

September 4, 2012

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 Bruce gave the invocation and Commissioner Shepperson led the Delegation in the Pledge of Allegiance.

Approve Minutes

A motion was made by Commissioner Seeley, seconded by Commissioner Rossman, to approve the minutes of the regular meeting held August 7, 2012 as advertised. Carried.

Accept Collections

A motion was made by Commissioner Shepperson, seconded by Commissioner Seeley, to accept the collections of the County Clerk in the amount of \$8,243.00 and the collections of the District Court in the amount of \$1,957.52. Carried.

Weston County Fairgrounds

A motion was made by Commissioner Seeley, seconded by Commissioner Shepperson, to pay a utility bill from Powder River Energy in the amount of \$493.71 for the Fairgrounds. Carried. These charges were incurred during the Oil Creek Fires and the Fairgrounds remitted rent monies collected from the fires to the county.

Flying V Trail

The Commissioners discussed a letter from Dennis Patton, landowner, which was in opposition to the proposed Flying V Trail. A motion was made by Commissioner Seeley, seconded by Commissioner Shepperson, to deny a request for Weston County to fund the twenty-five year lease on the proposed Flying V Trail. Carried.

Youth Services Agreement

A motion was made by Commissioner Ertman, seconded by Commissioner Shepperson, to authorize Chairman Bruce's signature on an amended agreement for youth services between Weston County, the City of Newcastle, and School District Number One. The amendment reduces the share to be paid by the City of Newcastle from \$14,955.35 to \$14,211.00. Carried.

Cancellation of Taxes

A motion was made by Commissioner Rossman, seconded by Commissioner Ertman, to accept a Cancellation of Taxes #1020 for Katie Cummings in the amount of \$60.25; and a Cancellation of Taxes #1021 for Jared Engle in the amount of \$327.51. Carried.

Osage Power Plant

Commissioner Seeley discussed contact with a company named Klean Industries Inc. regarding the process of Pyrolysis at the Osage Power Plant. The Board of Commissioners encouraged Commissioner Seeley to investigate the equipment costs further. No action was taken.

The meeting recessed at 9:55 a.m. and reconvened at 10:00 a.m. with all present.

Budget Hearing – County Road Fund

The hour being 10:00 a.m. Chairman Bruce opened a Budget Hearing to consider amending the county budget for the fiscal year 2013 in the amount of \$49,000.00 for upgrades to the Skull Creek Road. Chairman Bruce called for public comment; hearing none, the public comment portion of the hearing was closed at 10:04 a.m. A motion was made by Commissioner Shepperson, seconded by Commissioner Rossman, to approve the budget amendment in the amount of \$49,000.00 and allocate the monies to an expenditure line item. Carried. The Budget Hearing was closed at 10:05 a.m.

District Court Closure

A request was received from Sandra Walford, District Court Clerk, to allow her office to close early on Thursday, September 6, 2012, due to a death in the family. A motion was made by

Commissioner Rossman, seconded by Commissioner Shepperson, to allow the early closure of the District Court Office. Carried.

Rescission of Transaction

Susan Overman, Weston County Treasurer, presented a Rescission of Transaction for William Fulton on a 2003 Chevrolet Pickup license plate # 21-5432 in the amount of \$810.77. A motion was made by Commissioner Rossman, seconded by Commissioner Seeley, to authorize the Rescission of Transaction for William Fulton, and authorize Chairman Bruce's signature on the document. Carried.

Hydraulic Fracturing

The Commissioners reviewed letters drafted by the Wyoming County Commissioners Association (WCCA) regarding hydraulic fracturing. A motion was made by Commissioner Shepperson, seconded by Commissioner Rossman, to approve the WCCA comment letter on hydraulic fracturing and forward the signed letter to the Bureau of Land Management (BLM). The Commissioner also requested Kate Moriarity, WCCA, be notified of the decision. Discussion ensued, carried.

The meeting recessed at 10:35 a.m. and reconvened at 10:40 a.m. with all present.

Mondell Airport

Byrand Streeter, Mondell Airport Board, met with the Commissioners to discuss an amendment to the FAA Grant for the Mondell Airport Runway Extension. Mr. Streeter explained that the Federal Grant amount had increased to meet the project specifications, which increased the local match by approximately \$4,000.00. The local match will be split equally between Weston County and the City of Newcastle. A motion was made by Commissioner Shepperson, seconded by Commissioner Rossman, to approve the amendment to the FAA Grant for the Mondell Airport Runway Extension Project. Carried.

Fire Lands and County Valuations

Tina Conklin, Assessor, met with the Commissioners and discussed fire lands and valuations. Mrs. Conklin stated that this topic will be discussed at the Wyoming Association of County Officers (WACO) meetings the week of September 17, 2012. Mrs. Conklin presented maps of affected areas in Weston County and stated she is considering a possible twenty-five percent reduction in assessed valuations within the fire stricken areas. Commissioner Seeley pointed out that many ranches may be out of production for several years due to the Oil Creek fire. Mrs. Conklin was thanked for the information. No action was taken.

The meeting recessed at 11:10 a.m. and reconvened at 11:18 a.m. with all present.

Hydraulic Fracturing

A conference call was placed to Monica Deromedi, Natural Resources Growth Coalition (NRG), to discuss hydraulic fracturing. Discussion ensued regarding the letter drafted by the Wyoming County Commissioners Association (WCCA) which was approved by the Weston County Board of Commissioners. Ms. Deromedi requested personal comments be sent to the Bureau of Land Management (BLM) as well as the WCCA comment letter. The Commissioners agree to draft and send personal letters. No action was taken.

Sheriff's Department

Bryan Colvard, Sheriff, met with the Commissioners and reviewed the month's accounts receivable and accounts payable. No action was taken.

Fair Board

The Commissioners received and reviewed six (6) sealed letters from the public regarding Colleen Donaldson, Fair Board Member. Discussion ensued; the Commissioners read a letter from Don Hansen, County Attorney, regarding removal of a Board Member. This issue will be revisited.

The meeting recessed at 12:17 a.m. and reconvened at 1:17 p.m. with all present.

Fair Board

A motion was made by Commissioner Shepperson, seconded by Commissioner Seeley, to draft a letter to Colleen Donaldson, Fair Board Member, informing her that the Board of County Commissioners is considering her removal from the Fair Board due to incidents which occurred on August 5, 2012, at the Weston County Fairgrounds. Furthermore, a public hearing shall be set for September 25, 2012, at 10:00 a.m. If Ms. Donaldson wishes to participate in the public hearing she is required to respond within five (5) days of receipt of the letter. Additionally, copies of said letter to Ms. Donaldson will be sent to each Weston County Fair Board Member. Carried.

Mallo Camp Board

Ted Ertman, Mallo Camp Board, met with the Commissioners to discuss Cabin #3 which is going to be renovated by the CLG Historic Preservation Board. The cabin is owned by Weston County and the Mallo Camp Board would like \$15,000.00 of insurance for the structure. All contents would need to be insured by the CLG Historic Preservation Board. Mr. Ertman stated that it is the intent of the Mallo Camp Board that if the cabin were destroyed, the insurance monies would return to Weston County and not the Mallo Camp Board. The Commissioners agreed that this cabin will be added to the property insurance list. No action was taken.

Property Insurance

Karen Ackerman, ADI Insurance, met with the Commissioners to review Weston County's Property Insurance renewal for Fiscal Year 2013. Ms. Ackerman explained Weston County's current coverage. The Commissioners discussed additions to the policy. A motion was made by Commissioner Shepperson, seconded by Commissioner Rossman, to accept the insurance quote with the addition of a new skid steer at the Road & Bridge Department, and Cabin #3 at Mallo Camp. Discussion ensued. Carried.

The meeting recessed at 2:10 p.m. and reconvened at 2:16 p.m. with all present.

Weston County Event Center

Don Hansen, County Attorney, met with the Commissioners to discuss the Weston County Event Center and the mediation process. Mr. Hansen stated that by contract a letter needs to be drafted to begin the mediation process. All expenses of mediation will be split equally between the two parties. If there is no resolution, the next step would be to file a law suit. Mr. Hansen agreed to draft the initial letter requesting mediation. The Bonding Company has requested various documents; these documents will be compiled by Mamie C. Krank, Weston County Clerk. No action was taken, this issue will be revisited.

Buffalo Creek Road

Mike Oakley and Heath Turbiville, HDR Stetson Engineering, met with the Commissioners to discuss a traffic study on the Buffalo Creek Road. No action was taken.

Chairman Bruce left the meeting at 2:30 p.m. and returned at 2:33 p.m.

Commissioner Ertman stated that Wyoming Business Council and Wyoming Department of Transportation were in the process of working with other engineering firms. Discussion ensued regarding the possibility of combining WYDOT highway project with the Buffalo Creek Road traffic study to keep the costs down. No action was taken.

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, \$272.00, AFLAC, payroll ded, \$1,852.72, Blue Cross Blue Shield, financial admin, \$52,837.54, Office of Child Support, payroll ded, \$175.00, Orchard Trust, payroll ded, \$1,295.00, WEBT, financial admin, \$185.10, Weston County Clerk, financial admin, \$40,404.59, WY Child Support, payroll ded, \$625.00, WY Dept of Workforce Services, financial admin, \$3,266.44, WY Retirement System, financial admin, \$24,437.64, WY Retirement System, financial admin, \$596.78, Hermes Consolidated Inc, oil/gas, \$51,093.69, Morrison Maierle Inc, master airport plan, \$39,228.81, AT&T Mobility, hmlnd sec exp, \$30.13, Collins Communications Inc, hmlnd sec exp, \$700.00, Hermes Consolidated Inc, oil/gas, \$27,039.10, Advanced Communications, hmlnd sec exp, \$12.00, Alinea Coy, election exp, \$162.38, Alpha Communications, tower rent, \$55.00, AlSCO, janitor supp, \$105.80, American Solutions for

Business, supp, \$374.74, Ann Wehri, election exp, \$138.00, Apex Technology Solutions, comp software, \$1,100.00, API Systems Integrators, repair/maint, \$715.00, AT&T Mobility, comm, \$862.97, B-4 Automotive LLC, repair/maint, \$46.98, Barbara Crow, election exp, \$138.50, Barbara Hansen, election exp, \$127.63, Barbara J. Lebsack, election exp, \$138.50, Barbara Munger, election exp, \$36.25, Becky Hadlock, election exp, \$125.38, Bill Lunney, mallo relief mngr, \$462.00, Black Hills Chemical & Janitorial, brd of prisoners, \$54.91, Black Hills Plumbing, repair/maint, \$817.00, Black Hills Power, util, \$3,679.62, Brownells, equip/ammo, \$32.00, Butler Machinery Co, repair/maint, \$2,052.67, Byrand Streeter, cntrct wages/supp, \$1,100.14, C&J Newcastle Hardware, repair/maint, \$659.97, Cambria Car Wash, veh maint/fuel, \$120.00, Cambria Supply, repair/maint, \$942.74, Carolyn Peterson, election exp, \$176.51, Casey Thorson, janitor supp, \$1,400.00, Catherine Beck, election exp, \$202.13, Cedar Hills Family Clinic, p-hlth exp, \$1,700.00, Central WC Solid Waste Dist, cwcswd, \$1,875.00, Charlotte Daigh, election exp, \$36.25, Christine French, election exp, \$36.25, City of Newcastle, util/dispatch/landfill/pub def/p-hlth exp, \$10,510.00, Claire Taft, election exp, \$179.06, Connie Tooman, election exp, \$144.00, Consolidated Services, contract/equip/lbr, \$125.00, Contractors Supply, oil/gas, \$158.76, Culligan Water Conditioning, misc, \$51.00, Darcie Rawhouser, mallo relief mngr, \$96.00, Dawnyell M. Anderson, election exp, \$36.25, Deanna Beck, election exp, \$157.63, Debbi Piper, election exp, \$176.63, Debra Smith, election exp, \$142.13, Decker's Market, supp/ag exp, \$284.46, Denise Thompson, election exp, \$150.38, Dixon Bros, oil/gas, \$527.53, Do Inc, oil/gas, \$87.79, Dorothy Walker Brown, election exp, \$127.63, Eddie's Truck Center, radio exp, \$484.17, Election Systems & Software Inc, election exp, \$13.50, Ellen Butts, election exp, \$111.25, Fastenal Company, repair/maint, \$64.15, Fisher Sand & Gravel, grvl/rd mtrl, \$21,587.40, Focus, focus, \$1,125.00, Francie Goode, election exp, \$125.81, Gary L. Wilson, election exp, \$127.63, Gary Lebsack, election exp, \$134.88, Gateway Auto Supply, veh maint/fuel, \$330.40, Gidget Macke, election exp, \$36.25, Gloria Riehemann, election exp, \$186.63, Godfrey's Brake Service, repair/maint, \$973.75, Grace Davis, election exp, \$131.25, Hansen & Peck, attny exp, \$4,250.00, Helen Keeler, election exp, \$134.88, Helen Weyrich, election exp, \$134.88, Herb French, election exp, \$133.06, Hillside Pharmacy, jail medical, \$49.90, Horizons Unlimited LLC, election exp, \$108.00, Hornady, equip/ammo, \$821.50, James Michael Tooman, election exp, \$144.00, Jeanette Berdahl, election exp, \$116.75, Jerry Shepperson, mile/trvl, \$42.00, Joann Fassbender, election exp, \$122.19, Jodi Brooks, wic, \$5.03, Karen Carter, election exp, \$142.13, KASL, p-hlth exp, \$706.80, Kathleen Tavegie, election exp, \$146.25, Larinda Spencer, election exp, \$127.63, Laura Bock, election exp, \$205.25, Lavonne Roberts, election exp, \$131.26, Lenard D. Seeley, mile/trvl, \$20.00, Lichen Research Center, comp software, \$2,100.00, Linda Engle, election exp, \$36.25, Lori Bickford, p-hlth exp, \$102.26, Lynnea Prell, mallo relief mngr, \$288.00, Mamie C. Krank, supp/mile/trvl, \$133.81, Marco Inc, ag exp, \$268.71, Marilyn Schmoker, election exp, \$139.00, Marlene Dixon, election exp, \$134.88, Mary Robertson, election exp, \$146.25, MasterCard, brd of prisoners/veh maint/fuel, \$219.46, Matthew Bender & Co Inc, officer equip, \$338.91, Max Masters, gis land records, \$1,900.00, Michelle Sweet, p-hlth exp, \$210.00, Midwest Cancer Screening, p-hlth exp, \$7.90, Minuteman Lube Center, veh maint/fuel, \$58.20, National 4-H Council Supply, ag exp, \$95.65, Newcastle Ambulance Service, ambInc, \$1,458.33, Newcastle Chamber of Commerce, chmbr, \$875.00, Newcastle Extinguisher, misc, \$66.78, Newcastle Motors, veh maint/fuel/hmlnd sec exp, \$1,098.99, News Letter Journal, print/publ/supp/hmlnd sec exp, \$3,364.80, Nutrition Matters Inc, wic, \$81.00, Osage Ambulance, ambInc, \$4,375.00, Overhead Door Company, repair/maint, \$786.56, Paul E. Bombeck Jr., janitor supp, \$75.00, Paula Arnold, election exp, \$133.06, Phyllis Sundstrom, election exp, \$29.00, Plainsman, supp, \$858.47, Postmaster c/o R&B, post/freight, \$135.00, Postmaster c/o Sheriff, supp, \$45.00, Powder River Energy Corp, util, \$983.89, Power Plan OIB, repair/maint, \$830.76, Public Safety Center, supp, \$419.24, Quality PC, repair/maint, \$48.74, Reserve Acct-Pitney Bowes, post/freight, \$1,050.00, Rich's Automotive, veh maint/fuel, \$84.50, Roadrunner Disposal Service, util, \$55.00, Roger Hespe, coroner exp, \$84.00, RT Communications, comm, \$1,944.27, Sandra Bulawa, election exp, \$151.44, Sanofi Pasteur, p-hlth exp, \$1,376.48, Servall Uniform/ Linen Co, repair/maint, \$256.72, Shari Frederick, election exp, \$150.38, Source Gas, util, \$157.65, Stacy Madden, ag exp, \$59.50, Tammy Cleverdon, election exp, \$36.25, Top Office Products, supp/misc/brd of prisoners/p-hlth exp, \$1,661.73, Town of Upton, landfill, \$2,500.00, Vaisala Inc, awos, \$449.00, Verizon Wireless, p-hlth exp, \$51.58, Vicki Hayman, ag exp, \$179.69, Visa, ag exp/p-hlth exp, \$1,281.52, WCS, comm/p-hlth exp/hmlnd sec exp, \$206.05, West End Water District, util, \$60.00, West Payment Center, law library, \$281.40, WC 4-H Council, ag exp, \$13.78, WC Health Services, in-home hlth/misc, \$1,445.00, WC Humane Society, humane soc, \$750.00, WC Road & Bridge, veh maint/fuel/hmlnd sec exp, \$5,564.62, WC Sr Services, sr citizens, \$6,250.00, WC True Value,

repair/maint, \$6.75, WC Weed & Pest, repair/maint, \$636.67, Woody's Food Center, brd of prisoners, \$56.51, WRS Group LTD, p-hlth exp, \$482.61, WY Automotive Co, repair/maint/oil/gas, \$447.85, WY Behavioral Institute, invol commit, \$2,055.00, WY Dept of Health, p-hlth exp, \$549.00, WY Guardian Ad Litem, spec attny, \$114.49, WY Health Council, p-hlth exp, \$2,226.05, WY Network, financial admin, \$251.25, Wyoma M. Jungck, election exp, \$131.25. Net Payroll, \$139,954.55.

There being no further business to come before the Commission the meeting adjourned at 2:45 p.m.

Attest: Mamie C. Krank
County Clerk

Tom W. Bruce
Chairman