

WESTON COUNTY BOARD OF COMMISSIONERS
OFFICIAL MINUTES
June 19, 2018

The meeting of the Weston County Board of Commissioners was called to order by Chairman Tony Barton at 9:00 a.m. at the Weston County Courthouse Annex. Commissioners Tony Barton, Bill Lambert, Marty Ertman, Tracy Hunt, and Ed Wagoner and Clerk Jill Sellers were present. Vice Chairman Lambert opened the meeting with prayer, and Commissioner Wagoner led the Pledge of Allegiance.

APPROVAL OF AGENDA

Vice Chairman Lambert moved to approve the agenda; seconded by Commissioner Wagoner. Carried.

APPROVAL OF CONSENT AGENDA

Commissioner Wagoner moved to approve the consent agenda, which includes the minutes of June 5, 2018 and the executive session minutes of June 5, 2018; seconded by Vice Chairman Lambert. Commissioner Ertman moved to amend the motion to pull the regular session minutes from the approval for proposed changes; seconded by Commissioner Wagoner. Commissioner Ertman requested the following changes to the minutes: add "Circuit Court" before "Judge Matt Castano"; add "FEMA Flooding and" before "Plum Creek disaster project"; and add "county share (3.75%)" after "state cost share (21.25%)". The amended motion to insert the requested changes carried. Commissioner Ertman insisted that she wanted all changes to take place in opening meeting because of a newspaper article that was once written about her. Discussion included that such administrative changes could be requested prior to the meeting to provide for better efficiency and time management and that content changes should be presented in open meeting. The question was called on the consent agenda, which included the amended regular session minutes. Carried.

CHEYENNE RIVER ROAD

Chad Sears, Weston County resident, discussed concerns about Forest Service Keyton Road #937, surveyed by the County Commissioners in 2014 as a portion of the County Cheyenne River Road #54. Mr. Sears expressed his concern that if the County intends to establish Keyton Road as a county road, then the County will not be able to maintain the road. He stated that the public uses the road during hunting season and that oil companies also use the road to access oil wells. Mr. Sears stated that his fear was that the public would use the road and the County would not have the ability to maintain it. Currently the USFS maintains the road. Commissioner Ertman commented that the Keyton Road portion of Cheyenne River Road should be left with the county to allow for access by the public and the county. Mr. Sears responded that the public currently does have access due to it being a forest service road, and that he is content with the maintenance the road receives from the USFS. Chairman Barton spoke regarding the RIP Committee and its purpose to identify county roads based on establishment guidelines. The intent would be to establish legal access for Keyton Road, and then the county could negotiate an MOU with the USFS to maintain the road.

ADMINISTRATOR

For the purpose of RIP Committee, Administrator Dan Blakeman asked for clarification on Keyton Road. RIP 003 is advertised, and the establishment process has begun. As part of the process, Mr. Sears appeared because the RIP Committee has been contacting the landowners, per direction provided by the Commissioners on May 1, 2018. The survey was completed in 2014 but was not signed by the Commissioners.

Commissioner Hunt moved to direct the RIP Committee to prepare a presentation, which documents the legal history of Keyton Road, and whether or not Keyton Road was established as a county road, so that the Commissioners may consider how to proceed; seconded by Commissioner Ertman. Carried.

Bids for CMAQ projects on Grieves and Morrissey Roads will be opened on July 2, 2018 at 3:00 p.m. at the Annex.

Michael's Construction continues work on the second floor remodel project. The heavy rains this month have identified the leaks in the courthouse cupola, which are above the line of the new roof. Michael's Construction will be issued a proposal request, and the leaks will be repaired as soon as possible so it does not affect the new construction.

Administrator Blakeman presented the first change order for second floor remodel project in the amount of \$22,866.69, which includes adding electrical, widening doors, removing security windows (credit), adding transom, replacing crown and chair molding (the original design was discovered during demolition), adding attic ladder for safe access, modifying teller station, adding bookshelves, and removing cast iron sewer pipes to replace with PVC pipes. This change order is the first use of the 10% contingency funds of \$78,864.00 included in the original bid. Commissioner Wagoner moved to authorize the Chairman's signature on Change Order 1 from Michael's Construction for the second floor remodel project in the amount of \$22,866.69; seconded by Vice Chairman Lambert. Carried.

Administrator Blakeman is awaiting approval from the County Attorney on resolutions for Upton-Fairview Road, which should be available by the July 3, 2018 meeting.

OLD BUSINESS

Commissioner Hunt was not present during Old Business.

Commissioner Ertman moved to authorize the Chairman's signature on the FY2019 Dispatch Agreement with City of Newcastle; seconded by Commissioner Wagoner. Vice Chairman Lambert spoke against the motion, stating that he would rather not consider it until review of the agreement is complete. The question was called. Ayes: Ertman and Wagoner. Nays: Lambert. Chairman vacated the Chair to vote aye. Carried.

Vice Chairman Lambert moved to approve the voucher #63381 for Employer Council in the amount of \$5,241.59; seconded by Commissioner Wagoner. Commissioners Barton, Lambert, and Wagoner spoke for the motion, noting that Employer Council has provided a cost-effective professional service to address human resource questions. Ayes: Lambert and Wagoner. Nays: Ertman. Chairman vacated the Chair to vote aye. Carried.

NEW BUSINESS

Treasurer Susie Overman reported via email that Weston County is not eligible to participate in the PILT Class Action Law Suit, as Weston County was paid its full PILT amount in 2015-2017.

Vice Chairman Lambert moved to authorize the Chairman's signature on Resolution 2018-08: Open Burning Restrictions; seconded by Commissioner Wagoner. Carried.

Commissioner Wagoner moved to reappoint Gidget Macke to the Child Support Authority Board; seconded by Commissioner Ertman. Carried.

Vice Chairman Lambert moved to approve the Catering Permit for the Flying V Cambria Inn for a wedding on July 14, 2018; seconded by Commissioner Wagoner. Carried.

On June 14, 2018, WCCA Director Pete Obermueller briefed the Commissioners on the WCCA plan for Worker's Compensation. Vice Chairman Lambert moved to authorize the Chairman's signature on Resolution 2018-07: Worker's Compensation with WCCA; seconded by Commissioner Ertman. Carried. Vice Chairman Lambert noted that the resolution does not obligate the county. Discussion included potential savings over time through discounts and opportunities for safety training.

MALLO CAMP

John Prell, Mallo Board, requested consideration of a raise for the Mallo Camp Manager. Caleb Thompson has grown the responsibilities of the position as well as overall business at Mallo. He has been instrumental in creating increased revenue, including eight new campsites, shower house, ADA compliant bathrooms, and campfire ring; changes that should increase revenues, which would offset the salary increase. A \$0.50 (3%) would put that salary at \$34,120.20. Raises for all county employees will be considered in the FY2019 Budget. Mallo Board will meet Wednesday, July 11, 2018 at 6:00 p.m. at the Mallo Motel.

PUBLIC COMMENT

Elizabeth Sanford, Weston County resident, commented on the Keyton Road discussion with Chad Sears and asked for more information on the RIP process. Discussion included clarification on the use of the term "vacate," which in the RIP statutes means that a road is no longer included on the county map because it has been identified as having not been properly established. The actual process to "vacate" a road can only be undertaken by the Board of Commissioners for an established county road, under the statutory process of public meetings and advertisements.

With no further business, the meeting was adjourned at 11:12 a.m.

A workshop regarding Prevention Management was conducted from 1:00 p.m. to 3:35 p.m. No decisions were made during the workshop.

Tony Barton
Chairman

Attest: Jill Sellers
Weston County Clerk