

BIG HORN COUNTY COMMISSIONERS' MINUTES

DATE TIME AND PLACE: The Board of County Commissioners of Big Horn County, Wyoming, met in regular session on March 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

Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to approve Resolution #9 and #10, 2009-2010, dated March 16, 2010. Resolution #9 is funds added to the budget as follows and Resolution #10 is for merging existing budget lines and is on file in the clerk's office:

RESOLUTION 2009-2010 T.F. # 9 Date: March 16, 2010

WHEREAS, it appears that by reason of unexpected requirements not reasonably foreseeable at the time the **2009-2010** budgets was adopted, it will be necessary to transfer funds to the following budget:

\$6,725.00 from Unanticipated Revenue (state) to 10-4-480-555-200 Lovell Senior Center

AND WHEREAS, due notice of the intention to make such transfer has been published as required by law, no objections have been made thereto;

BE IT THEREFORE RESOLVED that the amount be transferred to the funds designated.

Dated this 16th day of March, 2010.

Board of County Commissioners

Big Horn County, Wyoming

/s Thomas S. Hinman, Chairman

/s Keith M. Grant, Member

/s Jerold S. Ewen, Member

Attest:

/s Dori Noyes, County Clerk, Clerk of the Board

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:

BIG HORN COUNTY FAIR BOARD 15,000.00 / A I M, INC. 260.56 / ALCOPRO 235.00 / ALLTEL 95.75 / ALSCO 69.22 / DEL ATWOOD, JR 53.80 / B&G INDUSTRIES LLC 131.30 / BASIN REPUBLICAN RUSTLER 232.75 / BIG HORN AUTO PARTS, INC. 313.81 / BIG VALLEY BEARING & SUPPLY 101.25 / BIG HORN BASIN COUNSELING 1,450.00 / BIG HORN CO-OP MARKETING ASSN 2,520.51 / FIRE PROTECTION DIST. #5 159.60 / BIG HORN RURAL ELECTRIC CO. 768.00 / CARQUEST AUTO PARTS 2,246.73 / CK HARDWARE 103.45 / COMMERCIAL SERVICE HVAC 302.43 / COMPUTER SOFTWARE ASSOC. 14,650.36 / COPENHAVER, KATH, KITCHEN 150.00 / COWLEY LUMBER CO. 94.06 / TOWN OF COWLEY 79.40 / STEFANIE PADILLA 120.00 / TOWN OF DEAVER 5.00 / DEPARTMENT OF LABOR/MSHA 100.00 / ECOLAB 219.87 / FIRST BANKCARD 209.00 / FIRE PROTECTION DISTRICT #3 82.94 / FIRE PROTECTION DISTRICT #4 133.98 / FIRST BANKCARD 926.89 / FLEET SERVICES 2,460.72 / FIRST BANKCARD 337.98 / GASES PLUS 90.00 / JENNY GOOD 90.00 / GDA ENGINEERS 15,956.52 / TOWN OF GREYBULL 267.10 / HARPER'S SERVICE CENTER 241.98 / HIGH PLAINS ROOFING 960.00 / HONNEN EQUIPMENT CO. 3,165.57 / I-STATE TRUCK CENTER 506.77 / JABE

CORPORATION 4,750.00 / JOHN R. HALEY IV 506.95 / BRIGITA S. KRISJANSONS 150.00 / LAMAX CONSTRUCTION, INC. 550.00 / LINTON'S BIG R 12.37 / LITTLE AMERICA 233.15 / MCS OFFICE PRODUCTS INC. 59.86 / MASTERCARD 23.66 / NEIL MAYES 2,552.98 / MIDWAY AUTO SALES 183.00 / MILLER'S FABRICATION & CONST. 45.20 / MINCHOW'S SERVICE 5,995.94 / MOTOROLA 15,794.65 / MOUNTAIN CONSTRUCTION COMPANY 310,778.21 / MURDOCH OIL, INC. 6,268.90 / N-COMPLIANCE SAFETY SERVICES, INC. 1,125.00 / NORTH BIG HORN SENIOR CITIZENS 983.00 / O'REILLY AUTO PARTS 1,702.43 / THE OFFICE SHOP, INC. 547.57 / OVERLAND EXPRESS MART 91.18 / DAVID S. PETERSON, D.D.S. 1,554.00 / POLICE DEPARTMENT SERVICES 2,830.00 / PRODUCTION MACHINE COMPANY 241.24 / QUILL CORPORATION 928.28 / RED EAGLE FOOD STORES 159.96 / RED APPLE SUPERMARKET 33.90 / RELIABLE OFFICE SUPPLIES 21.98 / ROCKY MOUNTAIN POWER 2,079.93 / RON'S FOOD FARM 45.44 / RANDY L. ROYAL 457.50 / RURAL FIRE PROTECTION DIST. #1 191.40 / RURAL FIRE PROTECTION DIST. #2 196.25 / SECURITY STATE BANK - PETTY CASH 65.69 / SELBY'S 177.78 / WILLIAM L. SIMPSON 150.00 / DALLEN SMITH 14.05 / SOUTH BIG HORN COUNTY HOSPITAL 2,000.00 / SOUTH BIG HORN SENIOR CITIZENS 1,411.51 / SYMBOL ARTS 5.00 / TACOMA RUBBER STAMP 3.74 / TCT WEST, INC. 5,706.72 / TARGET 330.87 / TCT WEST, INC. 1,256.55 / THIRD DEGREE COMMUNICATIONS INC. 345.00 / TRACTOR & EQUIPMENT CO. 5,120.76 / TRAVELING COMPUTERS, INC. 4,299.45 / TRI COUNTY TELEPHONE ASSOC. 69.55 / U.W.C.E.S. 114.57 / VALLEY HARDWARE 101.75 / AMERICAN WELDING & GAS INC. 1,765.89 / WAVES WEB DESIGN 258.75 / WELLS FARGO BANK 4,000.00 / WHEELER'S IGA 117.82 / WINGFOOT COMMERCIAL TIRE SYSTEMS 344.17 / WYOMING GAS 5,428.96 / WYOMING DEPT. OF TRANSPORTATION 1,993.75 / WYO. PUBLIC HEALTH NURSING SERVICES 287.00 / WYOMING SURPLUS PROPERTY 50.00

Carolyn Walton, chairman of the Library Foundation and also representing the Friends of the Library Foundation; Becky Hawkins, library director; John Koller of the Library Foundation; and Jo Dee Foss, library board member, met with the commissioners making them aware of the services that the libraries provide and to encourage support for the libraries. Jerry Ewen agreed to meet with the foundation as a representative of the county commissioners.

William Bridges, Pryor Mountain Engineering, met with the commissioners to present and recommend utility licenses for approval. William will present a fee schedule to the commissioners at their April 6 & 7, 2010, meeting for them to consider when applicants want to cut gravel roads. ***Commissioner Grant made a motion, seconded by Commissioner Ewen and carried, to approve the following utility licenses: Sidon Irrigation District, for an 18" HDPE pipe bore and irrigation pipe line, located in T. 56 N., R. 96W., Sec. 3 lane 9.***

Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to approve the utility licenses for TCT, installation of a copper cable located in T.S. 53 N., Range 92W., Sec. 5, Beaver Creek Road

Willie and Dean Miller discussed road nine and the issues with the haul trucks and the drains. Willie feels the WYDOT grant may be used for this project, not this year, but possibly the following year. He says there are some safety issues with the road and suggests the purchase and installation of a drain pipe to replace the open drain and to move the road over, oil the surface and acquire an easement from the appropriate landowners. Willie says this will affect nearly 1 ½ miles of the road. Dean is aware that the septic system drain from his residence leaches into the irrigation drain and will have to be fixed. Willie said maintenance of the new irrigation drain, if installed, will need to be addressed in the future.

Willie also gave an update on County Road 52. The safety grant has been approved for the Sand Hill Road. He does not know the details of when the funds and policies and regulations

of the project will be available.

Willie asked if the commissioners allowed seismography and geo-phones in the county. Commissioners asked that Willie look further into the energy source they will need for this project.

Jenny Good, 4-H educator, Gretchen Gasvoda-Kelso, CNP educator and Dallen Smith, livestock educator, as well as Sarah Bates, 4-H member and Bree Dooley, 4-H member and student of the CNP program, met with the commissioners to give updates on their projects and to give encouraging testimonials of the 4-H and CNP programs.

Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to adjourn for lunch at 11:55 a.m. Commission Chairman Hinman called for regular session at 1:00 p.m.

Ken Blackburn, sheriff, met with the commissioners telling the commissioners that he received a verbal commitment for up to 20 prisoners to be sent to Big Horn County from the Indian Affairs office. ***Commissioner Grant made a motion, seconded by Commissioner Ewen and carried, to have Commission Chairman Thomas S. Hinman sign the contract with Indian Affairs upon Georgia Antley Hunt, county attorney's, approval for form.***

Ken gave a favorable report on the liquor license applicants presented to the county commissioners by the county clerk. ***Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to approve the following liquor licenses: Antler Inn, county retail malt beverage permit; Midway Golf Club, limited club license; Dirty Annie's Country Store, retail liquor license; Oasis Bar, retail liquor license; Old Shell Lodge, county retail malt beverage permit; Wyoming High Country, county retail malt beverage permit; Hyattville Café, retail liquor license; The Trapper Creek Lodge Restaurant, retail liquor license and the Hideout at Flitner Ranch, retail liquor license, with exception to the Horseshoe Bend Arena which needs to bring the Forest Service lease agreement current through the end of the new liquor license term.***

Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to send a letter to the BLM asking that the BLM grant permission to Pablo Good to construct and build a temporary road for hauling dirt. This temporary road for the refinery reclamation project is on BLM controlled property and will run alongside Road 39 ½ to keep traffic off the highway.

Commissioners also wrote a letter to the BLM regarding the recommendation of Wyo Ben, Inc., for the Hardrock Mineral Environmental Award and the Hardrock Mineral Director's Award.

Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to sign the annual Local Government Liability Pool application prepared by the county clerk.

Brett George, Nate Cook and Linda Neville of Positive Progressions, LLC, met with the commissioners to discuss their long range plan and their programs for the old Byron school facility. They asked the commissioners for a letter of support. ***Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, giving Thomas S. Hinman the approval to sign a letter of support to the Town of Byron and Positive Progressions, LLC.*** The county clerk will prepare and have all the commissioners review the letter before affixing the signature.

Brandy Davison and Sheriff Ken Blackburn met with the commissioners to present a grant application for approval for the Volunteers of America. The single point of entrance is through the county attorney's office. Commissioner Ewen asked how that is working. Brandy said they have not been able to meet with the county attorney since January. ***Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to give authority to Commission Chairman Thomas S. Hinman to sign the Volunteers of America grant***

application for \$60,000.00. This grant will be added to the budget at a later date.

Linda Harp, grants administration, met with the commissioners to get approval on grant contracts and give updates on various projects. ***Commissioner Grant made a motion, seconded by Commissioner Ewen and carried, to approve a grant agreement (CFDA 81.041) between the Wyoming Business Council, Business and Industry Division, State Energy Office and Big Horn County for the purpose of providing American Recovery and Reinvestment Act funds for energy saving measures in the amount of \$186,982.72.*** This grant will be used as an energy grant for the courthouse and expires June 30, 2012. They also approved the Community Development Block Grant Agreement between the Wyoming Business Council Division of Investment Ready Communities and Big Horn County for the purpose of federal Community Development Block Grant (“CDBG”, CFDA #14.228) 2009 funds to complete projects and/or services in the amount of \$45,000.00. This grant will be used for the county courthouse elevator and will expire June 30, 2012.

Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to sign the three draw-down requests for the library and the Senior Citizens Center.

Becky Lindsey, treasurer, and Ken Fink met with the commissioners to discuss the EDA grant and the final payment of funds reimbursed to the county. Ken informed the commissioners that a six year grant report would be due in August and another one in nine years. The county clerk contacted the grants administration and they put it on a schedule for reports due. These funds will go back in the general fund as were taken out. Upon recommendation by Ken Fink, ***Commissioner Ewen made a motion seconded by Commissioner Grant and carried, to sign the Federal Expenditures Financial Report to the U.S. Department of Commerce Economic Development Administration, form number 425 for Federal Grant number 05-01-04050.***

Commissioner Grant made a motion, seconded by Commissioner Ewen and carried, to pay Ken Fink for his diligent work on the project.

Catherine and Gene Stuber and Georgia Antley Hunt, county attorney, met with the commissioners to discuss County Road 330, Lane 36 1/2. Catherine indicated the reason the easement was not signed was because her husband’s name was misspelled. Commissioner Ewen asked if the county attorney was to prepare another easement exactly as it reads now, with the correct spelling, would the Stubers sign the document and have it back to the commissioners at their next meeting April 6th and 7th, 2010. ***Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to have the county attorney correct the spelling of the name to A. Gene Stuber.*** Georgia will send the document within the week ending March 26, 2010, with the understanding that the Stubers will have the document back to the commissioners by April 6, 2010. After receiving the document, the county clerk will record the resolution previously signed by the commissioners.

Dori Noyes, county clerk, met with the commissioners to present draft minutes for the commissioners March 2 & 3, 2010, meeting. ***Commissioner Grant made a motion, seconded by Ewen and carried, to approve the commissioners March 2 & 3, 2010 minutes as amended.***

Commissioners discussed the technical support meeting the elected officials had and they further agreed that Traveling Computers was doing a good job. They agreed that the share point service would help with overall communication with tech support and the other offices.

NEW BUSINESS

Commissioners considered, reviewed and approved the following:

Bonds: Scott Douglas Burnham, secretary/treasurer, Lovell Branch Drainage District, \$1,000.00, Koleen Sponsel, School District #1, \$75,000.00 and Russell Jay Boardman, commissioner, Shoshone Conservation District, \$1,000.00

Financial Statements: Vickie Larchick, clerk of the district court monthly statement for February 28, 2010, \$2,642.03

Minutes and Reports: Byron Solid Waste minutes for February 11, 2010; Big Horn County Fair Board minutes for March 8, 2010; Big Horn County Weed & Pest minutes for March 9, 2010, and supervisor's report for February 2010

There being no further business to come before the board and *upon motion by Commissioner Grant, seconded by Commissioner Ewen and carried, the board adjourned at 4:50 p.m.; the board will meet in regular session on April 6 & 7, 2010.*

STATE OF WYOMING)

) ss.

COUNTY OF BIG HORN)

I, Dori Noyes, County Clerk and Ex-Officio of the Board of the County Commissioners, do hereby certify the above and foregoing to be a full, true and complete copy of proceedings had by board at its last regular meeting on **March 16, 2010.**

Board of County Commissioners

Big Horn County, Wyoming

/s/ Thomas S. Hinman, Chairman

/s/ Keith M. Grant, Member

/s/ Jerold S. Ewen, Member

Attest: /s/ Dori Noyes, County Clerk, Clerk of the Board

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