

BIG HORN COUNTY COMMISSIONERS' MINUTES

DATE TIME AND PLACE: The Board of County Commissioners of Big Horn County, Wyoming, met in regular session on February 16, 2010. The meeting was called to order beginning with the Pledge of Allegiance at 9:00 a.m. at the office of the board of county commissioners in the Basin courthouse.

BOARD MEMBERS PRESENT: Thomas S. Hinman, chairman; Keith Grant, Jerold S. Ewen, members; and Dori Noyes, county clerk and clerk of the board

Others present at various times: Karla Pomeroy, Basin Republican Rustler and Georgia Antley Hunt, county attorney and James Hallman, deputy county attorney

William (Willie) Bridges, Pryor Mountain Engineering, presented a contract proposal. ***Commissioner Ewen made a motion, seconded by Commissioner Grant and carried to accept and sign the consulting agreement contract with Pryor Mountain Engineering as the county's engineer.*** Willie said a copy of his insurance coverage will be forthcoming.

Willie presented a change order for signatures for the North Big Horn County Library project, between the county and BJ Contracting. This change order was approved to sign at a previous meeting. Willie also discussed the Crystal Creek Bridge project.

Commissioner Grant made a motion, seconded by Commissioner Ewen and carried, to accept and sign a surveying agreement between GDA Engineers and Big Horn County for the Davis Road proposed alignment, east of Greybull.

Willie has committed Michael Calvin, a Pryor Mountain Engineering employee, to be in the County Engineer's office to perform county engineering services on Tuesdays, Wednesdays and Thursdays. Commissioners will ask for adjustments if needed.

Upon the recommendation by the county attorney, ***Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to sign the amended February 2010, Addendum to Hangar Lease and Operating Agreement for the Avery Hangar between B&G Industries, LLC (lessee) and Big Horn County (lessor).***

Georgia Antley Hunt, county attorney, met with the commissioners recommending executive session. ***Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to go into executive session regarding legal advice at 9:33 a.m.*** Those present were Commissioners Hinman, Grant and Ewen, County Clerk Dori Noyes and County Attorney Georgia Antley Hunt. ***Commission Chairman Hinman called for regular session at 9:47 a.m.***

Upon recommendation by the county attorney, ***Commissioner Grant made a motion, seconded by Commissioner Ewen and carried, to accept the draft salary resolution prepared by the county attorney.*** This draft sets the salary of elected officials for the next four years and does not include any raises for the elected officials during that time period. The county attorney will present two originals to the county clerk after revision. The revised resolution will be signed and included in the minutes at a later date.

Georgia Hunt, Big Horn County Attorney, said she spoke with Catherine Stuber regarding the easement for County Road 330. Georgia had written a letter requesting the easement be signed and recorded by a specific date. After discussing the matter with Catherine, Georgia indicated that Mr. Stuber was not going to sign the easement because the document included a reference to the Stockwell Subdivision, which he does not recognize as a legal subdivision. Georgia suggested that the county commissioners start the process to take the road by prescriptive rights. Upon recommendation by the county attorney, ***Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to proceed and start the process for taking County Road 330 by prescriptive rights, including the .38 acres of the Stuber property.*** Georgia will prepare a draft resolution to send to the landowners announcing a public hearing, set a public hearing date with the clerk and then draft a final resolution to include the referenced property into the county road system by prescriptive rights. The resolution is to be

presented to the commissioners at the public hearing.

Susan Wiley, public health nurse, met with the commissioners. Commissioners agreed that Susan could replace and begin the hiring process for the vacant position in her office.

Becky Lindsey, treasurer, met with the commissioners to discuss the land transfer that was approved at a previous commissioners meeting. Commissioners ran into a snag with the sale of part of Lot 1, Block 19, Original Town of Byron. Commissioners rescinded the motion made on January 19, 2010, to sell county property. Becky will look into further.

Glen Cooke, U.S. Census Bureau, called for a teleconference with the commissioners to discuss the upcoming census. Glen assured the commissioners there will be no financial or employee commitment by the county for the 2010 census. ***Commissioner Grant made a motion, seconded by Commissioner Ewen and carried, to sign the 2010 Census Partner Proclamation to support the goals and ideals of the census and to encourage people in our community to support the census.***

Darwin Irvine, executive director, Autumn Snyder and Devin Armstrong, administrative assistants, Big Horn Basin Counseling Services and Becky Lindsey, county treasurer met with the commissioners to ask for a letter of support. Commissioners gave them a letter of support to the Wyoming Department of Health, Mental Health and Substance Abuse Division, to fully support the efforts put forth by the Big Horn Basin Counseling Services in serving the county's mental health and substance abuse populations.

Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to adjourn for lunch, to re-convene at the old jail for a lunch meeting with GDA.

John Wright, Dave Hammett, and Roy Darrow, GDA Engineers; Mike Calvin, Pryor Mountain Engineering; and Karla Pomeroy, Basin Republican Rustler; met with the commissioners at a luncheon meeting held in the old jail. Included in their discussion was the following: Runway 15/33 relocation project progress, payment schedules, contractors work schedule for the upcoming month, group seal coat/marketing project, electric issue to separate meters, moving the ASOS out of the building, waterline and tank and the crack seal project. ***Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to have GDA apply for the group seal coat marketing project for the north and south airports.*** If approved for funding, the state portion will be 90% and the county portion will be 10% with an estimated cost of \$13,000.00.

Ruth Richards, weed and pest supervisor, met with the commissioners to give updates on grasshopper control, a data mapping program, and the Russian olive project.

James Reilly, CPA; Jim Morris, solid waste district; Howard Gernant, fairgrounds; Mike Calvin, Pryor Mountain Engineering; Karla Pomeroy, Basin Republican Rustler; and Becky Hawkins, librarian; met with the commissioners for the yearly audit report. Jim gave the county a favorable review for the year ending June 30, 2009.

Commissioners wrote a letter to the 60th Wyoming State Legislation in support of the Big Horn Basin Crisis and Stabilization Center.

Gwen Nelson and Carol Willard, clerk's deputies, met with the commissioners.

Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to allow the bills and payroll.

The following bills were presented, audited, approved by motion and warrants ordered, issued in payment of same: A I M, INC. 4,393.12 / ADAMSON INDUSTRIES CORPORATION 2,445.00 / AFLAC 1,548.96 / ALLTEL 109.22 / ALSCO 34.61 / DEL ATWOOD, JR 150.00 / AUTO PLUS 2,000.00 / B&G INDUSTRIES LLC 131.30 / BASIN REPUBLICAN RUSTLER 48.00 / BIG HORN AUTO PARTS, INC. 1,152.81 / BIG HORN CO-OP MARKETING ASSN 3,423.45 / BIG HORN CO. PUBLIC HEALTH 300.00 / FIRE PROTECTION DIST. #5 159.60 / BIG HORN RURAL ELECTRIC CO.

579.27 / BILLINGS CLINIC 223.00 / CARQUEST AUTO PARTS 370.93 / CK
HARDWARE 16.07 / COMMUNICATION TECHNOLOGIES, INC. 2,056.00 /
COPENHAVER, KATH, KITCHEN 150.00 / COUNTY CLERK 50.00 / COUNTY CLERK
14.00 / TOWN OF COWLEY 86.90 / DASH MEDICAL GLOVES 838.60 / TOWN OF
DEAVER 5.00 / FIRST BANKCARD 131.54 / FIRE PROTECTION DISTRICT #3 82.94 /
FIRE PROTECTION DISTRICT #4 133.98 / FIRST BANKCARD 402.80 / FLEET
SERVICES 3,179.09 / TOWN OF FRANNIE 685.08 / FIRST BANKCARD 16.94 /
JENNY GOOD 101.50 / GDA ENGINEERS 3,428.64 / GREYBULL BUILDING CENTER
23.66 / TOWN OF GREYBULL 267.10 / HARPER'S SERVICE CENTER 33.70 / HIGH
COUNTRY TELEPHONE 120.00 / I-STATE TRUCK CENTER 648.22 / IBM
CORPORATION 316.00 / JABE CORPORATION 4,750.00 / JOHN R. HALEY IV
4,628.67 / BRIGITA S. KRISJANSONS 150.00 / LAMAX CONSTRUCTION, INC. 15.00
/ LOVELL AMERICAN CAR CARE CENTER 79.99 / MCS OFFICE PRODUCTS INC.
40.00 / KENNETH R. MARKERT 186.58 / MASTERCARD 387.65 / LLOYD MAYES
LOCKSMITHING 45.00 / NEIL MAYES 2,250.68 / MESSENGER & JUROVICH, P.C.
81.78 / MILLER'S FABRICATION & CONST. 48.50 / MINCHOW'S SERVICE 7,764.06 /
MOUNTAIN CONSTRUCTION COMPANY 83,439.72 / MURDOCH OIL, INC. 6,413.88 /
NORTH BIG HORN SENIOR CITIZENS 833.00 / O'REILLY AUTO PARTS 1,075.74 /
THE OFFICE SHOP, INC. 823.60 / OVERLAND EXPRESS MART 114.14 / DAVID S.
PETERSON, D.D.S. 260.00 / RED APPLE SUPERMARKET 13.74 / RIVERBEND
PLUMBING & HEATING 907.50 / ROCKY MOUNTAIN INFORMATION NETWORK
100.00 / ROCKY MOUNTAIN POWER 2,206.19 / RON'S FOOD FARM 240.96 /
RANDY L. ROYAL 315.00 / RURAL FIRE PROTECTION DIST. #1 191.40 / RURAL
FIRE PROTECTION DIST. #2 196.25 / SAINT VINCENT HEALTHCARE 322.22 /
SELBY'S 177.52 / WILLIAM L. SIMPSON 150.00 / DALLEN SMITH 499.50 / SOUTH
BIG HORN COUNTY HOSPITAL 2,000.00 / SOUTH BIG HORN SENIOR CITIZENS
1,041.00 / STATE RISK MANAGEMENT & PROPERTY 2,548.86 / TECHNICAL
FORESTRY SERVICES 12,531.28 / TCT WEST, INC. 5,590.30 / TCT WEST, INC.
1,247.58 / THIRD DEGREE COMMUNICATIONS INC. 172.50 / THOMPSON
PUBLISHING GROUP, INC. 438.50 / TOMMERUP MACHINE SHOP, INC. 29.15 /
TRACTOR & EQUIPMENT CO. 200.48 / TRAVELING COMPUTERS, INC. 2,958.96 /
TRI COUNTY TELEPHONE ASSOC. 69.55 / U.S. POSTMASTER 1,400.00 /
UNEMPLOYMENT COMPENSATION FUND 4,013.00 / VALLEY HARDWARE 516.11 /
VALLEY WELDERS SUPPLY INC. 109.36 / WPOA - MEMBERSHIPS 420.00 /
WESTERN PRINTING INC. 187.00 / WHEELER'S IGA 1.86 / WYOMING GAS 7,134.33
/ DAVE YORGASON 100.00

Upon recommendation by Georgia Antley Hunt, ***Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to go into executive session at 2:50 p.m. regarding legal opinions.*** Those present: Georgia Antley Hunt, county attorney, Dori Noyes, county clerk and commissioners Hinman, Grant and Ewen. ***Commission Chairman Hinman called for regular session at 3:00 p.m.***

Upon recommendation by the county attorney, ***Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to make modifications recommended by the County Attorney to the contract for engineering services between Pryor Mountain Engineering and Big Horn County.*** Commissioners asked that the county attorney expedite the process of reviewing the county engineer's contract for the commissioners' next meeting.

Tom Fitzsimmons, executive vice-president and chief operating officer, and James E. Nielson, Nielson and Associates, Inc.; Georgia Antley Hunt, county attorney, and Becky Lindsey, treasurer, met with the commissioners to discuss the Dalton Well and to explain and

February 16 2010 reviewed by Jerry Ewen.doc