

April 3, 2012

The regular meeting of the Weston County Commissioners convened at 9:00 a.m. with Chairman Tom W. Bruce presiding. Present for the meeting were Commissioners: Tom W. Bruce, Marty Ertman, Randy Rossman, Lenard D. Seeley and County Clerk, Mamie C. Krank. Commissioner Jerry Shepperson joined the meeting at 9:11 a.m.

Good of the Order

Commissioner Bruce gave the Invocation and Commissioner Seeley led the delegation in the Pledge of Allegiance.

Approve Minutes

A motion was made by Commissioner Seeley, seconded by Commissioner Ertman, to approve the minutes of the regular meeting held March 20, 2012, as published. Carried.

Accept Collections

A motion was made by Commissioner Ertman, seconded by Commissioner Rossman, to accept the collections of the County Clerk in the amount of \$9,892.75 and the collections of the District Court in the amount of \$1,774.24. Carried.

Homeland Security Grants

A motion was made by Commissioner Rossman, seconded by Commissioner Seeley, to authorize Chairman Bruce's signature on three Homeland Security Grants for Fiscal Year 2012. All three Homeland Security Grants are 100% allocations, which do not require a local match. The first was a Law Enforcement Terrorism Prevention/Coroner grant in the amount of \$6,167.13, the second was a Law Enforcement Terrorism Prevention/Sheriff grant in the amount of \$10,761.62, and the third was the Weston County Allocation in the amount of \$55,637.24. Carried.

The hour being 9:11 a.m. Commissioner Shepperson joined the session.

Assessor's Office

Tina Conklin, County Assessor, met with the Commissioners to discuss the remodel of the County Assessor's Office. Mrs. Conklin discussed a tentative quote from Schutz Foss Architects to oversee the project. Commissioner Ertman has been in contact with the Historical Preservation Board and will obtain a list of Architects to choose from. The Commissioners discuss moving the Assessor's Office to the Commissioners room for the duration of the remodel. No action was taken, this issue will be revisited.

The meeting recessed at 9:30 a.m. and reconvened at 9:45 a.m. with all present.

Budget Amendment Hearing-Road & Bridge

The hour being 9:45 a.m., Chairman Bruce opened a Budget Amendment Hearing to consider increasing the General Fund portion of the budget because of unanticipated revenue in the amount of \$16,875.98 received from the State of Wyoming Forestry Division for services rendered during the WhoopUp Fire and Barrel Fire. Chairman Bruce called for public comment; hearing none, the public comment portion of the hearing was closed. A motion was made by Commissioner Shepperson, seconded by Commissioner Seeley, to approve the budget amendment in the amount of \$16,875.98. Carried.

Equipment Rental Bids

The hour being 10:00 a.m. Chairman Bruce began opening equipment rental bids requested by Weston County for trucks and operators to haul water and approximately 42,000 tons of crushed gravel to various county roads. A total of eight bids were received and reviewed by the Commissioners and Rick Williams, Road & Bridge Foreman. A motion was made by Commissioner Rossman, seconded by Commissioner Ertman, to accept the low bid from Grizzly Services for a water truck and operator. Carried. Discussion ensued pertaining to allowing multiple bids to be accepted for gravel hauling. A motion was made by Commissioner Seeley, seconded by Commissioner Rossman, to accept the low bids ranging from \$89.72 to \$90.00 per hour for belly dump trucks with operators. Commissioner Rossman offered an amendment to the previous motion to accept: three trucks from Wade Regan Trucking at \$90.00/hour with operator; accept one truck from K&K Trucking at \$89.72/hour with operator;

accept one truck from Grizzly Services at \$90.00/hour with operator; and one truck from Robin King Trucking at \$89.72/hour with operator. Amendment Carried. The main motion was then voted on with the amendment, motion carried.

Public Records

Robert Bonnar, News Letter Journal, met with the Commissioners to discuss new legislation relating to public records and public meetings. Mr. Bonnar passed out copies of Enrolled Act #62 Public Records, which encompasses W.S. 16-4-201 through 16-4-205, and Enrolled Act #63 Public Meetings, which encompasses W.S. 16-4-402 through 16-4-408. Mr. Bonnar discussed the creation of a record by email, twitter, text messaging and other forms of social networking. Under the new law which will take effect July 1, 2012, these records are considered public and viewable upon request. Mr. Bonnar discussed changes to the public meetings act which deals with notification for special meetings, emergency meetings, and executive sessions. The Commissioners thanked Mr. Bonnar for his presentation. No action was taken.

Mountain Pine Beetle (MPB)

Gene Norman, Forester for Neiman Timber Company, met with the Commissioners to discuss a Black Hills Regional Mountain Pine Beetle Strategy. Mr. Norman presented a Resolution in support of the Black Hills Regional MPB Strategy for the Commissioners to consider. Hale Redding, Weed & Pest Control, discussed monies available immediately to the Weed & Pest District through the State of Wyoming for MPB control efforts. After review, a motion was made by Commissioner Shepperson, seconded by Commissioner Ertman, to authorize Chairman Bruce's signature on the Resolution supporting the Black Hills Regional MPB Strategy. Carried.

The meeting recessed at 11:32 a.m. and reconvened at 11:38 a.m. with all present.

Sheriff's Department

Bryan Colvard, County Sheriff, met with the Commissioners and reviewed the monthly Accounts Receivable, fees collected, and youth services activities. Sheriff Colvard discussed a proposal received for the Emergency Operations Center in the amount of \$232,000.00. Sheriff Colvard also discussed the need for upgrades to the fire alarm system at the Law Enforcement facility, and provided a quote. A motion was made by Commissioner Shepperson, seconded by Commissioner Rossman, to authorize the fire alarm system upgrades at a cost of \$30,000.00, out of expenditure line item 100.00.20.0206000.0000, for the Law Enforcement Center and notify the City of Newcastle of a 50% shared responsibility per contract. Carried.

The meeting recessed at 11:56 a.m. and reconvened at 1:20 p.m. with all present.

Budget Workshops

The Commissioners decided to set Budget Workshops for May 8, 2012, and May 22, 2012, beginning at 9:00 a.m. to discuss the proposed 2013 Fiscal Budget with Department Heads. No action was taken. The Department Heads will be contacted for scheduling.

United States Forest Service (USFS)

Misty Hays, United States Forest Service District Ranger, and Jan Burke, Acting District Ranger, met with the Commissioners to discuss Sage Grouse Management Plan and Prairie Dog Translocations on the Thunder Basin National Grasslands (TBNG).

Sage Grouse

Ms. Burke discussed core Sage Grouse areas on the TBNG, and stated that the final Record of Decision and impact Statement will be available sometime at the end of 2014. The Core Group will meet on April 24 and 25, 2012, to discuss comments received on the Sage Grouse Scoping Notice. Chairman Bruce related that the Weston County Commissioner demand coordination procedures be followed as well as participating in a cooperating agency status. Ms. Burke assured the group that USFS Sage Grouse Amendment Plan will only govern activities on Federal Lands, and the plan closely follows boundaries set in Governor Mead's Executive Order 2011-5.

Prairie Dogs

Ms. Hays spoke to the Commissioners about prairie dog translocation on the TBNG. Two sites in Weston County were discussed. One site, which is a category two, on Bob and Jean Harshbarger's property was discussed in detail. Chairman Bruce requested the boundaries of the Harshbarger site be changed so prairie dogs which are now overpopulated could be

controlled before they reproduce. Terry Groenewold, concerned citizen, discussed black plague carried by prairie dogs and stressed the need to keep prairie dogs away from private residences. Mr. Groenewold wanted assurance that the USFS had the resources available to poison or remove prairie dogs near residences. Ms. Hays said this had been considered and resources were available. Ms. Hays promised to research and get back to the County on the amount spent per prairie dog for translocation by the USFS. No action was taken.

The meeting recessed at 2:35 p.m. and reconvened at 2:40 p.m. with all present, except Commissioner Rossman who was not present for the remainder of the meeting.

Public Health

Lori Bickford, Public Health Nurse, met with the commissioners to request the Public Health Office be allowed to close on May 2, 2012, for a Point of Distribution (POD) exercise. A motion was made by Commissioner Seeley, seconded by Commissioner Ertman, to allow closure of the Public Health Office on May 2, 2012, for a POD exercise. Carried.

Central Weston County Solid Waste District (CWCSWD)

The Commissioners discussed a petition for boundary enlargement received from the Central Weston County Solid Waste District. The petition for enlargement was received by the County Clerk's Office on July 6, 2010. Research was done by Mamie C. Krank, County Clerk, who also consulted the County Attorney's Office concerning the petition. Ms. Krank advised the Board of Commissioners that the petition did not comply with Wyoming Statutes. Ms. Krank also explained that she had obtained appropriate forms from the Secretary of State's Office for Special District Boundary Enlargements. A motion was made by Commissioner Seeley, seconded by Commissioner Shepperson, to deny the petition for boundary enlargement received from the Central Weston County Solid Waste District because it does not comply with Wyoming statutes. Carried. A motion was made by Commissioner Seeley, seconded by Commissioner Shepperson, to draft a letter to notify the Central Weston County Solid Waste District that the petition had been found invalid and provide forms obtained from the Secretary of State's Office for Special District Boundary Enlargement and Petition Forms. Carried.

Liquor License Renewal Hearing

A motion was made by Commissioner Shepperson, seconded by Commissioner Ertman, to set a liquor license renewal hearing for Weston County Liquor Licenses for May 15, 2012, at 10:00 a.m. Motion carried.

Month of the Military Child Proclamation

Stacy Madden, 4-H Development Educator, met with the Commissioners to request a Resolution proclaiming April 2012 as the month of the military child be signed. The proclamation is to honor military service men and women and their families. Chairman Bruce read the resolution aloud. A motion made by Commissioner Shepperson, seconded by Commissioner Seeley, to adopt the Resolution proclaiming April 2012 as the Month of the Military Child and authorize Chairman Bruce's signature on the document. Carried.

The hour being 3:25 p.m. Commissioner Shepperson left the meeting for personal business.

Road & Bridge Department

Rick Williams, Road & Bridge Foreman, met with the Commissioners and gave the department report. Mr. Williams discussed several county roads including progress on the Musser Road.

The hour being 3:40 p.m. Commissioner Shepperson returned to the meeting.

Congestion Mitigation (dust suppression) projects were discussed. No action was taken.

The meeting recessed at 3:52 p.m. and reconvened at 4:00 p.m. with all present.

Planning & Zoning/Wyoming Club

Rick Dunford, Planning & Zoning Board member, met with the Commissioners to discuss a version of the Subdivision Improvement Agreement (SIA) approved by the Planning & Zoning Board for Phase One of the Wyoming Club Project.

Don Hansen, County Attorney, joined the meeting at 4:10 p.m.

Don Hansen, County Attorney, discussed the possibility of amending the Subdivision Rules and Regulations of which the SIA is a part. The possibility of including a fourth category, titled "super subdivision" or "phased subdivision" to the current categories of: single land split, minor subdivision, and major subdivision, was discussed. Mr. Hansen advised Mr. Dunford that the process of amending the Subdivision Rules and Regulations would include advertisement and a public hearing. After lengthy discussion, the Commissioners requested that the Planning & Zoning Board consider the written comments from Don Hansen dated March 16, 2012, in the next Planning & Zoning Board meeting to be held on April 19, 2012. Mr. Dunford agreed that after consideration, the Planning & Zoning Board will bring a recommendation to the Commissioners. No action was taken, this issue will be revisited.

Weston County Event Center

The Commissioners discussed the continued deterioration of the Weston County Event Center and communications from Kyle Gillette, Schutz Foss Architects. A motion was made by Commissioner Shepperson, seconded by Commissioner Ertman, to request Don Hansen, County Attorney, draft a letter to notify the bonding company of a possible claim for the Weston County Event Center and copy the notice to Kyle Gillette of Schutz Foss Architects. Carried.

Approve Vouchers

A motion was made by Commissioner Shepperson, seconded by Commissioner Seeley, to approve the vouchers except for voucher number 54101 to Joseph M. Barron, which the Commissioners believe should be paid out of the County Attorney's budget. Carried. County Attorney Donald Hansen was present and amended voucher 54101 to be paid from his budget. A motion was made by Commissioner Shepperson, seconded by Commissioner Seeley, to approve voucher number 54101 to Joseph M. Barron as amended. Carried. The vouchers are as follows:

066 NCPERS, financial admin, \$256.00, AFLAC, payroll ded, \$1,852.72, Blue Cross Blue Shield, financial admin, \$49,372.85, Dept of Employment, financial admin, \$3,220.33, Office of Child Support, payroll ded, \$175.00, Orchard Trust, payroll ded, \$1,175.00, WEBT, financial admin, \$181.65, Weston County Clerk, financial admin, \$37,627.21, WY Child Support, payroll ded, \$514.00, WY Retirement System, financial admin, \$23,356.69, WY Retirement System, financial admin, \$581.87, Fisher Sand & Gravel, cong-mit, \$14,472.18, Jeff Regan Trucking, cong-mit, \$19,200.00, Angela Holliday, jailors salary, \$60.00, Newcastle Motors, equip prchs, \$27,712.00, Fisher Sand & Gravel, cong-mit, \$22,821.48, Jeff Regan Trucking, cong-mit, \$12,800.00, Hermes Consolidated Inc, oil/gas, \$26,316.27, Hermes Consolidated Inc, oil/gas, \$25,605.60, AT&T Mobility, hmlnd sec exp, \$60.06, A Stitch in Time, ag exp, \$8.98, A&B Welding, misc, \$2.77, All Clear Windows, janitor supp/maint, \$107.00, Alpha Communications, radio exp, \$120.00, AlSCO, janitor supp, \$100.72, Anderson Environmental Services, misc, \$525.00, Apex Technology Solutions, comp software, \$1,136.79, AT&T Mobility, comm, \$953.63, Becky Hadlock, misc, \$5.00, Black Hills Chemical & Janitorial, brd of prisoners, \$163.73, Black Hills Plumbing, repair/maint, \$498.90, Black Hills Power, util, \$2,795.98, Black Hills Printing & Signs, brd of prisoners, \$20.90, Bobcat Service, janitor supp, \$1,122.25, Tom W. Bruce, mile/trvl, \$121.00, Byrand Streeter, contract wages/miles, \$1,248.88, C&J Newcastle Hardware, repair/maint, \$124.08, Cambria Supply, repair/maint/new equip, \$1,046.90, Cardiac Science Corp, brd of prisoners, \$570.88, Casey Thorson, janitor supp, \$820.00, Chemical Testing Program, brd of prisoners, \$47.00, City of Newcastle, util/dispatch/pub def/p-hlth exp, \$4,631.78, Collins Communications Inc, radio exp, \$167.00, Comtronix, misc/p-hlth exp, \$366.00, Consolidated Services, equip repair, \$65.00, CRA Payment Center, repair/maint, \$24.42, Culligan Water Conditioning, misc, \$21.00, Decker's Market, ag exp, \$10.33, Dixon Bros Inc, oil/gas, \$353.29, Fastenal Company, repair/maint, \$15.25, Focus, focus, \$1,125.00, Fred's Welding Service, repair/maint, \$329.09, General Security Services Corp, youth services, \$104.00, Godfrey's Brake Service, repair/maint, \$19.60, Grimm's Pump & Industrial Supply, repair/maint, \$974.17, Hansen & Peck, office exp/comp rsrch, \$3,901.37, Heartland Law Enf Training Institute, jailor school, \$395.00, Hillyard/Sioux Falls, brd of prisoners/janitor supp, \$235.36, Industrial Supply Co Inc, repair/maint, \$1,456.73, Jerry Shepperson, mile/trvl, \$197.50, Joseph M. Baron, miles/trvl, \$102.12, KASL, p-hlth exp, \$638.40, Kone Inc, misc, \$493.86, Law Enforcement Targets, equip/ammo, \$154.42, Lenard D. Seeley, mile/trvl, \$40.00, Lichen Research Center, comp software, \$1,000.00, Local Govt Liability Pool, insurance,

\$23,444.00, Lori Bickford, p-hlth exp, \$83.79, Marco Inc, ag exp, \$537.42, Master Gardener Conf Registration, ag exp, \$135.00, MasterCard, school exp/mile/trvl/brd of prisoners, \$1,883.70, Max Masters, gis land rec, \$1,900.00, Michelle Sweet, p-hlth exp, \$16.18, Midwest Cancer Screening, p-hlth exp, \$31.60, Minute Lube Center, veh maint/fuel, \$127.90, Neve's Uniforms Inc, uniforms, \$250.74, Newcastle Ambulance Service, invol commit/ambulance, \$3,868.33, Newcastle Chamber of Commerce, chmbr, \$875.00, Newcastle Equipment Co Inc, repair/maint, \$140.00, Newcastle Motors, office equip/veh maint, \$1,141.83, News Letter Journal, print/publ/supp/p-hlth exp, \$2,240.74, Northern WY Mental Health, mntl hlth, \$2,500.00, Pamida, supp/brd of prisoners/supp/p-hlth exp, \$271.08, Power River Energy Corp, util, \$1,095.24, Power Plan OIB, repair/maint, \$104.58, Precinct Police Products, uniforms, \$742.50, Randy Rossman, mile/trvl, \$24.00, Rapid Delivery, post/freight, \$13.23, Reserve Acct-Pitney Bowes, post/freight, \$600.00, Roadrunner Disposal Service, util, \$55.00, RT Communications, comm, \$1,945.79, Ruth Collins, juror/witness fee, \$263.25, Safariland LLC, invstgtns, \$79.53, Safety-Kleen, repair/maint, \$433.67, Sanofi Pasteur, p-hlth exp, \$754.80, Servall Uniform/Linen Co, repair/maint, \$199.07, Shreds, p-hlth exp, \$87.60, Source Gas, util, \$2,367.56, Span Publishing Inc, misc, \$152.10, Spradley Barr Motors Inc, new equip, \$27,492.00, The Sundance Times, wic, \$69.00, Top Office Products, supp/p-hlth exp/ag exp, \$2,201.47, Town of Upton, landfill, \$2,500.00, Uber Geek Computers, ag exp, \$85.00, Ultra Max, equip/ammo, \$1,028.65, Upton Ambulance, ambulance, \$4,375.00, Upton Chamber of Commerce, chmbr, \$750.00, Upton Co-op Assn, repair/maint, \$48.66, Urbin & Patterson LLP, special attny, \$241.00, Vaisala Inc, awos, \$898.00, Verizon Wireless, p-hlth exp, \$55.97, VISA, school exp, \$1,274.95, Walt Soper, jailors slry, \$60.00, WCS, comm, \$185.56, WCTA, misc, \$170.00, Wesco Gas, repair/maint, \$639.77, West End Water District, util, \$60.00, West Payment Center, law library, \$281.40, WC Children's Ctr, chld ctr, \$3,750.00, WC Gazette, print/publ, \$20.00, WC Health Services, misc, \$35.00, WC Road & Bridge, veh maint/fuel, \$3,502.90, WC Sheriff's Office, post/freight, \$45.00, William Taylor, ag mile/trvl, \$138.00, WY Automotive Co, repair/maint, \$574.92, WY Dept of Health, p-hlth exp, \$549.00, WY Guardian Ad Litem, special attny, \$687.03, WY Health Council, p-hlth exp, \$115.92, WY Honor Conservation Camp, brd of prisoners, \$1,864.80, WY LECC, mile/trvl, \$70.00, WY Network, financial admin, \$201.25, WY Public Defenders Office, pub def, \$14,701.48, WY Technology Transfer Ctr, misc, \$45.00, Xerox Direct, ag exp, \$245.65. Net Payroll, \$131,709.02.

There being no further business to come before the Commission the meeting adjourned at 5:15 p.m.

Attest: Mamie C. Krank
County Clerk

Tom W. Bruce
Chairman