

April 5, 2011

The regular meeting of the Weston County Commissioners convened at 8:58 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 Bruce gave the Invocation and Commissioner Shepperson led the delegation in the Pledge of Allegiance.

**Approve Minutes**

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

**Board Appointment Hearing**

A motion was made by Commissioner Shepperson, seconded by Commissioner Seeley, to set a Board Appointment Hearing for the purpose of selecting a member to the Predator Board on April 19, 2011, at 10:15 a.m. as advertised. Carried.

**Accept Collections**

A motion was made by Commissioner Shepperson, seconded by Commissioner Ertman, to accept the collections of the County Clerk in the amount of \$8,471.75 and the District Court in the amount of \$3,170.72, motion carried.

**Cancellation #931**

A motion was made by Commissioner Rossman to accept and sign a Treasurer's Cancellation of taxes numbered 931 on a 1977 Windsor Mobile Home, in the amount of \$196.00, seconded by Commissioner Shepperson. Motion carried.

**Source Gas**

A motion was made by Commissioner Rossman to continue the Source Gas Option of a blended fixed market rate for Weston County, seconded by Commissioner Shepperson. Motion carried.

**Local Government Liability Pool (LGLP)**

A motion was made by Commissioner Shepperson, seconded by Commissioner Rossman, to renew Weston County's coverage through the Local Government Liability Pool, and have Chairman Bruce sign the renewal and set the deductible at \$1,000.00. Motion carried.

The hour being 9:45 a.m. Bob Bonnar with the News Letter Journal joined the meeting.

**2011 Consensus Funding**

Ray Pacheco, Growth & Development Coordinator met with the Commissioners to present research compiled for possible consensus fund projects. The Commissioners voted on which projects would take priority. The projects will be 50% Consensus funds and 50% County match once approved. The projects that were decided on were: Road and Bridge Foundation repairs total cost \$70,600.00, Courthouse Air Conditioning System total cost \$250,000.00, Sheriff's Department Roof repairs total cost unknown. The Commissioners decided to designate a \$30,000.00 County match for a total project cost of \$60,000.00; Road and Bridge Roof replacement total cost \$19,000.00. Unable to complete the Emergency Operations Center at a total cost of \$700,000.00, the Commissioners decide to designate a portion of the funds needed for the next phase of this project in the amount of \$32,600.00 in County match total cost of next phase \$65,200.00, and the Four Seasons Arena Insulation project total cost \$150,000.00. These proposed projects would total \$340,000.00 in Consensus Funding.

The meeting recessed at 10:38 a.m. and reconvened at 10:47 a.m. with all present.

### **Mallo Camp**

The Commissioners took action at their last regular meeting to deny a request from the Army Corp of Engineers for Right-of-Entry to conduct field work at the Mallo Camp area. A motion was made by Commissioner Rossman, seconded by Commissioner Ertman, to have the County Clerk draft a letter of response stating this request had officially been denied. Motion carried.

### **Resolutions**

The Commissioners received copies of two Resolutions from Converse County, WY, one regarding Endangered Species numbered 03-11 and one regarding Wildlands, numbered 04-11. After review, a motion was made by Commissioner Shepperson, seconded by Commissioner Seeley, to retype the resolutions for presentation at the next Commissioners meeting. Motion carried.

### **Budget Amendment Hearing –Homeland Security LETPA-Coroner**

The hour being 11:07 a.m. Chairman Bruce opened a Budget Hearing to consider increasing the general fund portion of the budget because of an unanticipated payroll expenses in the amount of \$2,425.64. There being no public comment, Commissioner Shepperson moved to accept the budget amendment as advertised, seconded by Commissioner Rossman. Carried. The hour being 11:09 a.m. Chairman Bruce closed the Budget Hearing. This amendment hearing was advertised to be at 10:15 a.m. and because the appointments ran long the hearing was not held until 11:07 a.m.

### **Buffalo Creek Road**

Commissioner Shepperson presented information on the proposed route near the Upton Industrial Park on Buffalo Creek Road. Various route options were discussed. Commissioner Shepperson will contact Rich Douglass and Tom Barritt and report back at the next regular Commissioner meeting. No action was taken.

### **Sheriff's Department**

Sheriff Bryan Colvard met with the Commissioners and gave the Sheriff's Department report including the monthly accounts receivables and fees. Regarding the ongoing problem with the Sheriff's Department roof leak, Sheriff Colvard stated he has an appointment set up this week with Tony Albright to conduct test and obtain estimates. The Commissioners stated that the roof is a priority and will be presented as a Consensus fund project. No action was taken.

The meeting recessed at 12:10 p.m. and reconvened at 1:35 p.m. with all present.

### **Ag Department**

Vicki Hayman, Weston County Ag Coordinator introduced Tori Mobley, the 4-H Educator for Weston County. Vicki Hayman presented the Commissioners with a proposal for the possibility of funding a full time or a three quarter position for the 4-H Educator instead of the current half time position. This position is currently funded by both the University of Wyoming and Weston County. The Commissioners stated they would like to see participation levels and the number of kids involved with the 4-H program increase to justify the increase in hours. No action was taken.

### **Osage Improvement & Service District (OISD)-Roads**

Joe Wood Jr., Chairman of the OISD and Cliff Perkins, OISD Board Member, met with the Commissioners to discuss the 2010 Census figures and 2011 Consensus grant funding. Mr. Perkins stated that Weston County will receive direct funding in the amount of \$489,469.24, and Consensus funding in the amount of \$779,096.99. Of these totals Osage Improvement & Service District believes they should receive 8.07% or \$102,373.30. This percentage is based on a 2010 census figure showing the unincorporated town of Osage's population at 208 and Weston County's population at 2576. The Commissioners stated that the direct funding portion given to the county traditionally is not shared with other entities. The Consensus Funds however will be divided between Weston County, the City of Newcastle, the town of Upton, and possibly Special Districts. This distribution will be discussed in a public meeting with the entities present. Mr. Perkins mentioned the Kitty Moats Building and Osage parks as possible projects for improvement with funds gained by the district. No action was taken.

The hour being 2:07 p.m. Commissioner Seeley declared a conflict of interest and excused himself.

#### **Progressive Pathways Limited Liability Company**

Bill Lambert, Chairman of the North Region, Donnley Darnell, and Vernon Seeley, representatives of the Progressive Pathways Limited Liability Company, met with the Commissioners to discuss concerns with the Oneok Pipeline proposed to go through Weston County. The group stated four main concerns: liability issues, reclamation, abandonment and compensation. Bill Lambert stated that the contract being negotiated is not only for current landowners, but future generations. The Progressive Pathways Limited Liability Company has concerns of a “corridor” being built through Weston County that would be utilized by the Oneok project and would devalue and divide pristine land. The Commissioners stated they valued input from the Progressive Pathways Limited Liability Company and look forward to meeting with members in the future. No action was taken, this issue will be revisited.

The hour being 3:00 p.m. Commissioner Seeley rejoined the meeting.

#### **Public Health Heating and Cooling System**

The Commissioners were informed that the heating and cooling system at the Weston County Public Health building was in need of repairs. Lori Bickford, Public Health nurse set up a conference call between the Commissioners and Dan Dillon from D&A Plumbing & Mechanical. Mr. Dillon is certified to work on the unit and had previously inspected and worked on the system. Mr. Dillon stated that the systems compressor had burned out for the second time in less than a year possibly due to the fact that maintenance had been performed by a company that was not certified to work on the equipment. Mr. Dillon recommended replacing the unit and quoted a price of \$4,591.72 for complete replacement and installation. After reviewing the budget, a motion was made by Commissioner Shepperson, seconded by Commissioner Rossman, to allow D&A Plumbing & Mechanical to replace the heating and cooling system at the Public Health building, with the stipulation that the system be maintained by a certified profession. Motion carried.

#### **Congestion Mitigation Air Quality (CMAQ)**

Rick Williams, Road & Bridge Foreman and Ray Pacheco, Growth & Development Coordinator met with the Commissioners to discuss possible CMAQ funded road upgrades. Roads discussed for the upgrades include: Old HWY 85, Clayspur Rd, Skull Cr Rd and Green Mountain Rd. The County match for the proposed grant funding is \$49,840.00. Mr. Pacheco presented the Commissioners with a Resolution/Application authorizing the Growth & Development office to apply for the Congestion Mitigation Air Quality Grant. A motion was made by Commissioner Shepperson, seconded by Commissioner Rossman, to sign the CMAQ Resolution/Application. Motion carried.

#### **High Risk Rural Road Funding (HRRRF)**

Rick Williams, Road & Bridge Foreman and Ray Pacheco, Growth & Development Coordinator met with the Commissioners to discuss the possibility of applying for High Risk Rural Road Funding (HRRRF) to improve the safety of roads within Weston County. The roads discussed for this funding were Skull Cr Rd, Oil City Rd, Cowger Junction and Raven Cr Rd. The funding would pay for cattle guards, widening of roads, and fixing dangerous curves on roads determined to have safety issues. This funding would require a 10% County match. Mr. Williams and Mr. Pacheco will work with Bart Evans from the WY Technology Center on this issue. No action was taken, this issue will be revisited.

#### **Gravel Crushing Project**

Rick Williams, Road & Bridge Foreman, Ray Pacheco, Growth & Development Coordinator and Joni Kachelhoffer from the Wyoming Department of Transportation, met with the Commissioners to discuss the cooperative agreement between the state and county for gravel crushing. In years past, Weston County has contracted with Wyoming Department of Transportation to obtain and stockpile gravel. Ms. Kachelhoffer will research the minimum requirement and cost per ton for the County and contact Rick Williams. No action was taken.

### **CMAQ Public Hearing**

A motion was made by Commissioner Shepperson, seconded by Commissioner Rossman, to set the Congestion Mitigation Air Quality (CMAQ) Public Hearing for April 19, 2011, at 10:30 a.m. as advertised. Motion carried.

The meeting recessed at 4:30 p.m. and reconvened at 4:45 p.m. with all present.

### **Mallo Camp Manager Position**

The Commissioners reviewed and discussed all applications and resumes received for the Mallo Camp Manager's Position. A vote was held and it was decided that the top five applicants would be contacted by the County Clerk to schedule a tour of the Mallo Camp grounds, facility and managers house. An interview would be scheduled for the same day, conducted by Commissioner Shepperson, Commissioner Seeley and County Clerk Mamie C. Krank. Once the interview process is complete the Commissioners will meet with members of the Mallo Camp Board to discuss a potential candidate. No action was taken.

### **Approve Vouchers**

A motion was made by Commissioner Shepperson, seconded by Commissioner Rossman, to approve the vouchers as presented, with the exception of one voucher presented for payment to South Dakota School of Mines in the amount of \$150.00. Motion carried. They are as follows:

066 NCPERS, financial admin, \$288.00, AFLAC, payroll ded, \$2,013.07, Blue Cross Blue Shield, financial admin, \$41,255.76, Dept. of Employment, financial admin, \$2,620.93, Office of Child Support, payroll ded, \$175.00, Orchard Trust, payroll ded, \$1,175.00, WEBT, financial admin, \$159.70, Weston County Clerk, financial admin, \$39,377.41, WY Child Support, payroll ded, \$514.00, WY Retirement System, financial admin, \$23,474.73, WY Retirement System, financial admin, \$566.97, Black Hills Plumbing, retrofit mallo camp, \$31,805.77, Hermes Consolidated, gas/oil, \$25,570.52, WY Trophy & Engraving, misc, \$102.01, RDO Equipment Co, new equip, \$302,895.27, Paul Reed Construction & Supply Inc., fair bldg exp, \$49,904.10, Schutz Foss Architects PC, fair bldg exp, \$7,540.36, Black Hills Plumbing, retrofit WC facilities, \$18,977.23, Paul Reed Construction & Supply Inc., fair bldg exp, \$29,402.46, Pitney Bowes Inc., misc, \$794.67, Paul Reed Construction & Supply Inc., fair bldg exp, \$89,973.26, Schutz Foss Architects PC, fair bldg exp, \$4,578.26, Hermes Consolidated Inc., gas/oil, \$27,491.12, A&B Welding Supply Co, repair/maint, \$74.67, A&J Supply LLC, Imbr/clvrts/brdg, \$1,119.52, Aaron D. Hespe, coroner exp, \$50.00, Ad Pro, supp, \$298.13, Advanced Communications, law enf supp, \$20.00, All Clear Windows, janitor supp, \$56.00, Alltel, comm, \$751.90, Alpha Communications, hmlnd sec exp, \$10,600.15, ALSCO, janitor supp, \$95.90, Apex Technology Solutions, comp software, \$1,114.13, Batteries Plus, officer equip, \$128.81, Becky Hadlock, hmlnd sec exp, \$294.40, Best Business Products, copier maint, \$268.71, Black Hills Chemical & Janitorial, new equip, \$712.90, Black Hills Power, util, \$2,535.63, Bob Barker Co, brd of prisoners, \$453.17, Tom W. Bruce, mile/trvl, \$76.00, Byrand Streeter, contract wages, \$1,020.87, Cambria Car Wash, veh maint/fuel, \$50.00, Cambria Supply, repair/maint, \$131.98, Casey Thorson, repair/maint, \$2,250.00, CDW Government Inc., p-hlth exp, \$94.11, City of Newcastle, util/dispatch/pub def/p-hlth, \$4,611.27, Clinical Lab of Black Hills PC, coroner exp, \$1,957.00, Collins Communications Inc., hmlnd sec exp, \$4,000.88, Comtronix, p-hlth exp/misc, \$366.00, CSA, school exp, \$3,491.70, Culligan Water Conditioning, misc, \$37.00, Decker's Food Center, supp, \$7.83, Defensive Edge Training & Consulting Inc., school exp, \$1,000.00, Division of Criminal Investigation, srch/rscue, \$15.00, Dixon Bros Inc., post/freight, \$171.30, Doug Jorrey, hmlnd sec, \$766.50, Drive Train Industries Inc., gas/oil, \$177.30, Eddie's Truck Center, repair/maint, \$77.52, Fastenal Company, repair/maint/new equip, \$1,253.96, Galls Inc., new equip, \$148.28, Gateway Auto Supply, repair/maint, \$489.71, Greens Alignment, veh maint/fuel, \$339.99, Hansen & Peck, office exp, \$3,333.33, Hemocue Inc., p-hlth/wic, \$173.00, High Plains Pizza, p-hlth exp, \$40.00, Hillyard/Sioux Falls, brd of prisoners, \$250.36, James Coy, financial admin, \$400.00, Jerry Shepperson, mile/trvl, \$126.00, Karen Bowman, school exp, \$82.50, KASL, p-hlth exp, \$701.65, Kone Inc., misc, \$444.21, Lenard D. Seeley, mile/trvl, \$40.00, Lichen Research Center, comp software, \$1,000.00, Lori Bickford, mile/trvl/post/freight, \$278.00, MasterCard, brd of prisoners/veh maint/fuel, \$287.20, Max Masters, gis land records, \$1,700.00, Midwest Cancer Screening, p-hlth exp, \$23.70, Modern

Cleaners, uniforms, \$22.25, NESCO, repair/maint, \$550.59, Neves Uniforms Inc., uniforms, \$97.89, Newcastle Ambulance Service, amblnc, \$2,708.33, Newcastle Motors, veh maint,

\$164.32, News Letter Journal, supp, \$891.10, Northern WY Mental Health, mental hlth services, \$2,500.00, Pamida, supp/jail medical/brd of prisoners, \$506.90, Personnel Concepts, p-hlth exp, \$151.85, Plainsman, supp, \$792.55, Postmaster c/o R&B, postage, \$132.00, Powder River Energy Corp, util, \$1,088.50, Power Plan OIB, repair/maint, \$702.81, Public Safety Division, new equip, \$14,905.23, Randy Rossman, mile/trvl, \$24.00, Regional Health, coroner exp, \$1,061.00, Roadrunner Disposal Service, util, \$55.00, Robert Kenney, coroner exp/mile/trvl, \$89.50, Roger Hespe, coroner exp, \$48.25, RT Communications, comm, \$1,960.75, Sanofi Pasteur, p-hlth exp, \$646.52, Servall Uniform/Linen Co, repair/maint, \$168.07, Shreds, misc, \$2,822.00, Source Gas, util, \$2,386.63, Span Publishing Inc., equip, \$152.10, State of Wyoming-Risk Management, veh maint/fuel, \$1,693.97, T.W. Enterprises Inc., hmlnd sec exp, \$300.90, Team Lab Chemical Corp, gas/oil, \$214.00, Ted Blocker Holsters, equip, \$103.00, Telvent DTN, hmlnd sec exp, \$579.00, Thar's Feed & Ranch, lmr/clartrs/brdg, \$134.23, Top Office Products, supp, \$2,550.65, Ultramax, equip/ammo, \$1,264.00, Upton Ambulance, amblnc, \$2,500.00, Urbin & Patterson LLP, special attny, \$83.54, Vaisala Inc., repair/maint, \$449.00, Verizon Wireless, comm, \$67.56, VISA, p-hlth exp/supp, \$577.68, Voelkers Autobody, veh maint/fuel, \$3,253.30, WCS, comm, \$189.30, WCTA, misc, \$100.00, West End Water District, util, \$60.00, West Payment Center, law library, \$301.00, Western States Fire Prot Co, misc, \$530.00, Weston County 4-H Council, ag exp/post/freight, \$153.34, Weston County Gazette, print/publ, \$640.00, Weston County Health Services, in-home hlth, \$1,250.00, Weston County Humane Society, humane society, \$500.00, Weston County Library, library, \$1,513.47, Weston County Road & Bridge, veh maint/fuel, \$3,252.36, Weston County Sr. Services, meals, \$6,250.00, Woody's Food Center, supp, \$11.09, Worden Funeral Directors, fees/trans, \$1,867.00, WY Automotive Co, repair/maint, \$429.82, WY Dept. of Health, p-hlth exp, \$157.00, WY Health Council, p-hlth exp, \$251.67, WY Honor Conservation Camp, brd of prisoners, \$2,158.80, WY LECC, mile/trvl, \$65.00, WY Machinery Co, repair/maint, \$298.17, WY network, financial admin, \$200.00, WY Public Defenders Office, pub def, \$14,699.76, WY Public Health Laboratory, p-hlth exp, \$48.00. Net Payroll \$135,810.88.

There being no further business to come before the Commission, the meeting adjourned at 5:50 p.m.

Attest: Mamie C. Krank  
County Clerk

Tom W. Bruce  
Chairman