

WESTON COUNTY BOARD OF COMMISSIONERS
UNOFFICIAL MINUTES
September 1, 2020

The regular meeting of the Weston County Board of Commissioners was called to order by Chairman Ed Wagoner at 9:00 a.m. at the Weston County Courthouse. Commissioners Ed Wagoner, Marty Ertman and Tracy Hunt, Attorney Alex Berger and Clerk Becky Hadlock were present. Commissioner Ertman led the Pledge of Allegiance.

APPROVAL OF AGENDA

Commissioner Hunt moved to approve the agenda; seconded by Commissioner Ertman. Ayes: Wagoner, Hunt. Nays: Ertman. Carried.

APPROVAL OF CONSENT AGENDA

Commissioner Ertman requested to have the minutes of August 20, 2020 and the correction of minutes of July 21, 2020 pulled from the consent agenda. Commissioner Ertman moved to approve the consent agenda, which includes the vouchers, payroll, Collections for August 2020, Executive Session Minutes of August 20, 2020, Temporary Liquor Licenses – West End Bar & Grill, Flying V, Cap 'N Bottle, Chairman's Signature on Albert's Subdivision Plat Map, County Road Fund Project Eligibility Certification Form, Appointment of Airport Board Member Don Cooksey; seconded by Commissioner Hunt. Carried.

MINUTES

Clerk Hadlock explained that the correction on the July 21, 2020 minutes was the location of the meeting needed to be changed to Upton Town Hall. Commissioner Ertman moved to approve the correction of minutes of July 21, 2020 and the minutes of August 20, 2020 with changes; seconded by Commissioner Hunt. Carried.

FAIRGROUNDS

Commissioner Ertman presented the Board with an explanation of why the Fairgrounds was in the situation they were. Commissioner Ertman couldn't get anything to match, after the Fair Board had given the Board of Commissioners papers at the last meeting. Upon further investigation Commissioner Ertman found that the Fairgrounds started the new Fiscal Year \$27,019.94 in the hole. Commissioner Ertman also explained that since 2016 there has been an increase in the Fairgrounds budget, not a decrease, as previously stated. Fairgrounds Manager Kara Fladstol explained that she was not aware of the budget being in the hole and this would be looked into. Fair Board member Justin Mills joined the meeting and Commissioner Hunt asked that Commissioner Ertman explain to Mr. Mills what she had found.

BUDGET AMENDMENT HEARING

At 10:00 a.m., a budget amendment hearing was opened to move and receive unanticipated funds as advertised. Chairman Wagoner asked for public comment three times. Chairman Wagoner closed the budget amendment hearing. Chairman Wagoner asked for discussion from the Board. Commissioner Ertman stated that something else will need to be done because the \$17,485.28 would not fix the problem. Mr. Mills commented he has a problem having to submit a budget ahead of time. Commissioner Hunt suggested that the Fair Board get into contact with an auditor and see how to get the books into compliance. Commissioner Hunt added that there is some way to fix the budget and the auditor can give the Fair Board steps on how to do this. Commissioner Ertman praised Manager Fladstol

for getting the grants that she has for the Fairgrounds. Commissioner Ertman moved to approve the Budget Amendment; seconded by Commissioner Hunt. Carried.

CONTINUED VOUCHERS

Commissioner Hunt moved to approve the AP Vouchers; seconded by Commissioner Ertman. Carried

OLD BUSINESS

ATTORNEY UPDATED FOR NUISANCE RESOLUTION

Attorney Berger reported that Clerk Hadlock was able to find two examples of Nuisance Resolutions but added that both of these resolutions are pretty broad. Attorney Berger stated that as a citizen it would be hard to comply with these and as an Attorney it would be hard to enforce. Chairman Wagoner agreed that one man's trash is another man's treasure. Commissioner Ertman also feels that different Boards could come up with different definitions to the Resolution and is not comfortable at all going forward with this. The Board agrees that if the County wants to go into the zoning business it needs to let the Planning and Zoning come up with a plan for this. Chairman Wagoner wants to let DEQ and the Fire Marshall handle it.

ROAD & BRIDGE – BLACK THUNDER BRIDGE UPDATE

Road and Bridge Superintendent Rick Williams and Road and Bridge Foreman Jim Hansen reported that County Engineer Jerry Hunt will have an Addendum for the Black Thunder Bridge Bid Packet on the 2nd. Superintendent Williams and Foreman Hansen stated that the Contractors will need an extension due to this Addendum not being completed.

Superintendent Williams contacted Bearlodge Engineering and they stated they hated to step on Engineer Hunt's toes. Commissioner Ertman suggested contacting the DOT engineers and see if they would help us because it's an emergency. Superintendent Williams will contact John Lehy with DOT. The Board will need to put out an RFP for an Engineer if the State cannot help.

NEW BUSINESS

BUDGET AMENDMENT FOR COUNTY ROAD FUND

Clerk Hadlock let the Board know that there will need to be funds moved from the County Road Fund Reserve into the County Road Fund Account. Commissioner Ertman moved to have a budget amendment hearing on September 15th at 10:00 a.m. to move funds from the County Road Fund Reserve Fund to the County Road Fund Account 413.50.44.0078000.0000 in the amount of \$362,000; seconded by Commissioner Hunt. Carried.

SARS-Cov-2 RESOLUTION

Attorney Berger would like this tabled until the next meeting.

PUBLIC HEALTH ORDER 20-1 DISCUSSION

Commissioner Hunt stated when the Board was first presented information about the virus it was much worse than it is now and that is why the public health order was signed. Commissioner Hunt would like support from the Board to have a Resolution similar to Goshen County's SARS-Cov-2 Resolution. Attorney Berger explained that a resolution has no legal effect but can send a message to the State. Attorney Berger stated that the Board however can file for a variance and ask for a mandate to be

relieved of all restrictions from the State and allow each individual do what they feel is necessary for themselves.

William Curley appreciated the Boards thoughts of considering the variance and is in favor of the Resolution but is still asking that the Board rescind the Chairman's signature on Public Health Order 20-1.

Commissioner Hunt moved to rescind the Chairman's signature on Public Health Order 20-1; seconded by Commissioner Ertman. During discussion Commissioner Ertman asked if Commissioner Hunt was comfortable making this decision with the other two Board members not being present to vote. Commissioner Ertman stated at the last meeting there were some that were opposing rescinding the signature and the vote would have failed. Chairman Wagoner stated his feeling when the Board signed it that it was signed in support of Dr. Jording and not trying to control anyone. Ayes: Wagoner, Hunt. Nays: Ertman.

ROAD & BRIDGE SUPERINTENDENT POSITION

Clerk Hadlock let the Board know that she visited with Bill Miller with the LGLP and he stated that the Board did not have to advertise for this position. Commissioner Ertman added that the State does so she felt that the Board needed to go ahead and advertise. Commissioner Ertman moved to advertise for the Road & Bridge Superintendent Position; seconded by Commissioner Hunt. During discussion the Board decided to advertise the wage to be between what Foreman Jim Hansen and Superintendent Rick Williams made depending on experience with benefits. The Board would like to advertise this until October 1st and have the resumes sent to the Clerk's Office and review them at the October 6th meeting. Carried.

PUBLIC COMMENT

None.

VOUCHERS

066 NCPERS, financial admin, \$224.00, AFLAC, payroll ded, \$2,088.94, Blue Cross Blue Shield, financial admin, \$64,528.00, Circuit Court, payroll ded, \$760.81, Delta Dental of WY, payroll ded, \$2,864.00, Great West Trust Co, payroll ded, \$1,670.00, New York Life, financial admin, \$471.28, VSP Vision Care, financial admin, \$603.49, WEBT, financial admin, \$183.25, WC Clerk, financial admin, \$45,390.17, WC Treasurer, financial admin, \$20.00, WY Child Support, payroll ded, \$1,715.00, WY Dept of Workforce Services, financial admin, \$2,056.23, WY Retirement System, financial admin, \$35,059.18, WY Earthmoving, rd fund, \$29,612.05, JW Services, rd fund, \$16,378.19, Aced Embroidery, hmltd sec exp, \$108.00, Ad Pro, supp, \$796.54, Ada Vondra, elctn exp, \$209.50, Alpha Communications, tower rent, \$55.00, Amber Prell, elctn exp, \$34.50, American Road Maintenance, grant, \$65,285.97, Ann K Slagle, elctn exp, \$279.25, Ann M Barker, elctn exp, \$244.00, AT&T Mobility, comm, \$1,462.45, Axon Enterprise, sheriff, equip/fuel/maint, \$14,868.00, Bam Document Destruction & Recycling, misc, \$342.80, Barbara Crow, elctn exp, \$170.00, Becky Hadlock, elctn exp, \$34.50, BH Chemical & Janitorial, brd of prisoners, \$344.16, BH Energy, util, \$2,547.92, Blue 360 Media, sheriff equip, \$773.50, Bob Barker, brd of prisoners, \$159.62, Bomgaars, repair/maint, \$179.60, Bonnie Rich, elctn exp, \$145.00, Brittany Hamilton, ext serv exp, \$252.05, Burns Insurance, attny exp, \$100.00, Byrand Streeter, contract wage/maint, \$1,535.67, Cambria Supply, repair/maint, \$716.60, Carla M Materi, elctn exp, \$209.50, Carolyn Peterson, elctn exp, \$275.60, Carrolls Upholstery, new equip, \$1,219.00, Casper Star Tribune, taxilane, \$88.78, Catherine Ann McAtee, elctn exp, \$154.38, Children's Home Society, sheriff exp, \$150.00, Chrisjen L McIlvain, coroner exp, \$100.00, Christine French, elctn exp, \$50.00, City of Newcastle, util/dispatch/p-hlth exp, \$5,853.29, Communication Technologies, equip, \$28,338.74, Connie Tooman, elctn exp, \$180.00, Control Solutions, p-hlth exp,

\$58.00, Crook County, misc, \$10,750.00, Culligan Water Conditioning, misc, \$62.50, Dan Hart Patrol, Imbr/clvrts, \$554.57, Debbi L Piper, elctn exp, \$221.75, Decker's Market, supp, \$24.41, Deedra D Stumpff, elctn exp, \$165.00, Denette J Price, mile/trvl/elctn exp, \$90.72, Denise Thompson, elctn exp, \$264.00, Donna J Kennedy, elctn exp, \$184.50, Dorothy P Fuller, elctn exp, \$183.80, Double D, repair/maint, \$1,172.88, DRM, taxilane, \$77,242.86, Eastern WY Equipment, repair/maint, \$228.65, Eileen E Vickers, elctn exp, \$170.00, First Northern Bank, taxilane, \$6,775.00, Fisher Sand & Gravel, gravel/rd mtrl, \$14,672.27, Francie Goode, elctn exp, \$180.00, Frontier Home Ranch & Hardware, repair maint/supp, \$208.87, Galls, hmlnd sec exp, \$126.49, Gilberto Martinez, repair/maint, \$120.00, Gloria Riehemann, elctn exp, \$323.50, Golden West Technologies, comp software, \$4,669.19, Great Western Tire Co, repair/maint, \$2,276.22, Hannah Gross, elctn exp, \$170.00, Hansen Equipment, repair/maint, \$237.00, Harriet Birkley, elctn exp, \$201.40, J Michael Tooman, elctn exp, \$203.00, Jade Roady, elctn exp, \$308.00, Jane Capps, elctn exp, \$160.00, Janet E Materi, elctn exp, \$218.70, Jason Jenkins, elctn exp, \$45.00, Jodi Brooks, wic exp, \$15.65, John Austin Baker, p-hlth exp, \$900.00, Judy Keller, elctn exp, \$228.53, KASL, p-hlth exp, \$235.00, Kimberly Jenkins, mile/trvl, \$37.38, Kyra L Evick, other emp, \$450.00, Lori Bickford, p-hlth exp, \$1,498.21, Lovell John Prell, elctn exp, \$170.00, Mallo Camp, mallo, \$1,250.00, Marjorie L Wellman, elctn exp, \$165.00, MasterCard, sheriff exp, \$1,213.30, Max Makousky, elctn exp, \$170.00, Max Masters, gis land records, \$1,900.00, McKenzie Clark Brownlow, elctn exp, \$188.98, McKesson Medical-Surgical, p-hlth exp, \$994.14, Minuteman Lube Center, maint/fuel, \$135.98, Monument Health, jail medical, \$184.20, Morrison Maierle, taxilane exp, \$25,113.33, Motor Power Equipment, repair/maint, \$159.90, Newcastle Chamber of Commerce, chmbr, \$725.00, Newcastle Motors, maint, \$92.44, News Letter Journal, attny exp/p-hlth, \$169.43, Office Ally, p-hlth exp, \$35.00, Osage Improvement & Service District, coroner exp, \$312.00, Pam Brackett, attny exp, \$15.00, Patricia J Morgan, elctn exp, \$204.90, Phyllis Sundstrom, elctn exp, \$25.00, Powder River Energy, util, \$891.50, Powder River Heating & AC, repair, \$1,100.00, Power Plan, repair/maint, \$2,047.54, R&S Northeast, p-hlth exp, \$116.62, Ricks Electric, repairs, \$842.80, Ringer Law, special attny, \$11,879.14, Roadrunner Disposal Service, util, \$60.00, Robert J O'Neil, special attny, \$1,457.50, RT Communications, comm, \$2,691.80, Sarah Thompson, elctn exp, \$40.40, Servall Uniform Linen, supp, \$166.62, Shirley A Harder, elctn exp, \$170.00, Summit Plumbing & Heating, repair, \$689.13, Susan K Jones, elctn exp, \$165.00, Susan Love, elctn exp, \$181.50, Sylvana Holloway, elctn exp, \$170.00, Tammy Cleverdon, elctn exp, \$50.00, Teresa I Gross, elctn exp, \$170.00, Thomas L Bennett, coroner exp, \$2,250.00, Timberline Services, cong-mit/rd mtrl, \$146,561.07, Top Office Products, supp, \$1,095.46, Town of Upton, comm ctr/landfill, \$2,193.75, Tyler Technologies, misc, \$1,058.40, Uline, elctn exp, \$72.88, Upton Co-op, oil/gas/lube, \$15,612.10, Upton Senior Center, sr ctr, \$531.25, Verizon Wireless, comm, \$276.18, Visionary Communications, attny exp, \$103.05, Voelkers Autobody, veh maint, \$1,334.15, West End Water District, util, \$60.00, Western Printing, elctn exp, \$995.57, WC Children's Center, child ctr, \$3,187.50, WC 4-H Council, ext service supp, \$279.62, WC Gazette, p-hlth, \$57.00, WC Health Services, in home health, \$1,413.00, WC Hospital, prev mang, \$9,976.99, WC Humane Society, humane soc, \$637.50, WC Natural Resource Dist, nat res, \$1,168.75, WC Road & Bridge, maint/fuel, \$2,507.04, WC Sheriff's Office, post/freight, \$44.58, WC Sr Services, brd of prisoners/sr meal, \$7,552.50, WC True Value, repair/maint, \$58.99, William H Fuller, elctn exp, \$62.65, Woody's Food Center, brd of prisoners/supp, \$195.35, WY Automotive, repair/maint, \$266.52, WY Dept of Health, p-hlth exp, \$17,745.00, WY Dept of Health/Rental, p-hlth exp, \$112.50, WY Machinery, repair/maint, \$21.98, WY Network, financial admin, \$270.00, WY Public Health Division, p-hlth exp, \$42.00, WY Earthmoving, rd fund/cong-mit, \$229,453.02, Y2 Consultants, financial admin, \$3,622.75, Net Payroll, \$155,952.34.

With no further business, the meeting adjourned at 12:13 p.m.

Ed Wagoner
Chairman

Attest: Becky Hadlock
Weston County Clerk