPENSATED EMPLOYEE TOTAL ANNUAL COMPENSATION THRESHOLD
January 1, 2025	\$1,128 per week (equivalent to \$58,656 per year)	\$151,164 per year, including at least \$1,128 per week paid on a salary or fee basis.
July 1, 2027, and every 3 years thereafter	To be determined by applying to available data the methodology used to set the salary level in effect at the time of the update.	To be determined by applying to available data the methodology used to set the salary level in effect at the time of the update.

[View a comprehensive chart of all the earnings thresholds for EAP employees](#)



■ **[Restaurar y ampliar las protecciones de horas extras](#)**

## Additional Information

- [Final Rule: Defining and Delimiting the Exemptions for Executive, Administrative, Professional, Outside Sales, and Computer Employees](#)
- [Press Release: Biden-Harris administration finalizes rule to increase compensation thresholds for overtime eligibility, expanding protections for millions of workers](#)
- [Frequently Asked Questions](#)
- [Small Entity Compliance Guide](#)
- [Proposed Rule: Defining and Delimiting the Exemptions for Executive, Administrative, Professional, Outside Sales, and Computer Employees](#)

**Topics**   **Worker Rights**   **For Employers**   **Resources**   **Interpretive Guidance**   **State Laws**   **News**



**Wage and Hour Division**

An agency within the U.S. Department of Labor

200 Constitution Ave NW  
Washington, DC 20210

[1-866-4-US-WAGE](tel:1-866-4-US-WAGE)

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## Cherry County Clerk

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**From:** Candace Meredith <Candace.Meredith@NebraskaCounties.org>  
**Sent:** Sunday, June 23, 2024 10:54 AM  
**To:** Candace Meredith  
**Cc:** Derrick Niederklein  
**Subject:** JPH Postcard Printing and Mailing Service Updates

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Good morning, County Assessors on **MIPS** and County Clerks,

MIPS and NACO will be partnering with a new company this year for printing and mailing the JPH postcards.

**CSG** is an international corporation specializing in mass printing and mailing for public and private sectors. Their facility in Omaha prints and mails 90 million pieces of mail per month and has partnered with MIPS for the past two mass mailings. The partnership has yielded an established working relationship that ensures data and file transfers meet accuracy and efficiency standards to ensure low-cost bulk postage rates.

If your county would like for NACO/MIPS to facilitate the printing and mailing of the JPH postcards through **CSG** in September, please reply to this email by July 31<sup>st</sup>, 2024. Once we obtain the list of counties that would like to participate, MIPS will provide procedural instructions to upload and approve the file.

County Clerks, as a reminder, the County Board should designate a printing service for the joint public hearing postcards as part of one of your upcoming board meetings. For budgetary purposes, with the increase to postage effective July 1, 2024, the estimated cost per post card is .50 cents.

NACO will provide the invoice to the clerks along with the political subdivision breakdown for reimbursement to the counties.

We will have a webinar on July 18, 2024 at 10:00 a.m. central to review best practices regarding the Joint Public Hearing Postcard and hearing process. You can register with the link below.

[Webinar Registration - Zoom](#)

Please let Derrick or I know if you have any questions or concerns.

Thank you,

Candace Meredith  
NACO Deputy Director  
1335 H Street  
Lincoln, NE 68508  
C. 402-540-4831

Cherry/Keya Paha County Emergency Management

365 N Main Street Suite 8A

Valentine, NE 69201

(402) 376-2420 or (402) 376-4105 cell

Jessica Coyle, Emergency Manager



June 25, 2024

The FY24 appropriations agreement, resulting in a nine percent reduction to all grant programs within the Federal Assistance Account at the Federal Emergency Management Agency (FEMA) for the Department of Homeland Security (DHS), will have significant and detrimental effects on our local agency and first responder organizations. The reduction demonstrates a lack of understanding of how our agency and first responders help enhance local, state, and ultimately, federal preparedness efforts.

Our agency consists of one full-time employee and two part-time employees, who coordinate local efforts in emergency management capacities. These employees, in conjunction with local officials and first responders, are all directly responsible for emergency management in the communities you represent within our jurisdiction, and we take our roles in local preparedness very seriously. We now strongly urge Congress to do the same and support our efforts.

The FY24 cuts in state and local funding will negatively impact Nebraska for years to come. The reduction in grant funding will inhibit local efforts to protect our communities from cyber and other threats to our infrastructure, and hobble first responders and state and local officials' efforts to respond to disasters that occur in our jurisdictions.

Specific local and state programs that will be adversely affected in Nebraska are:

- The **State Homeland Security Grant (SHSG)** Program and **Urban Area Security Initiative** allow state and local governments to augment gaps in national preparedness and enhance terrorism prevention capabilities during a time when nationwide threats are at their greatest since September 11, 2001.
- The **Emergency Management Performance Grant (EMPG)** is a 50/50 grant supporting baseline emergency management capabilities when those professionals are stretched the thinnest managing events beyond natural hazards to include cyber-incidents, asylum seekers, and school safety.
- The **Assistance to Firefighters and Staffing for Adequate Fire and Emergency Response** grants provide critical matching grants to our local fire departments for basic training, equipment, and staffing.
- The **Flood Hazard Mapping and Risk Assessment Program** addresses the flood risk across the country and directly impacts the abilities for communities to manage their location within a floodplain and save the lives and property of millions of Americans.
- The **Regional Catastrophic Grant Program** is a one-of-a-kind program allowing communities and states to work across jurisdictional borders and coordinate their catastrophic planning efforts.

- The **Port Security Grants and Public Transportation Security Assistance** allow managers of critical infrastructure nodes to protect commerce and millions of Americans who utilize public transportation in the nation's largest metropolitan areas.
- The **Tribal Homeland Security Grant Program** just recently came into its own and allowed underserved tribal communities to bolster their local security posture for a range of preparedness efforts.

Each of these programs represents unique constituencies, partnerships, and capabilities, and decades of post-September 11 efforts that may be nullified. The cuts made in the FY24 spending agreement for DHS will result in an inability for state and local agencies to sustain response and recovery capabilities across Nebraska and put our critical infrastructure at risk. All this comes during a time when the hazards of our natural environment, nation-state actors, domestic and international extremists pose a tremendous threat to the state of Nebraska.

As you consider supplemental funding this summer and the FY25 budget, we urge you, as a Congressional representative for Nebraska, to restore these cuts and the trust established over decades of work between federal, state, local, territorial, and tribal stakeholders.

Sincerely,

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Jessica Coyle, Cherry and Keya Paha Emergency Manager

Sending on behalf of these county board representatives:

Martin DeNaeyer, Chairman Cherry County Commissioner

Mike McConaughey, Cherry County Commissioner

Nina Nelson, Cherry County Commissioner

Mike Tuerk, Chairman Keya Paha County Commissioner

Corey Nilson, Keya Paha County Commissioner

John Frederick, Keya Paha County Commissioner

## Cherry County Veterans Service Office

Shawn C. Hamling, VSO  
202 N. Main St. Ste. #2  
Valentine, Nebraska 69201-1800

Phone: (402) 376-2680

FAX: (402) 376-5919

E-mail: [ccvso@hotmail.com](mailto:ccvso@hotmail.com)

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06/18/2024

Cherry County Board of Commissioners  
365 N. Main St.  
Valentine, NE 69201

**Subject:** Cherry County Veterans Service Committee Appointment.

The Cherry Co. Veteran Service Committee met on June 17<sup>th</sup>, and In accordance with Nebraska State Statute 80-101, the following named veteran has been recommended by the Cherry County Veteran Service Committee and verified eligible by the Cherry County Veterans Service Officer for appointment to the Cherry County Veterans Service Committee.

Jerry Fullerton, from Cody American Legion Post 319

The Committee would like to recommend Jerry Fullerton to fill the position, he would represent the most western side of the county with an active Veteran organization, he is very involved in veteran activities, stops into the Veteran Service Office regularly to share information about veterans from that area that might need the assistance that this office provides. Jerry is a member of Cody AL post 319, and currently serving as the adjutant. Jerry has a genuine concern for the operations of the Veteran Service Office and veterans care.

Please select this candidate for appointment to the committee, and please notify the Cherry County Veterans Service Officer of the selection so he can send the selection on to the State Dept. of Veteran Affairs.

Sincerely,  
Shawn C. Hamling  
Cherry County Veterans Service Officer



DATE	INSTRUMENT	GRANTOR	GRANTEE			
					Book	Page
2/28/2024	Assignment & Assumption of Road & Access Easement Agreement	Cherry County Wind, LLC	BSH Kilgore, LLC	Rothleutner Family Partnership assign to BSH Kilgore LLC	56	151
2/29/2024	Release & Termination of Wind Energy Lease & Easement Agreement	Cherry County Wind, LLC	Glen Coble & Sons, Inc.		56	156
2/29/2024	Partial Release & Termination of Wind Energy Lease & Easement Agreement	Bluestem Sandhills, LLC	Cherry County Wind, LLC	Coble Property	56	163
2/29/2024	Amendment to Abstract/Memorandum of Wind Energy Lease & Easement Agreement	Daniel W & Shirley E Osborn	Cherry County Wind, LLC		56	172
4/15/2024	Release & Termination of Wind Energy Lease & Easement Agreement	Cherry County Wind, LLC	Curtis Ranch, Inc		56	252
4/15/2024	Partial Release & Termination of Wind Energy Lease & Easement Agreement	Bluestem Sandhills, LLC	Cherry County Wind, LLC	Coble Property	56	255
5/14/2024	Amendment to Abstract/Memorandum of Wind Energy Lease & Easement Agreement	State of NE Board of Education Land & Funds	Cherry County Wind, LLC	renew lease for 40 years provide constructive notice	56	275
5/17/2024	Memorandum of Amended and Restated Wind Energy Lease & Easement Agreement	Cherry County Wind, LLC	BSH Kilgore, LLC	Coble Property	56	299