

WESTON COUNTY BOARD OF COMMISSIONERS  
OFFICIAL EMERGENCY MEETING MINUTES  
October 22, 2020

The emergency 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, Tony Barton and Clerk Hadlock were present. Commissioner Todd and Attorney Alex Berger joined the meeting via telephone.

Attorney Berger reported that he had visited with Commissioner Ertman & Chairman Wagoner about being contacted by Ray Martin, the Attorney representative for Reiman Corp. Mr. Martin was concerned about the e-mail he had received from Clerk Hadlock that stated they had not been awarded the bid for the Black Thunder Bridge because they had not submitted a Certificate of Residency. Mr. Martin stated there was nothing in the bid packet that said this was required. Attorney Berger said that Mr. Martin told him that if the Board did not rescind the award to S&S and award the bid to Reimen Corp, that Reimen Corp. would go through with the litigation charges. Commissioner Barton asked Attorney Berger if he was unable to find anywhere in the bid that states this was required with the bid. Attorney Berger said he could not find it. Commissioner Ertman added that there is nowhere in their bid application proving they are a resident of Wyoming. Commissioner Ertman wants to reject both bids. Attorney Berger stated if this was done both Contractors could possibly come after the County for damages.

**EXECUTIVE SESSION**

Commissioner Ertman moved to go into Executive Session per W.S. 16-4-405(a)(iii); seconded by Commissioner Barton. Carried. Executives Session began at 9:30 a.m.; regular meeting reconvened at 10:00 a.m. Matters concerning the Black Thunder Bridge Bid Award were discussed in Executive Session; no action was taken.

Commissioner Barton moved to withdraw the award to S&S Construction in the amount of \$563,915 due to the fact of that Certificate of Wyoming Residency was not a requirement at bid opening; seconded by Chairman Wagoner. Aye: Wagoner, Barton, Todd. Nay: Ertman. Carried.

Commissioner Barton moved to award the Black Thunder Bridge Bid to Reimen Corp. in the amount of \$544,277.50 if they can provide a Certificate of Wyoming Residency at the time of signature of Notice of Award; seconded by Vice-Chairman Todd. Aye: Wagoner, Barton. Nay: Ertman. Carried.

Clerk Hadlock will e-mail both bidders and let them know of the decisions made by the Board and cc the Board and Attorney Berger. Clerk Hadlock will direct any questions to be sent to Attorney Berger. Clerk Hadlock will schedule a special meeting to ratify the decisions of the Emergency Meeting for October 23, 2020 at 11:45 a.m. Ads will be ran on the radio, both newspapers will be notified and fliers will be posted on the doors at the Courthouse.

With no further business, the meeting adjourned at 10:15 a.m.

Ed Wagoner  
Chairman

Attest: Becky Hadlock  
Weston County Clerk