

March 15, 2011

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, Jerry Shepperson, and County Clerk, Mamie C. Krank.

**Good of the Order**

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

**Approve Minutes**

A motion was made by Commissioner Shepperson, seconded by Commissioner Rossman, to approve the minutes of the last regular meeting as advertised. Carried.

**Courthouse Heat Tape Replacement**

It has been determined that the heat tape installed on the Courthouse roof and gutters needs to be replaced. Large icicles formed on the third floor eaves of the Courthouse. Estimates were received from Nesco and Black Hills Plumbing for the replacement project. A motion was made by Commissioner Rossman, seconded by Commissioner Seeley, to hire Black Hills Plumbing to replace the heat tape on the Courthouse roof and gutters. Motion carried.

**Notice of Claim**

A notice of claim was submitted to the Commissioners by Marty Ertman along with two estimates for damage to her vehicle. Mrs. Ertman's claim states that her vehicle was parked on the North side of the Courthouse and sustained damaged of \$1,898.61 due to falling ice on March 3, 2011. A motion was made by Commissioner Rossman, seconded by Commissioner Shepperson to submit the claim to the Local Government Liability Pool (LGLP) for payment. Motion carried.

**Mallo Camp**

The Commissioners received a request for Right-of-Entry from the Department of the Army, Corps of Engineers, to conduct field work at the Mallo Camp area to determine whether military munitions are present on the property. This request if granted would allow site access, sample collection, and investigation for a period of twenty-four months. This request was reviewed by the County Attorney, Don Hansen. Upon his recommendation a motion was made by Commissioner Rossman, seconded by Commissioner Ertman, to deny the request for entry received by the Department of the Army with respect to the Mallo Camp area. Carried.

**Canyon Improvement & Service District**

A motion was made by Commissioner Rossman, seconded by Commissioner Seeley, to sign a Resolution approving the enlargement boundaries of the Canyon Improvement & Service District as presented and shown in Exhibit A attached to the Resolution. Motion carried. This Resolution confirms action already taken by the Board of County Commissioners on October 6, 2009 and is effective as of March 15, 2011.

**Painted Hills Roads**

Weston County is considering changing the name of two roads currently platted as Painted Hills Drive and Painted Hills South. A motion was made by Commissioner Shepperson, seconded by Commissioner Rossman, to hold a Public Hearing on April 19, 2011 at 10 a.m. to consider re-naming the roads. Motion carried. A Public Notice will be advertised in both the News Letter Journal and the Weston County Gazette.

**Subdivision Improvement Agreement**

Ray Pacheco, Growth and Development Coordinator, met with the Commissioners to discuss the County's Subdivision Improvement Agreement. The extent of County involvement as far as inspections for subdivision improvements was discussed. The Commissioners would like some verbiage changed in the Subdivision Improvement Agreement, Commissioner Bruce will attend the next Planning & Zoning meeting to comment on language changes.

### **Courthouse and Law Enforcement Center**

Gene Myrum, owner of Nesco, discussed the Courthouse boiler and air conditioning units with the Commissioners. Mr. Myrum discussed his history with the maintenance and repairs on these systems. Mr. Myrum also addressed the Law Enforcement Center's leaking roof and his involvement assessing this problem. The Commissioners expressed appreciation for his insight and knowledge of the facilities. No action was taken.

The meeting recessed at 10:50 a.m. and reconvened at 11:00 a.m. with all present.

### **County Coroner**

Roger Hespe, County Coroner met with the Commissioners to discuss options concerning a Coroner vehicle. The Coroner's Department currently has a used ambulance; however, the repairs needed on the transmission of this vehicle may outweigh purchasing a newer vehicle. Mr. Hespe stated that there is a possibility of trading the ambulance to the Fire Department for a 1999 Chevrolet Pickup with a topper which could be used for the Coroner vehicle. The pickup would need to have modifications including installing a locking device for a cot, sealing the topper and removing the Fire Department decals. Mr. Hespe stated that these modifications could be paid for out of a Homeland Security Grant administered through Doug Jorrey, Homeland Security Coordinator. The Commissioners agree to transfer vehicles. Mr. Hespe will bring necessary paperwork to the County Clerk's Office.

### **Minutes**

Jim Darlington, Member of Citizens Advisory Board, met with the Commissioners to discuss the minutes of a Commissioners' meeting held on February 15, 2011. Mr. Darlington suggested that Elijah Schlup was not a member of the original 2003 Citizens Advisory Board. Mr. Darlington also indicated that he had participated in the County Assessment meetings. The Board of County Commissioners heard his comments and stated that the minutes of that meeting had been approved. No action was taken to amend the minutes.

### **Mallo Camp Manager**

Upon recommendation of the Mallo Camp Board, Commissioner Shepperson moved to have Chairman Bruce sign a letter of termination for the Mallo Camp Manager, Joe Schaefer. Motion seconded by Commissioner Seeley, carried. The letter was signed and will be given to Sheriff Colvard for delivery on March 16, 2011.

### **Sheriff's Department**

Bryan Colvard, Weston County Sheriff, met with the Commissioners and gave the Sheriff's Department report. The ongoing problem with the Sheriff's Department roof leak was discussed. Sheriff Colvard stated that a test of the emergency generator for the Sheriff's Department was completed this morning and the generator performed well. Sheriff Colvard received a letter of termination to be delivered to Joe Schaefer, Mallo Camp Manager.

The meeting recessed at 12:00 p.m. and reconvened at 1:28 p.m. with all present.

### **Executive Session**

A motion was made by Commissioner Shepperson, seconded by Commissioner Ertman, to go into executive session for the purpose of discussing personnel issues. Motion carried. The meeting went into executive session at 1:29 p.m. and returned to open session at 2:15 p.m.

### **Consensus Funding**

Ray Pacheco, Growth & Development Coordinator met with the Commissioners to discuss estimates compiled on possible consensus fund projects. The Emergency Operations Center remodel has an estimated \$187,000.00 remaining for Phase 1 and approximately \$700,000.00 to complete the project. Replacement of the Courthouse Air Conditioning system is estimated at \$200,000.00 to \$300,000.00. Dean Kettley, Fairgrounds Manager, spoke to the Commissioners regarding the Fairgrounds Four-Seasons Arena insulation project, stating that the blown-in insulation would need to be painted to meet fire safety codes and would cost approximately \$168,000.00. Projects such as the Road & Bridge foundation repair, Law

Enforcement roof repairs and Mallo Camp shower house flooring estimates are not completed at this time. This issue will be revisited, no action was taken.

**Buffalo Creek Road**

Ray Pacheco, Growth & Development Coordinator discussed drafting a route planning study for the proposed work to be completed on the Buffalo Creek Road. Mr. Pacheco has been in contact with Rich Douglass from WYDOT. Mr. Douglass suggested that the Commissioners write a narrative stating their intentions concerning the road which goes through the Upton Industrial Park site. Commissioner Shepperson agreed to complete the route planning study and present it at the next Commissioners meeting to be held April 5, 2011. No action was taken.

**Old 85 South**

David Tysdal, landowner met with the Commissioners to discuss the poor road conditions of Old 85 South. Commissioners agree the road is in need of repairs and stated that this road is on the County's road project list. No action was taken.

**American Stewards of Liberty**

Commissioner Rossman made a motion to pay the required \$1,500.00 charge to the American Stewards of Liberty organization for a one year membership. Commissioner Shepperson seconded the motion. Motion carried. Commissioner Seeley will contact the organization and have them attend a Commissioners meeting to discuss steps needed to help Weston County coordinate with Federal Agencies.

The meeting recessed at 2:49 p.m. and reconvened at 3:00 p.m. with all present.

**Hans Hunt – Legislative Update**

Hans Hunt, State Representative House District 2, met with the Commissioners to discuss legislation passed in the latest session and how it may affect our County. Representative Hunt stated that a supplemental budget was passed which appropriated \$10 million dollars directly to Wyoming Counties. Hans also spoke about funds appropriated to upgrade landfills and critical access hospitals. Mr. Hunt is a member of the Ag, Labor and Health and Social Services Committees and will return to address the Commission once the interim committees and judiciary committee have met in August of 2011. Representative Hunt was thanked for his insight and updates. No action was taken.

**Budget Hearing**

A motion was made by Commissioner Shepperson, seconded by Commissioner Rossman to set a Budget Amendment Hearing for April 5, 2011, at 10:15 a.m. to consider amending the budget because of unanticipated payroll expenses in the amount of \$2,425.64. Motion carried.

**Mallo Camp Board**

Mallo Camp Board members Gideon Dixon, Jeanie Lewis, Ron Fanning, and Greg Stumpff met with the Commissioners to discuss a replacement for the position of Mallo Camp Manager/Caretaker. An updated job description was presented by the Mallo Camp Board for the Commissioners' review. The Mallo Camp Board requested an interim position to be filled by Sue Kettley to maintain secretarial duties until a full time replacement could be found. The Commissioners agreed, this position will be advertised in both the Weston County Gazette and the News Letter Journal, as well as posted on the Weston County Website. All applications and/or resumes for the position need to be received by the Weston County Clerk's Office on or before April 4, 2011.

There being no further business to come before the Commission, the meeting adjourned at 5:30 p.m.

Attest: Mamie C. Krank  
County Clerk

Tom W. Bruce  
Chairman