

June 16, 2015

The regular meeting of the Weston County Commissioners convened at 9:00 a.m., Chairman Bill Lambert presiding. Present were Commissioners: Bill Lambert, Tony Barton, Tracy Hunt, Marty Ertman, Randy Rossman, County Clerk Cheryl Kregel and Assistant Deputy Clerk Melanie Stevens.

Good of the Order

Commissioner Rossman gave the invocation and Chairman Lambert led the delegation in the Pledge of Allegiance.

Approval of Agenda

Chairman Lambert requested additions be made to the Agenda. He added the Discussion items at 11:30 a.m. and moved Justin Tystad from 2:15 p.m. to 2:00 p.m. Commissioner Rossman also added Seth Rhodes to the Discussion Items. Commissioner Rossman moved, Commissioner Barton seconded, to approve the amended agenda. Carried.

Road and Bridge Department Report

Rick Williams presented the Road and Bridge report. He reported on upcoming road projects, issues concerning the Ackerman's portion of Salt Creek Road, damage and repairs to Dewey Road, and issues with the county shop floor.

Weston County WIC Contract

Connie James, R.N., Clinic Supervisor, Weston County WIC, presented information and pamphlets about WIC along with the WIC contract for review. The County Attorney discussed concerns he had with the current contract and proposed changes. Commissioner Barton moved, Commissioner Rossman seconded, to authorize The Chairman to sign the revised WIC contract drafted by County Attorney Curley. Carried.

Department of Workforce Services

Shawnda Morrison, Weston County Deputy Clerk, presented a monthly cost of \$56.83 for adding elected county officials onto Workman's Compensation under W.S. 27-14-108 (j)(a). Commissioner Rossman moved, Commissioner Barton seconded, to add elected officials onto the Workers Compensation. Carried.

The meeting recessed at 10:04 a.m. and reconvened at 10:14 a.m.

Weston County Extension Office

Vicki Hayman, Weston County Extension Office, introduced Lea Mendinghall, CNP Educator. Mendinghall discussed the Cent\$ible Nutrition Program and discussed activities available here in Weston County.

United States Forest Service

Shane Walker, USFS District Ranger, introduced himself and discussed ongoing prairie dog and sage-grouse issues. The BLM and Forest Service released the Final Environmental Impact Statement for protecting sage-grouse habitats, Available at www.blm.gov/wo/st/en/prog/more/sagegrouse.html.

Rare Element Resources

Mike Finn, Rare Element Resources, informed the Commissioners of ongoing projects they continue to do with the USFS. A permit application has been submitted to the WDEQ-LQD on June 3, 2015, that has a 150-day technical review period. Also submitted, a license application to the NRC on May 5, 2015, that has a 90-day license acceptance review period.

Negotiable Paper Resolution

Suzie Overman, County Treasurer, William Curley, County Attorney, and Cheryl Kregel, County Clerk, discussed W.S. 18-3-505 (a). Commissioner Hunt moved, Commissioner Rossman seconded, to pass a resolution concurrent under W.S. 18-3-505 (a) to allow negotiable instruments. Discussion ensued regarding how to correctly word the motion. The motion was rescinded by Commissioner Hunt. Commissioner Rossman moved, Commissioner Barton seconded, to authorize that any county officer, agent, or employee of the county may accept negotiable paper as defined in subsection (c) under W.S. 18-3-505 (a). Carried. Commissioner Ertman voted Nay.

Sheriff's Department Report

Sheriff Bryan Colvard spoke in great detail about the upcoming Rainbow Gathering and safety concerns that could potentially arise. Lengthy discussion ensued with the Commissioners; The Commission asked that Sheriff Colvard draft a press release regarding these concerns to inform the public through local newspaper and websites with updates and contact information as they become available. Sheriff Colvard presented the Commissioners with the Memorandum of Understanding (MOU) agreement with Natrona County Sheriff's Office. Commissioner Hunt asked to have the agreement reviewed by County Attorney Curley later today.

Discussion

The Board discussed potentially adding any county employee that operates county vehicles onto random drug screening. Commissioner Rossman spoke to the Board on the estimate that he received from Rabe Elevator for the courthouse and library elevator repairs. Discussion ensued; the Board decided they would review the service contract with KONE and take necessary actions to end any contract they still have. They would then review the service contract for future services with Rabe Elevator. Discussion was heard regarding the boys cabin at Mallo camp still needing inspected by the Fire Marshall. The Commissioners discussed the Courthouse roof leaking and repair options. Mr. Barton mentioned an email that was sent to the Board members from Becky Hadlock, LEPC Secretary, inviting them to attend their next monthly meeting on June 24, 2015 at 7:00 p.m at the Newcastle Fire hall where a table top disaster exercise will be conducted.

Visitor Comments

Chairman Lambert opened the floor to visitor comments. None at this time.

The meeting recessed for lunch at 12:00 p.m. and reconvened at 1:00 p.m. All present.

Approval of Consent Agenda

Commissioner Ertman asked to pull the June 2, 2015 regular meeting minutes from the Consent Agenda. Commissioner Rossman moved, Commissioner Barton seconded, to approve Consent Agenda items including approving Special budget meeting minutes from May 26 and June 9, 2015, the Executive Session minutes from May 26, June 2 and June 9, 2015, The Chairman's signature for a Rescission of Transaction, State Public Defenders rental space agreement, a catering permit for James Bau on August 14-17, 2015 at the Weston County Fairgrounds, a catering permit for T&A Brewing Company on July 4-5, 2015 at the Weston County Fairgrounds, the approval letter for Joseph Cummings' appointment to the CWCSWD Board, approval letter for Gidget Macke's appointment to the Sixth Judicial District Child Support Authority Board. Carried.

Commissioner Ertman asked the following correction be made to the June 2, 2015 regular session minutes under the CWCSWD – Osage portion adding the wording to the stated motion in the second paragraph "on a resolution which will be sent to both municipalities and to the state for approval". The corrected motion should read "Commissioner Ertman moved, Commissioner Rossman seconded, to approve the signatures of all Board of County Commissioners on a resolution which will be sent to both municipalities and to the state for approval to allocate \$40,000.00 out of the County Wide Consensus funding to the CWCSWD to pay a portion of the 25% match to receive their grant. Carried."

Commissioner Barton moved, Commissioner Rossman seconded, to approve the regular session minutes of June 2, 2015 as amended. Carried.

County Attorney

County Attorney Curley discussed with the Commissioners W.S. 126-8-13 in regards to placing utilities in County Easements and Right of Ways. He will draft a resolution for utility companies to apply and come before the Board requesting permission on all future projects on county roads. The County Attorney spoke regarding the letter that he will be sending out to John and Sharron Ackerman regarding proposals they previously presented in regards to their portion of Salt Creek Road. He also proposed changes that he would like to see made to the State Public Defenders Office rental agreement that had been approved earlier by the Board. Commissioner Rossman moved, Commissioner Barton seconded, to rescind the signing of the State Public Defenders rental agreement under his previous motion to approve the Consent Agenda. Carried. County Attorney Curley will make these changes to the agreement and present it for signatures. He also reviewed the MOU contract with Natrona County and suggested a few changes. Commissioner Hunt moved, Commissioner Rossman seconded, to authorize The Chairman to sign the MOU agreement after being amended by the County Attorney. Carried.

The meeting recessed at 1:53 p.m. and reconvened at 2:02 p.m. All present.

Justin Tystad

Commissioner Barton moved, Commissioner Hunt seconded, to enter executive session under W.S. 16-4-405 (a)(vii) to consider the selection of a site or the purchase of real estate when the publicity regarding the consideration would cause a likelihood of an increase in price. Carried. Commissioner Ertman voted Nay.

The meeting entered executive session at 2:03 p.m. and returned to open session at 2:29 p.m. with all present.

RT Communications

Levi Buck, RT Communications Engineer, presented the Commissioners information on projects they are currently working on Beaver Creek Rd, Musser Rd, and Kenwood Dr. Commissioner Hunt strongly voiced his discontent with RT Communications for not having the County's permission to place lines in County easements per W.S. 1-26-813. Liz Zerga, RT Communications lawyer, appearing by phone, explained that past protocol was to go thru the County Road and Bridge supervisor for permission. Lengthy discussion ensued; County Attorney Curley presented an example Utility License Resolution that he had gotten from Crook County. Board members and the County Attorney discussed changes they'd like made for the Weston County Resolution. The County Attorney agreed to immediately draft up the Utility License Resolution and bring it before the Board at a later time today. Commissioner Ertman moved, Commissioner Rossman seconded, to table further discussion until today at 4:30 p.m. when that resolution is finished. Carried.

The meeting recessed at 3:05 p.m. and reconvened at 3:12 p.m. All present.

Weston County Solid Waste District

Craig McOmie, WY DEQ, Manager for Cease and Transfer and Landfill Mediation Programs, answered questions presented in regards to establishing the Weston County Solid Waste District (WCSWD). Numerous guests and county residents were present. Commissioner Ertman asked the majority of the questions regarding costs, realistic time frames, permits, environmental concerns, liabilities, and regulations per Wyoming Statutes. Lengthy discussion continued; Commissioner Barton moved, Commissioner Rossman seconded, to pass a resolution to begin taking applications to seat board members to create a county wide solid waste district. Carried. Commissioner Ertman voted Nay. The Board greatly appreciated the time and information Mr. McOmie shared in regards to the future WCSWD.

Weston County Event Center

Ray Hunkins, Hunkins Newton Law Firm, joined the meeting via conference call at 4:08 p.m. to discuss the Weston County Event Center. Commissioner Hunt moved, Commissioner Rossman seconded, to enter executive session under W.S. 16-4-405 (a)(iii) on matters concerning litigation to which the governing body may be a party to. Carried.

The meeting entered executive session at 4:10 p.m. and returned to open session at 4:26 p.m. with all present. Commissioner Barton moved, Commissioner Ertman seconded, that the Weston County Commissioners move to authorize WJE to issue a notice to proceed to Paul Reed Construction to begin remediation by July 3, 2015. Carried. The conference call ended at 4:29 p.m.

Utility License upon County Road Resolution

Again present were Levi Buck and Liz Zerga while County Attorney Curley presented the resolution he drafted for Weston County. Discussion ensued; Commissioner Hunt requested additional language be added. Attorney Zerga asked for time to review the final resolution before her clients signed. She stated that RT Communications would cease work on these three current projects until an agreement was reached. Commissioner Barton moved, Commissioner Rossman seconded, to have County Attorney Curley add additional language as requested by Commissioner Hunt to the Utility License upon County Road Resolution. Carried. The proposed Resolution will be presented to the Board at the upcoming Special meeting scheduled on Tuesday, June 23, 2015 at 9:00 a.m.

There being no further business to come before the Commission, the meeting adjourned at 5:17 p.m.

Bill Lambert

Chairman

Attest: Cheryl Kregel

County Clerk