

WESTON COUNTY BOARD OF COMMISSIONERS  
OFFICIAL MINUTES – July 7, 2026

The regular meeting of the Weston County Board of Commissioners was called to order by Chairman Nathan Todd at 9:00 a.m. at the Weston County Courthouse. Vice Chair Ed Wagoner, Commissioners, Garrett Borton, Vera Huber, and Marty Ertman, and Clerk Mike Tooman were present. Commissioners Borton opened the meeting with an invocation and Commissioner Huber led the Pledge of Allegiance.

**APPROVAL OF AGENDA**

Chairman Todd remarked on the missing minutes from the previous meeting on Tuesday, June 16, 2026, and moved the approval of previous minutes to 10:10 on the agenda.

|               |                                           |               |        |                |        |
|---------------|-------------------------------------------|---------------|--------|----------------|--------|
| <b>Motion</b> | Approval of Agenda                        | <b>Moved:</b> | Borton | <b>Second:</b> | Ertman |
| CARRIED       | AYE: Todd, Wagoner, Borton, Huber, Ertman |               |        |                |        |

Commissioners Borton moved to approve the agenda, Commissioner Ertman seconded. Chairman Todd called for discussion. No one brought forward discussion. Chairman Todd called for a vote. Motion carried unanimously.

**APPROVAL OF VOUCHERS**

|               |                                                                               |               |        |                |        |
|---------------|-------------------------------------------------------------------------------|---------------|--------|----------------|--------|
| <b>Motion</b> | Approval of vouchers excluding the airport, Renegade Paint and Pipe and AdPro | <b>Moved:</b> | Borton | <b>Second:</b> | Ertman |
| CARRIED       | AYE: Todd, Wagoner, Borton, Huber, Ertman                                     |               |        |                |        |

Commissioners signed the vouchers for the month of June 2026. Commissioner Borton moved to approve all vouchers excluding vouchers from the airport, Renegade Paint and Pipe, ADPro, and Wilder Graphics. Chairman Todd called for discussion. No discussion was brought forward. Chairman Todd called for a vote. Motion carried with a unanimous vote.

|               |                                                                         |               |         |                |       |
|---------------|-------------------------------------------------------------------------|---------------|---------|----------------|-------|
| <b>Motion</b> | Approval of vouchers for the airport, Renegade Paint and Pipe and ADPro | <b>Moved:</b> | Wagoner | <b>Second:</b> | Huber |
| CARRIED       | AYE: Todd, Wagoner, Huber; RECUSED: Borton, Ertman                      |               |         |                |       |

Vice Chairman Wagoner made a motion to approve the vouchers for the month of June 2026 for the airport, Renegade Paint and Pipe, and ADPro. Commissioner Huber seconded the motion. Commissioner Borton and Commissioner Ertman recused themselves from the vote. Chairman Todd called for discussion. No discussion was brought forward. Chairman Todd called for a vote. Motion carried with three Ayes.

**PUBLIC COMMENT**

Nick Trandhl brought forward information on Upton Fun Days and a community event at the Town Hall hosted by 21 Wellness.

Francie Hamilton brought forward information about the circus at the fairgrounds this weekend.

Stanley Jazenski brought forward information on the public debates of state office candidates being held at the auditoriums of the Upton and Newcastle high schools this week.

**PUBLIC COMMENT CONTINUED**

Sandra Martin brought forward information on the drag races being held this weekend. Ms. Martin also brought forward information on the car show event this weekend as well.

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**DOCUMENT APPROVAL**

**LEO RILEY & COMPANY**

|               |                                                                                                                 |               |        |                |         |
|---------------|-----------------------------------------------------------------------------------------------------------------|---------------|--------|----------------|---------|
| <b>Motion</b> | Approval of hiring Leo Riley & company to provide auditor services for the county fiscal year ending June 2026. | <b>Moved:</b> | Ertman | <b>Second:</b> | Wagoner |
| <b>FAILED</b> | NAY: Todd, Wagoner, Borton, Huber, Ertman                                                                       |               |        |                |         |

Commissioner Ertman moved for the approval of hiring Leo Riley & Company to provide auditor services for the fiscal year ending June 2026. The motion was seconded by VC Wagoner. Chairman Todd called for discussion. Commissioner Borton stated that under fees, gross fees, correct? Commissioner Huber suggested hiring an auditor to audit the auditor. Commissioner Borton noted in the 1<sup>st</sup> to the last paragraph, under fees it contradicts the previous paragraph. Chairman Todd stated he “would reach out to Paul” at Leo Riley & Company “for an explanation”.

Nick Trandhl mentioned a suggestion for another auditing services.

Commissioner Ertman inquired on what was meant by additional fees. She stated, “We need to know why and how much.” Commissioner Borton stated, “the final paragraph leaves us hanging.” Commissioner Ertman inquired about what and how the rate is figured. Commissioner Borton inquired on the last paragraph where it states “work with”.

Commissioner Huber called to table the discussion to have time to ask for and inquire about the questions brought forward. Chairman Todd stated he would call for a vote before tabling. He also stated, “Paul may be willing to join the next meeting on a video call”. Chairman Todd called for a vote. Motion failed. Item will be revisited under old business during the next meeting.

|                |                                                    |               |        |                |         |
|----------------|----------------------------------------------------|---------------|--------|----------------|---------|
| <b>Motion</b>  | Approval of Wilder Graphics vouchers for \$1290.53 | <b>Moved:</b> | Ertman | <b>Second:</b> | Wagoner |
| <b>CARRIED</b> | AYE: Todd, Wagoner, Borton, Huber, Ertman          |               |        |                |         |

Commissioner Ertman moved to approve the Wilder Graphics voucher for \$1290.53. VC Wagoner seconded the motion. Chairman Todd called for discussion. No discussion was brought forward. Chairman Todd called for a vote. Motion carried unanimously.

**COLLECTIONS**

Sheriff Department \$565.00, Weston County Public Health \$949.15, Weston County Clerk \$11019.91, Airport \$343.91.

|                |                                                      |               |        |                |         |
|----------------|------------------------------------------------------|---------------|--------|----------------|---------|
| <b>Motion</b>  | Approval of Sheriff Dept, WCPH, WC Clerk Collections | <b>Moved:</b> | Borton | <b>Second:</b> | Wagoner |
| <b>CARRIED</b> | AYE: Todd, Wagoner, Borton, Huber, Ertman            |               |        |                |         |

Chairman Todd stated, he “received a late voucher from the Sheriff Dept for \$565.00”. Commissioner Borton moved to approve all vouchers. VC Wagoner seconded the motion. Chair Todd called for discussion. No discussion was brought forward. Chairman Todd called for a vote. Motion carried unanimously.

|                |                                                          |               |        |                |         |
|----------------|----------------------------------------------------------|---------------|--------|----------------|---------|
| <b>Motion</b>  | Approval of Treasurer’s reports; Cash Detail and Revenue | <b>Moved:</b> | Ertman | <b>Second:</b> | Wagoner |
| <b>CARRIED</b> | AYE: Todd, Wagoner, Borton, Huber, Ertman                |               |        |                |         |

Commissioner Ertman moved to approve the Treasurer’s Cash Detail Report and Revenue Report. VC Wagoner seconded the motion. Chairman Todd called for discussion. No discussion was brought forward. Chairman Todd called for a vote. Motion carried.

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**ROAD AND BRIDGE**

|               |                                                                                                                                                        |        |        |         |        |
|---------------|--------------------------------------------------------------------------------------------------------------------------------------------------------|--------|--------|---------|--------|
| <b>Motion</b> | To sign the signature lines of the Identification of Title VI/EEO Coordinator and The USDOT Standard Title VI Assurances/Non-Discrimination Provisions | Moved: | Borton | Second: | Ertman |
| CARRIED       | AYE: Todd, Wagoner, Borton, Huber, Ertman                                                                                                              |        |        |         |        |

Commissioner Borton suggested a copy of verification of the agreement following Title VI, Civil Rights Act be filed with the commissioners; the original being filed at the Road and Bridge office. Commissioner Borton made a motion to sign the signature lines of the Identification of Title VI/EEO Coordinator and The USDOT Standard Title VI Assurances/Non-Discrimination Provisions, Page 3. Commissioner Ertman seconded the motion. Chairman Todd called for discussion. No discussion was brought forward. Chairman Todd called for a vote. Motion carried.

**CREDIT CARD PRE-AUTHORIZATION, MICHAEL STULKEN**

|               |                                                                  |        |        |         |       |
|---------------|------------------------------------------------------------------|--------|--------|---------|-------|
| <b>Motion</b> | Approval of credit card authorization for \$188.00 for 2 manuals | Moved: | Ertman | Second: | Huber |
| CARRIED       | AYE: Todd, Wagoner, Borton, Huber, Ertman                        |        |        |         |       |

Commissioner Ertman moved to approve the credit card authorization of \$188.00 for two manuals. The motion was seconded by Commissioner Huber. Chairman Todd called for discussion. No discussion was brought forward. Chairman Todd called for a vote. Motion carried. Commissioner Ertman asked per Commissioner Huber's idea, that a copy of the pre-approval of the voucher be attached to the voucher, because of the time lapse between the preauthorization and the approval processes.

**GRANT: 25-SHSP-WES-SO-CYB**

|               |                                             |        |        |         |         |
|---------------|---------------------------------------------|--------|--------|---------|---------|
| <b>Motion</b> | Table approval of grant until June 21, 2026 | Moved: | Ertman | Second: | Wagoner |
| CARRIED       | AYE: Todd, Wagoner, Borton, Huber, Ertman   |        |        |         |         |

Commissioner Ertman brought forward a concern pertaining to the verbiage on page 15, article 63 of the grant agreement. Commissioner Ertman moved to table the approval until the next meeting. VC Wagoner seconded the motion. Chairman Todd called for discussion. No discussion was brought forward. Chairman Todd called for vote. Motion carried.

**BIDS AND QUOTES**

|               |                                           |        |        |         |         |
|---------------|-------------------------------------------|--------|--------|---------|---------|
| <b>Motion</b> | Table approval until June 21, 2026        | Moved: | Ertman | Second: | Wagoner |
| CARRIED       | AYE: Todd, Wagoner, Borton, Huber, Ertman |        |        |         |         |

Ground level public mechanical door entrance repair bids for repair and replacement. Commissioner Borton brought forward discussion on the lack of transparency and the need for a detailed exposed estimate. Commissioner Ertman mentioned this repair or replacement may be considered for the Court Security Grant.

Steve Price was brought in to explain the current issues with the door and break down the cost analysis to the best of his knowledge. Commissioner Ertman brought forward concern on the safety of the elevator. Steve spoke on how the technician checked out the elevator and stated the noise heard is from the shifting of the building. The technician said the elevator is guaranteed safe." Chairman Todd inquired if the work is warrantied.

Commissioner Ertman inquired if the work was completed, and if there was grant money. Counsel was advised; he suggested filling out the grant application. Chairman Todd mentioned he believed the grant money was earmarked for Weston County. Commissioner Ertman asked to move forward on the grant application.

Chairman Todd asked Mr. Price to obtain more information from Architectual Services on obtaining an itemized quote. Commissioner Ertman moved to table the approval until June 21, 2026, meeting. Vice Chairman Wagoner seconded the motion. Chairman Todd called for discussion. No discussion was brought forward. Chairman Todd called for a vote. Motion carried.

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**KAP SERVICES**

|                |                                                                                     |               |        |                |       |
|----------------|-------------------------------------------------------------------------------------|---------------|--------|----------------|-------|
| <b>Motion</b>  | Approval of parking lot sealant and paint from the Building and Grounds, \$9,242.75 | <b>Moved:</b> | Ertman | <b>Second:</b> | Huber |
| <b>CARRIED</b> | AYE: Todd, Wagoner, Borton, Huber, Ertman                                           |               |        |                |       |

Commissioners discussed the sealing of the parking lots and the painting of the lines and symbols. Commissioner Ertman brought forward the importance of upholding the building maintenance. Steve Price was brought in to clarify when the work would be done. Mr. Price informed the board that the work would be done in late summer and KAP Services would need the parking lot closed for 3 days. Commissioner Ertman moved to approve the work out of Building and Grounds for \$9242.75. The motion was seconded by Commissioner Huber. Chairman Todd called for discussion. Commissioner Ertman asked Mr. Price to provide fair warning of when the parking lot will be closed to prepare the public for the closure. Chairman Todd called for a vote. Motion carried.

**CITIZENS OF OSAGE – ROBERT BOCK**

The citizens of Osage brought forward concerns pertaining to the Osage Water District Board and how they handled funds, as well as the lack of transparency of the board. One of their questions of concern was whether the funding for Osage Water, Sewer, and Improvement Service Boards was being used to fund Kitty Moats improvements instead of the improvements to the water and sewer infrastructures. Mr. Bau asked if the public sale of the building could be put on the ballot. Commissioner Ertman stated it was too late to get an initiative on the ballot. Chairman Todd suggested the citizens advise the County Attorney. Commissioner Ertman suggested researching the stipulations of the SLIB Grant Money including what the deed might include. Chairman Todd suggested reviewing the boards bylaws. Vice Chairman Wagoner asked who the auditor of the board is; Chairman Todd suggested finding bylaws and requesting minutes if they are available. Commissioner Ertman suggested filing a FOIA request through the County Attorney office and asking for all information in detail from the creation of the board if necessary. Chairman Todd agreed, filing a FOIA request was the correct avenue. No motion moved.

**SERIOUS DUST ISSUE ON CHEYENNE RIVER RD – BOB STODDARD**

Mr. Bob Stoddard brought forth concerns about the dangerous visibility on Cheyenne River Road. Mr. and Mrs. Stoddard brought forward their concerns; the fact that they have zero visibility on the Cheyenne River Road when passed by the Vermillion Oil Company; drivers must come to a complete stop when passed due to the fact they have zero visibility; ranchers are losing calves to dust pneumonia.

**SERIOUS DUST ISSUE ON CHEYENNE RIVER ROAD CONT'D – BOB STODDARD**

Commissioner Ertman asked for a letter including photos, videos and names of the oil companies, asking for the County Attorney's assistance with a letter to each oil company. Chairman Todd suggested asking for a speed study to be conducted by the state. Chairman Todd also suggested looking into CMAQ and visiting with the oil company to provide dust mitigation; specifically asking for a water truck to drive the road a few times a day. He stated he agreed with Commissioner Ertman's suggestions on documenting all information. Commissioner Huber suggested getting neighbors involved with documenting and writing letters. Chairman Todd suggested a petition of signatures with neighbors. No motion moved.

**ACCESSOR – KARA LENARDSON**

Mrs. Lenardson informed the board of the update on the preliminary injunction value assessments; they will stay as is for the time being. No motion moved.

**OLD BUSINESS**

**MAINTENANCE HIRE**

Chairman Todd asked for any action to be taken by the board. No action was brought forward. Chairman Todd stated they will not be hiring an applicant at this time and will continue advertising. He stated he would personally contact the applicant with an update.

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**OLD BUSINESS CONTINUED**

**FAIRGROUNDS**

|               |                                                                                                                         |               |         |                |        |
|---------------|-------------------------------------------------------------------------------------------------------------------------|---------------|---------|----------------|--------|
| <b>Motion</b> | Approval of 24-hour alcohol permit from 07/25/2026 through 07/31/2026 during fair week for the Weston County Fair board | <b>Moved:</b> | Wagoner | <b>Second:</b> | Borton |
| <b>FAILED</b> | <b>NAY:</b> Todd, Wagoner, Borton, Huber, Ertman                                                                        |               |         |                |        |

Francie Hamilton asked for a 24-hour alcohol permit from 07/25/2026 through 07/31/2026 for the fairgrounds to sell beer during the week of the Weston County fair. Commissioner Ertman inquired if there will be a designated area or a curfew. She also mentioned the fact that the 4H members must sign a code of conduct which states no alcohol and no association with others with alcohol. Commissioner Ertman continued with a suggestion of not serving alcohol during the kid's events and having a beer garden after the kid's events have ended for the day. Commissioner Huber stated the fair is for the kids and 4H, she felt this would be a liability concern from the county concern.

Ms. Hamilton asked if they had a sectioned off garden, would that be fine? Commissioner Ertman stated, if it is enforced. Ms. Hamilton asked what to do if someone brought their own alcohol. Vice Chairman Wagoner stated call law enforcement. Ms. Hamilton asked about setting up a beer garden next to the arena. Vice Chairman Wagoner stated \$60 profit is not worth the liability. Vice Chairman Wagoner moved to approve a 24/7 alcohol permit for the County Fair board for the week of the Weston County Fair. The motion was seconded by Commissioner Borton. Chairman Todd called for discussion. No discussion was brought forward. Chairman Todd called for a vote. Motion failed.

Francie Hamilton brought forward questions on the fairground's salary budget. Ms. Hamilton asked about putting 20% of the unused salary funds into the rock wall budget and adding the remainder to the reserve account. Commissioner Ertman stated the board gives a two-block grant to the Fair board. It is the responsibility of the fair board to designate where the grant money goes. No motion was brought forward.

**GRANT:25-SHSP-WES-SO-CYB REVISTED**

Gilbert discussed the line items in questions earlier in the meeting in more detail.

Commissioner Ertman questioned why the Election Security Plan was not included in the meeting today. Gilbert stated he had emailed it weeks ago.

**COMMISSIONER COMMENTS**

Chairman Todd called for comments from the commissioners. No comments were brought forward.

Chairman Todd called the meeting adjourned.

Respectfully submitted, Joely Rightnowar, Assistant Deputy Clerk