

October 21, 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, Tracy Hunt, Marty Ertman and County Clerk, Mamie C. Krank.

Invocation and Pledge of Allegiance

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

Rebate of Taxes

A motion was made by Commissioner Rossman, seconded by Commissioner Shepperson, to accept a Rebate of Taxes numbered 1103 issued to Alpha Petrovision in the amount of \$4,869.07. Discussion ensued, carried.

Cancellation of Taxes

A motion was made by Commissioner Shepperson, seconded by Commissioner Rossman, to approve a Cancellation of Taxes numbered 1104 issued to Maxim Drilling in the amount of \$459.19. Carried.

Resolution to Lift Open Burning Restrictions

A motion was made by Commissioner Hunt, seconded by Commissioner Rossman, to approve a Resolution to Lift the Open Burning Restrictions in Weston County. Carried. The Resolution was signed and numbered 14-10.

Liquor License-Catering Permit

A motion was made by Commissioner Hunt, seconded by Commissioner Rossman, to approve a catering permit application from Perkins Tavern for the Hospital Banquet to be held on November 1, 2014, at the Weston County Fairgrounds. Carried.

Employee Appreciation Days

A motion was made by Commissioner Shepperson, seconded by Commissioner Ertman, to give employees the following days off as employee appreciation days: Friday, November 28, 2014 and half a day (off at noon) on December 24, 2014. Discussion ensued, carried.

Approve Minutes

A motion was made by Commissioner Hunt, seconded by Commissioner Shepperson, to approve the minutes of the regular meeting held October 7, 2014, as published. Discussion ensued, carried.

A motion was made by Commissioner Ertman, seconded by Commissioner Rossman, to approve the minutes of the executive session held October 7, 2014. Carried.

Circuit Court Magistrates

An order appointing part-time Magistrates for Weston County was received from Circuit Court. The order was signed by Judge Castano and appointed Francis E. Stevens and R. Douglas Dumbrill as part-time Magistrates for the Circuit Court in the Sixth Judicial District, Weston County, Wyoming. A motion was made by Commissioner Rossman, seconded by Commissioner Shepperson, to concur with the appointments made by Circuit Court Judge Castano. Discussion ensued, carried.

The meeting recessed at 9:25 a.m. and reconvened at 9:30 a.m. with all present. Jerry Hunt, Contract Engineer joined the meeting.

2011-2012 Congestion Mitigation Air Quality (CMAQ)

Chairman Seeley opened and reviewed the only bid received for the 2011-2012 CMAQ Project, from Timberline Services Inc. Timberline Service's bid for dust suppression on various county roads came in at \$556,530.00. The Commissioners discussed the fact that grant funds received for the project total \$527,694.00, the Board discussed reducing the work to fit the grant funds. Jerry Hunt, Contract Engineer, stated that he has been in contact with the bidder and that it would not be a problem to complete the project within the awarded grant funds. The

Commissioners discussed having the contractor complete the dust suppression on the Green Mountain and Grieves Road and reducing the mileage of the project on the Old Highway 85 to fit the funding. Mr. Hunt reviewed Timberline Service's bid documents. A motion was made by Commissioner Shepperson, seconded by Commissioner Rossman, to accept the bid from Timberline Services Inc. for the 2011-2012 CMAQ Projects and adjust the bid price not to exceed grant funding. Discussion ensued, carried. A Notice of Award was signed by Chairman Seeley.

The meeting recessed at 10:00 a.m. and reconvened at 10:09 a.m. with all present.

Weston County Event Center

Chairman Seeley explained that he had been in contact with Ray Hunkins, Attorney/Hunkins Newton Law Firm, and requested discussion of that conversation within an executive session.

Executive Session

A motion was made by Commissioner Hunt, seconded by Commissioner Rossman, to enter executive session under Wyoming Statute 16-4-405 (a)(iii) on matters concerning litigation to which the governing body is a party or proposed litigation to which the governing body may be a party. Carried. The recorded votes were as follows: Yea: Commissioners Hunt, Rossman and Shepperson; Nay: Commissioner Ertman.

The meeting entered executive session at 10:10 a.m. and returned to open session at 10:18 a.m. with all present.

Rare Element Resources

Mike Finn, Rare Element Resources, met with the Commissioners and updated them on the Rare Element Project. Mr. Finn stated that RER is working on the permitting process and continuing base-line data collection at the site. Mr. Finn discussed the importance of educating the public with regard to the environmental controls in place for the RER mine project. Mr. Finn stated that RER chemists are working on patents to be able to separate each individual element. No action was taken, the Commissioners thanked Mr. Finn for the update.

Prairie Dogs

Chairman Seeley related that he had a conversation with Gregory Cowen, Wyoming County Commissioners Association, with regard to hiring an independent company to produce a document on the socioeconomic impact aspect of prairie dog management. Chairman Seeley related that the document would be presented to the Forest Services for possible use in their Prairie Dog Management Strategy. The Board agreed that a document needed to be drafted. No action was taken.

County Vehicle Usage Agreement

Susan Overman, Treasurer, met with the Commissioners and discussed a vehicle usage agreement she drafted. The Commissioners reviewed the document and suggested the Mrs. Overman have it reviewed by the Local Government Liability Pool (LGLP) prior to implementation. No action was taken.

Courthouse Side Door

Scott Rager, Emergency Management Coordinator and Susan Overman, Treasurer, met with the Commissioners and discussed the side door of the Courthouse. The door needs repaired or replaced because of the lock, and the fact that on windy days it blows open. The Board agreed that Mr. Rager should schedule the repair. No action was taken.

The meeting recessed at 11:20 a.m. and reconvened at 11:25 a.m. with all present.

County Roads

The Commissioners discussed county road issues. There was extensive discussion regarding the Old Hwy 85 and an easement needed on a portion of that roadway. No action was taken.

The meeting recessed at 11:55 a.m. and reconvened at 1:31 p.m. with all present.

Contract Engineer

Jerry Hunt, Contract Engineer, met with the Commissioners and discussed several projects.

2011-2012 CMAQ: Mr. Hunt stated that he had contacted Timberline Services Inc. and that they would work within the grant funding for the 2011-2012 Congestion Mitigation Air Quality (CMAQ) Project.

Energy Efficient Lighting Project: Mr. Hunt stated that he was informed that the Courthouse portion of the lighting project had been completed by Mining Electrical Services (MES). Mamie C. Krank, County Clerk, stated there were still issues with the photo eye plug-in not working at the Courthouse, and parking lights in the back of the building that did not work. Ms. Krank explained that lighting on the second and third floor as well as the front pillars and flag pole had been lost, but were now restored. Mr. Hunt will contact MES, contractor for the lighting project, to get the corrections completed.

Buffalo Creek Traffic Study: Mr. Hunt stated that the Commissioners should receive a draft report from Kadmas, Lee & Jackson (KLJ) on the Buffalo Creek Traffic Study project by the end of the month.

Solid Waste: Mr. Hunt stated that a feasibility study for a county-wide solid waste facility would be completed by next week and forwarded to the Board. Mr. Hunt related that Central Weston County Solid Waste District (CWCSWD) permitting will expire at the end of the year.

Public Health EBOLA

Lori Bickford, Public Health Nurse, met with the Commissioners and discussed the EBOLA outbreak. Mrs. Bickford gave a brief history of the virus, stating that it was first discovered in 1976 in Africa, also noting that a small outbreak occurred in 1996 in the same region. The Ebola virus is derived from animals; bats and primates being the prime carriers. Mrs. Bickford stated that weekly updates from the Centers for Disease Control (CDC) are being delivered to all medical personnel, and the CDC is currently working on a vaccine. No action was taken; Mrs. Bickford was thanked for the update.

Mallo Camp Water Tank Replacement Project

Greg Stumpff, Mallo Camp Board Member, and Ken Rathbun, Bearlodge Engineering, met with the Commissioners and discussed the Mallo Camp Water Tank Replacement Project. Mr. Stumpff stated that the permit to construct the water tank had been approved by the Department of Environmental Quality (DEQ). Mr. Rathbun discussed the second phase of the project, upgrading and replacing the water lines of the system. The Commissioners stated that the second phase of the project will be paid out of BFY2015-2016 Consensus funds. Mr. Rathbun suggested contacting DEQ and requesting an amendment to the permit to include the second phase of the project. This would allow both phases of the project to be bid together and would save time and money. The Commissioners agreed with Mr. Rathbun. Mr. Rathbun stated that a contract will be prepared between Weston County and Bearlodge Engineering for the construction of the Mallo Camp Water Tank. No action was taken.

The meeting recessed at 2:48 p.m. and reconvened at 2:55 p.m. with all present.

Road & Bridge Department

Rick Williams, Road & Bridge Foreman, met with the Commissioners and discussed a possible overlay on Old Highway 85. Mr. Williams related that he was contacted by a landowner on the Materi Road who requested a portion of the road be moved further from his residence, in return for easements on the Materi and Buffalo Creek Roads. Mr. Williams stated that the county road runs between the landowner's residence and barn. Mr. Williams discussed several other safety issues with visibility which would be reduced if the road were moved. No action was taken.

There being no further business to come before the Commission the meeting adjourned at 3:40 p.m.

Attest: Mamie C. Krank
County Clerk

Lenard D. Seeley
Chairman