

February 4, 2014

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

Invocation and Pledge of Allegiance

Commissioner Rossman gave the Invocation and Commissioner Hunt led the delegation in the Pledge of Allegiance.

Planning & Zoning Board

Rick Dunford, Planning & Zoning Board, met with the Commissioners and discussed recent land sales within Weston County of less than thirty-five acres which were being described as boundary adjustments. Mr. Dunford asserted that these land transfers were not considered to be boundary adjustments by the Planning & Zoning Board and that the Planning & Zoning Board had not been contacted by, or met with, the property owners in question. Mr. Dunford stated that he would contact the involved parties and try to straighten out the discrepancy. No action was taken.

Teckla-Osage-Rapid City Transmission Project

Daniel Mark, concerned citizen, met with the Commissioners and voiced concerns regarding the proposed Teckla-Osage-Rapid City 230kv Transmission Line Project. Chairman Seeley recused himself due to a conflict and turned the meeting over to Vice Chairman Shepperson. Mr. Mark discussed concerns that the NEPA process as well as Federal Laws requiring the United States Forest Service (USFS) to coordinate with affected local governments had not been followed for the proposed power line because the Weston County Commissioners had not been formally notified. A motion was made by Commissioner Hunt, seconded by Commissioner Rossman, to draft a letter formally requesting an extension to the Environmental Impact Statement (EIS) comment period for draft scoping; and to send the letter to the USFS, Black Hills Power and the Public Service Commission. Discussion ensued, carried. The recorded votes are as follows: Yea: Commissioners Shepperson, Hunt and Rossman; Nay: Commissioner Ertman.

Vice Chairman Shepperson yielded to Chairman Seeley who again presided over the meeting.

Approve Minutes

A motion was made by Commissioner Shepperson to approve the minutes of the special meeting held January 20, 2014 and the minutes of the regular meeting held January 21, 2014, as published. Discussion ensued. Commissioner Hunt offered an amendment to the motion to include corrections to punctuation and one spelling error. Commissioner Shepperson withdrew his motion.

A motion was made by Commissioner Shepperson, seconded by Commissioner Hunt, to approve the Minutes of the regular meeting held January 21, 2014, with the following corrections: the addition of two commas under the heading "Approve Minutes, first amendment to the Library Board" and a spelling correction under the heading "Wyoming County Commissioners Association" to Pete Obermueller's name. Carried.

Youth Fishing Pond

Chairman Seeley related that he had been contacted by Keith Culver who requested the Board of Commissioners write a letter of support for a youth fishing pond to be located on the Newcastle Country Club property. The Wyoming Refining Company will supply the well and Game and Fish are completing the work for the pond. A motion was made by Commissioner Rossman, seconded by Commissioner Shepperson, to write a letter of support for the construction of a youth fishing pond on the Newcastle Country Club property. Carried.

Central Weston County Solid Waste District - Osage Dump

Chairman Seeley related that Delbert Strickland, Osage Dump, requested that the Commissioners attend a meeting on February 11, 2014, at 1:00 p.m. at the Kitty Moats Building in Osage, WY, to discuss the Osage Dump. No action was taken.

The meeting recessed at 9:58 a.m. and reconvened at 10:07 a.m. with all present.

Wyoming Business Council

Dave Spencer, WY Business Council, met with the Commissioners and discussed the Weston County Event Center. The Commissioners related that the County is moving forward with Attorney Ray Hunkins' recommendations, and at this time there was no new information to report. Mr. Spencer suggested that Weston County may want to apply for an extension to the WY Business Council Grant for the Event Center Project so that it will continue to be active throughout the process. Mr. Spencer discussed the Rare Element Resource progress and the Buffalo Creek Traffic Study progress with the Commission. Mr. Spencer related that projected legislative funding for the Wyoming Business Council looks promising and discussed grants and loans given to a company called Magpul Industries which is a firearm related business that has moved its manufacturing operations from Colorado to Wyoming. The Commissioners thanked Mr. Spencer for the information, no action was taken.

E-911 System

Doug Jorrey, Homeland Security Coordinator, met with the Commissioners and discussed Weston County's E-911 system. Mr. Jorrey explained that there is currently a seventy-five cent charge per phone per month to Weston County residents. These funds will pay for a needed upgrade in 2015 to hardware and software for the system; however the 2021 upgrades are not funded at the current tax rate. No action was taken.

Indigent Burial

Mike Worden, Worden Funeral Directors, met with the Commissioners to discuss the need for funding for the indigent burial of Weston County resident Fay Shelden. Mr. Worden requested \$1,000.00 for Fay Shelden's cremation costs. A motion was made by Commissioner Rossman, seconded by Commissioner Shepperson, to pay \$1,000.00 to Worden Funeral Directors for the cremation costs of Fay Shelden. Carried.

Salt Creek Road

Commissioner Rossman related that he had contacted John and Sharron Ackerman to discuss an easement needed by Weston County on the Salt Creek Road. Commissioner Rossman stated that the Ackerman's agreed to sign the easement if an agreement could be made that the road would be left in its current location, the County apply dust suppression, law enforcement patrol would be provide on weekends and the County begin the process to abandon the easement located by the Ackerman's barn. The Commission thanked Commissioner Rossman for his efforts and information. The Commissioners agreed to request that Don Hansen, County Attorney, draft a right of way easement for that portion of the Salt Creek Road. No action was taken.

Retirement - UW Extension Educator

The Commissioners received a letter from William Taylor, UW Extension Educator, announcing his retirement effective May 2, 2014. A motion was made by Commissioner Hunt, seconded by Commissioner Rossman, to authorize Chairman Seeley's signature on a letter which acknowledged Mr. Taylor's upcoming retirement and accepted it with regret. Carried.

Teckla-Osage-Rapid City Transmission Project

Don Hansen, County Attorney, met with the Commissioners and discussed the Teckla-Osage-Rapid City 230kv Transmission Line Project. Chairman Seeley recused himself due to a conflict and turned the meeting over to Vice Chairman Shepperson. Daniel Mark, concerned citizen, gave a brief overview of the issues raised prior to Mr. Hansen's attendance of the meeting. The Commissioners and Mr. Hansen discussed fire protection elements which may have an impact on Weston County and should be a part of the official scoping meeting between the USFS and the Commission. No action was taken.

Vice Chairman Shepperson yielded to Chairman Seeley who presided over the remainder of the meeting.

Executive Session Minutes

Don Hansen, County Attorney, discussed executive session minutes with the Commissioners. Mr. Hansen suggested that the executive session minutes should be reviewed by the Board. The Commission agreed to review and sign or initial the executive session minutes as approval. No action was taken.

The meeting recessed at 11:41 a.m. and reconvened at 11:45 a.m. with all present.

Retirement – Homeland Security Coordinator

Doug Jorrey, Homeland Security Coordinator, met with the Commissioners and announced his upcoming retirement effective July 31, 2014. Mr. Jorrey stated he would provide a formal letter to the Board, but wanted to let them know in advance. No action was taken.

Sheriff's Department

Bryan Colvard, Sheriff, met with the Commissioners and discussed Pat Amend, Architect for the Law Enforcement Emergency Operations Center. Mr. Amend was not present at the meeting; however, provided an updated floor plan for the project, which included space for Circuit Court. Sheriff Colvard explained the floor plan in detail to the Board. No action was taken.

The meeting recessed at 12:05 p.m. and reconvened at 1:30 p.m. with all present.

Contract Engineer

Weston County Event Center: Jerry Hunt, Contract Engineer, met with the Commissioners and discussed the Weston County Event Center. Mr. Hunt related that a series of water pressure tests had been completed at the Event Center. Although there were some irregularities, the system passed the pressure testing according to AWWA standards. Mr. Hunt stated that floor elevation measurements had also been completed and showed no significant changes in elevation. Mr. Hunt presented written documentation of the testing he had completed. No action was taken.

Congestion Mitigation Air Quality (CMAQ): Mr. Hunt stated that he is working with Rick Williams, Road & Bridge Foreman, regarding the CMAQ projects for dust suppression on county roads. No action was taken.

Courthouse A/C Replacement Project: Mr. Hunt related that the Courthouse A/C Replacement Project could be advertised for bid. Mamie C. Krank, County Clerk, will work with Mr. Hunt to complete the revisions to the bid packet. A motion was made by Commissioner Ertman, seconded by Commissioner Shepperson, to begin advertisement for the Courthouse A/C Replacement Project. Carried.

Road & Bridge Old Shop Roof Replacement Project: Mr. Hunt went over two bids received for the Road & Bridge Old Shop Roof Replacement Project with the Commissioners. Mr. Hunt stated that he had been working with the bidders concerning alternate materials for the project. Only one bidder responded to attempts by Mr. Hunt to meet and discuss alternatives to the original request for proposal. Mr. Hunt discussed the need to seal the block walls and repaint the entire building. Robert Leighton of Leighton Construction met with Mr. Hunt and offered an alternate proposal to replace the roof which included sealing the building's block walls and painting the building at a cost of \$63,500.00. A motion was made by Commissioner Shepperson, seconded by Commissioner Rossman, to accept Leighton Construction's alternate proposal to replace the old shop roof, seal the block walls and paint the building, at a cost of \$63,500.00. Discussion ensued, carried.

The meeting recessed at 2:10 p.m. and reconvened at 2:20 p.m. with all present, except Commissioner Shepperson.

Notice of Award: A motion was made by Commissioner Rossman, seconded by Commissioner Hunt, to authorize Chairman Seeley's signature on a Notice of Award naming Leighton Construction as the successful bidder on the Road & Bridge Old Shop Roof Replacement Project, block sealing and painting at a cost of \$63,500.00. Carried.

The hour being 2:30 p.m. Commissioner Shepperson rejoined the meeting.

Accept Collections

A motion was made by Commissioner Ertman, seconded by Commissioner Rossman, to accept the collections of the District Court Clerk in the amount of \$789.95. Carried.

A motion was made by Commissioner Hunt, seconded by Commissioner Rossman, to accept the collections of the County Clerk in the amount of \$12,423.25. Carried.

Buffalo Creek Traffic Study

A motion was made by Commissioner Shepperson, seconded by Commissioner Hunt, to accept and authorize Chairman Seeley's signature on two copies of an agreement with KLJ Engineering to act as Weston County's Consultant on the Buffalo Creek Traffic Study Project. Carried. The recorded votes are as follows: Yea: Commissioners Shepperson, Hunt and Rossman; Nay: Commissioner Ertman.

Mallo Camp Board

Ted Ertman, Mallo Camp Board Member, met with the Commissioners and gave a brief update on the National Rifle Association (NRA) Grant applied for by the Mallo Camp Board. Mr. Ertman related that the State has fully funded the project which includes a restroom at the outdoor facility, a garage type building and a berm at the far end of the shooting range. Mr. Ertman was thanked for the update, no action was taken.

The meeting recessed at 2:43 p.m. and reconvened at 2:48 p.m. with all present.

Board Member Removal

The Commissioners began a work session to promulgate rules for Board Member Removal. After review and discussion of draft documents, the Commissioners agreed to continue revisions to the draft Board Member Removal Rules. Commissioner Hunt was thanked for his work on the draft rules. No action was taken.

Road & Bridge Department

Salt Creek Road: Rick Williams, Road & Bridge Foreman and Bill Lunney, concerned citizen, met with the Commissioners and discussed issues on the Salt Creek Road. A poorly engineered speed bump on the road was discussed by Mr. Lunney. The Board related that progress was being made with regard to gaining the final County easement on the road. Mr. Williams stated he would contact Joni Kachelhoffer, WYDOT, for advice on the road's condition. No action was taken, this issue will be re-visited.

Mr. Williams discussed gravel, several county roads and equipment. A motion was made by Commissioner Shepperson, seconded by Commissioner Rossman, to authorize the purchase of a CAT motor grader at an approximate cost of \$250,000.00 after trade in, for the Road & Bridge Department. Discussion ensued regarding the equipment depreciation expense line item, carried. The recorded votes were as follows: Yea: Commissioners Shepperson, Hunt and Rossman; Nay: Commissioner Ertman.

Approve Minutes – Special Meeting

A motion was made by Commissioner Shepperson, seconded by Commissioner Rossman, to approve the minutes of a special meeting held January 20, 2014, as published. Carried. Commissioner Ertman abstained due to the fact that she was not present for that meeting.

Approve Vouchers

A motion was made by Commissioner Shepperson, seconded by Commissioner Rossman, to approve the vouchers as presented. Carried. They are as follows:

066 NCPERS, financial admin, \$304.00, AFLAC, payroll ded, \$1,678.58, Blue Cross Blue Shield, financial admin, \$58,680.74, Office of Child Support, payroll ded, \$175.00, Orchard Trust, payroll ded, \$1,120.00, WEBT, financial admin, \$180.10, Weston County Clerk, financial admin, \$43,121.18, WY Child Support, payroll ded, \$1,225.00, WY Dept of Workforce Services, financial admin, \$2,980.88, WY Retirement System, financial admin, \$25,085.69, WY Retirement System, financial admin, \$613.98, Hermes Consolidated Inc, oil/gas, \$23,686.42, Chemical Testing Program, youth services, \$23.00, Hermes Consolidated Inc, oil/gas, \$25,435.10, Menards, repair/maint, \$667.41, Golden West Technologies, hmlnd sec exp, \$89.97, Trugreen-Chemlawn, janitor supp, \$1,297.89, WY Co Commissioners Assoc, mile/trvl, \$225.00, Ad Pro, new equip/supp, \$1,350.26, Advanced Communications, comm, \$90.00, AED Superstore, brd of prisoners, \$183.80, Alco Pro Inc, brd of prisoners, \$130.00, All Clear Windows, repair/maint, \$70.00, Alpha Communications, tower rent, \$55.00, AlSCO, janitor supp, \$13.00, American Welding & Gas Inc, repair/maint, \$14.95, AT&T Mobility, comm, \$1,068.90, Black Hills Chemical & Janitorial, brd of prisoners, \$116.08, Black Hills Power, util, \$3,065.18, Black Hills Printing & Signs, veh maint/fuel, \$55.80, Byrand Streeter, contract wages, \$1,071.88, C&J Newcastle Hardware, repair/maint, \$215.61, Cambria Supply, repair/maint, \$806.11, Carmen Simon, p-hlth exp, \$18.00, Casey Thorson, janitor supp, \$850.00, Central WC Solid Waste Dist, cwcswd, \$1,875.00, City of Newcastle,

util/dispatch/circuit crt/pub def/landfill/p-hlth exp, \$12,310.35, CRA Payment Center, repair/maint, \$321.88, Creative Culture Insignia LLC, uniforms, \$400.31, Culligan Water Conditioning, repair/maint/misc, \$275.25, Cummins Rocky Mountain, repair/maint, \$239.00, Dakota Fluid Power, repair/maint, \$142.58, Decker's Market, janitor supp, \$152.41, Dixon Bros, oil/gas, \$349.51, Double D Obsolete Parts, repair/maint, \$364.58, Drive Train Industries Inc, repair/maint, \$174.64, Eddie's Truck Center, repair/maint, \$33.66, ESRI, gis land records, \$1,750.00, Fair Manufacturing, repair/maint, \$3,039.88, Family Dollar Stores, supp, \$23.40, Fastenal Company, repair/maint, \$71.52, Fossil Creek Designs LLC, uniforms, \$88.30, Frontier Home Ranch & Hardware, repair/maint, \$357.84, Gateway Auto Supply, veh maint/fuel, \$3.09, Godfrey's Brake Service, repair/maint, \$677.38, Golden West Technologies, comp software, \$1,100.00, Great Western Tire Co, repair/maint, \$120.00, Grizzly Services, cntrct/equip/lbr, \$170.00, Hansen & Peck, office exp, \$4,250.00, Heartland Ag Business Group, supp, \$45.00, Heartland Construction, supp, \$130.00, Inland Truck Parts, repair/maint, \$396.61, Jack's Truck & Equipment, repair/maint, \$39.56, Jerry Shepperson, mile/trvl, \$126.00, John's Electric, repair/maint, \$837.50, KASL, p-hlth exp, \$656.00, Lenard D. Seeley, mile/trvl, \$60.00, Lichen Research Center, comp software, \$1,000.00, Lori Bickford, p-hlth exp, \$302.09, MasterCard, veh maint/fuel, \$6.30, Max Masters, gis land records, \$1,900.00, MG Oil Company, oil/gas, \$1,825.78, Minuteman Lube Center, veh maint/fuel, \$261.08, Motor Power Equipment, repair/maint, \$4,308.43, NADA Appraisal Guides, misc, \$219.00, Newcastle Ambulance Service, ambInc, \$1,458.33, Newcastle Equipment Co Inc, repair/maint, \$60.30, Newcastle Motors, repair/maint, \$2,054.04, News Letter Journal, supp/print/publ, \$3,536.75, North American Truck & Trailer, repair/maint, \$90.56, Northern WY Mental Health, mntl hlth, \$2,500.00, Osage Ambulance, ambInc, \$4,375.00, Plainsman, supp, \$1,388.67, Powder River Energy Corp, util, \$1,360.17, Powder River Heating & AC, maj repairs, \$780.00, Power Plan OIB, repair/maint, \$3,080.14, R&S Northeast LLC, p-hlth exp, \$788.28, Randy Rossman, mile/trvl, \$24.00, Rapid Delivery, post/freight, \$25.20, Reserve Acct-Pitney Bowes, post/freight, \$1,897.00, Rexford's Locksmith Shop, maj repairs, \$70.00, Roadrunner Disposal Service, util, \$60.00, Robert's Machine & Repair, repair/maint, \$429.44, RT Communications, comm, \$1,962.53, Servall Uniform/Linen Co, repair/maint, \$135.77, Source Gas, util, \$2,872.79, Stacy Madden, ag exp, \$90.00, Stephens-Peck Inc, misc, \$85.00, Team Lab Chemical, oil/gas, \$112.00, Timberline Services, grvl/rd mtrl, \$13,012.83, Top Office Products, new equip/supp/p-hlth exp, \$1,623.56, Tri Star Surveying, rd constr, \$14,520.00, Upton Chamber of Commerce, chmbr, \$500.00, Upton Co-op Assn, oil/gas, \$2,439.13, Urbin Law Office LLC, special attny, \$200.55, UW-Admin Business Office, ag exp, \$4,914.00, Verizon Wireless, p-hlth exp, \$90.23, Voelker's Autobody, veh maint/fuel, \$62.40, WC Natural Resource Dist, nat res garden, \$125.00, WCS, comm, \$209.16, WD Larson Co LTD Inc, repair/maint, \$96.84, Wesco Gas, util, \$2,973.51, West End Water District, util, \$60.00, West Payment Center, law library, \$602.86, West River International, radio exp, \$31.96, WC Children's Ctr, chld ctr, \$3,750.00, WC 4-H Council, ag exp, \$31.30, WC Health Services, in-home health, \$1,375.00, WC Humane Society, humane soc, \$750.00, WC Road & Bridge, veh maint/fuel, \$2,962.36, Weston Engineering Inc, engineer srvs, \$1,000.00, Whirlwind Services, janitor supp, \$1,575.00, William Taylor, ag exp, \$47.00, Woody's Food Center, brd of prisoners, \$108.35, WY Automotive Co, repair/maint, \$800.42, WY Dept of Agriculture, fuel tnk maint, \$25.00, WY Dept of Health, p-hlth exp, \$16,345.95, WY Guardian Ad Litem, special attny, \$1,115.76, WY Machinery Co, repair/maint, \$1,196.95, WY Network, financial admin, \$201.25. Net Payroll, \$134,918.19.

There being no further business to come before the Commission the meeting adjourned at 4:15 p.m.

Attest: Mamie C. Krank
County Clerk

Lenard D. Seeley
Chairman