

BIG HORN COUNTY COMMISSIONERS' MINUTES

The Board of County Commissioners of Big Horn County, Wyoming, met in regular session on May 4 & 5, 2010. The meetings were called to order beginning with the Pledge of Allegiance at the office of the board of county commissioners in the Basin courthouse. Those 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 Jim Hallman, deputy county attorney

Jerry Denniston and Rod Wambeke, road and bridge foremen, and William Bridges, Pryor Mountain Engineering, met to discuss road and bridge equipment and give updates on various roads. Rod presented a utility license that he signed two years ago but was never approved by the commissioners, even though the project has been completed for two years. ***Commissioner Grant made a motion, seconded by Commissioner Ewen, and then there was discussion by Jerry Ewen, who asked that Rod let Mr. Rael and any other applicants know the proper procedures for utility licenses in the future. The motion was carried to approve a license for David Rael located at T.S. 57N., R. 96W., Sec. 27 & 28, Road 9.***

Jim Hallman gave a brief update regarding the recent vandalism to county road signs.

William will get with Lovell Irrigation to inform them that they must pay the \$1,000.00 cut fee and \$2,000.00 bond for the previously approved utility license. He also discussed a project with WYDOT that needs to be followed up on at a later date. William discussed the down fall in budget and the projects he would like to see worked on. William suggested and commissioners concurred that the Cold Springs Road (Road 52) and the chip seal and crack seal projects will go forth for this year. Any other projects will be held over for another budget year.

Upon recommendation by William, ***Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to approve the following utility licenses: TCT WEST for the installation of a buried copper communications cable located in T.S. 52 N., R. 93W. Sec 15, Road 28 and T.S. 56N., 96W., Sec. 15, Lane 12.***

William will write a letter to Reed Williams reaffirming the previous denial of a utility license.

Upon recommendation by William Bridges, ***Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to approve the utility license permit applied for by the University of Texas for the temporary placement of seismograph geophone devices along county road right-of-ways. The locations are yet to be determined but will eventually be exhibited with the approved license on file at the county clerk's office.***

William has drafted a new utility license application form that will need to go before the county attorney's office for review before being presented to the Commissioners for approval. He will put in verbiage for liquidated damages and will include a more consistent fee schedule.

William discussed and gave an update on the Crystal Creek Bridge project. He will get estimates for further discussion at a later date.

Commissioner Ewen made a motion, seconded by Commissioner Grant and carried to go into executive session at 10:35 a.m. on personnel issues. Those present: Commissioners Hinman, Grant and Ewen, Dori Noyes county clerk, and Jim Hallman, deputy county attorney. ***Commission Chairman Thomas S. Hinman called for regular session at 11:00 a.m.***

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

payroll and accounts payables. *Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to allow the presented bills and payroll.* The following bills were presented, audited, approved by motion and warrants ordered, issued in payment of same: ALTIMUS DISTRIBUTING 218.99 / AMERIGAS 308.38 / ARMACOST TRANE SERVICE CO. 56.32 / DEL ATWOOD, JR 600.00 / BOB BARKER COMPANY, INC. 901.40 / BASIN PHARMACY 2,852.53 / BASIN REPUBLICAN RUSTLER 590.33 / TOWN OF BASIN 5,863.42 / THOMAS L. BENNETT, MD 3,220.00 / BIG HORN AUTO PARTS, INC. 15.53 / BIG R MANUFACTURING, INC. 7,673.38 / BIG HORN COUNTY ATTORNEY 681.25 / BIG HORN CO-OP MARKETING ASSN 131.88 / BIG HORN COUNTY FAIR BOARD 100.00 / BIG HORN COUNTY 1,600.00 / LINDA BOYCE 2,151.75 / BRADFORD SUPPLY COMPANY 112.33 / CK HARDWARE 47.15 / COLORADO CUSTOMWARE USER GROUP INC. 150.00 / COMMUNICATION TECHNOLOGIES, INC. 610.00 / KIM COWAN 218.50 / CRUM ELECTRIC SUPPLY CO. 60.96 / DPX ENTREPRISES INC. 1,424.91 / DOUBLE R SERVICE 407.24 / CHERI EDELER 80.00 / ESRI, INC. 1,960.00 / JULIE FABER 264.50 / ROD PATRICK 429.00 / DAVID FLITNER 701.37 / GARAVENTA LTD. 2,585.00 / GARBAGE-B-GONE 34.50 / TRACY GIFFORD 15.57 / JENNY GOOD 411.00 / FAWN GOTON 54.00 / GRAINGER 372.62 / GREYBULL STANDARD 413.83 / JAMES T. HALLMAN 874.86 / JANICE M. HANSEN, R.N. 37.00 / ROY HARPER 61.90 / JILL HARPER 87.00 / HI MILE TIRE 525.21 / WALTER HIBBERT 191.09 / BOBBI HOLDER 47.00 / JOHN G. HYDE 72.30 / JABE CORPORATION 4,767.62 / JOHN R. HALEY IV 4,958.47 / KIMBERLY KOCH 916.20 / LAIRD SANITATION 130.00 / LAWSON PRODUCTS, INC. 325.53 / JESSICA LOEPER P.C. 610.00 / LOVELL CHRONICLE 51.30 / TOWN OF LOVELL 198.44 / LOVELL RADIATOR 1,301.70 / ML MARKETLAB INC. 5,120.00 / DEE MAHONEY 67.00 / MARK'S REFRIGERATION 249.50 / MASTERCARD 8,000.96 / BILL MILLER 2,000.00 / MONTANA-DAKOTA UTILITIES 132.04 / MOTOROLA 7,234.00 / NATIONAL ASSOCIATION OF 495.00 / KAMI NEIGHBORS 288.53 / CALLI LYN NELSON 637.50 / NUISANCE ANIMAL CONTROL 585.00 / NUTRITION CONSULTANTS 138.00 / THE OFFICE SHOP, INC. 2,837.33 / OTIS ELEVATOR COMPANY 16,285.21 / OVERLAND EXPRESS MART 9.20 / PARK COUNTY CLERK 44.59 / PETERSON QUALITY OFFICE FURNITURE 255.00 / PITNEY BOWES POSTAGE BY PHONE 120.41 / PITNEY BOWES 128.70 / PROCESS POWER & CONTROL INC. 1,218.66 / WILLIAM E. BRIDGES 16,060.05 / BARBARA QUALLS 74.25 / QUILL CORPORATION 620.83 / QWEST 34.95 / RED APPLE SUPERMARKET 7.49 / KENT A. RICHINS 1,825.00 / RIVERBEND PLUMBING & HEATING 10,000.00 / SAFETY-KLEEN SYSTEMS, INC. 688.10 / COLEEN SCHEELER 66.98 / SECURITY STATE BANK - PETTY CASH 46.39 / SELBY'S 206.61 / SHOSHONE OFFICE SUPPLY 634.96 / SUSAN SILER 27.54 / DALLEN SMITH 45.00 / STARTER/ALTENATOR SPECIALISTS INC. 58.33 / SYMBOL ARTS 590.00 / SYSCO FOOD SERVICES 15,199.82 / TECHNICAL FORESTRY SERVICES 3,999.93 / TITAN ACCESS 121.53 / TRACTOR & EQUIPMENT CO. 6,378.48 / U.S. POSTMASTER 1.20 / U.S. POSTMASTER 180.00 / U.S. POSTAL SERVICE 1,013.20 / U.W.C.E.S. 150.00 / VAISALA INC. 941.00 / GAIL E. VANDERPLOEG, LPN 179.00 / VERIZON WIRELESS 1,242.67 / LEWIS B. WALKER 1,882.30 / SUSAN WILEY, R.N. 144.03 / WYO DEPT. OF HEALTH 47.00 / WYOMING SURPLUS PROPERTY 33.00 / ZONE 4 GRAPHICS AND PRINTING 35.40 / DARRELL CARIVEAU 74.25 / DEBBI MCKIM 135.00

Linda Harp and Stefanie Padilla, grants administration, met with the commissioners.

Stefanie gave an update on the DEQ Regional Solid Waste plan. The preliminary budget amounts given by grants administration will be corrected as the engineer corrects the amounts billed to the county. Upon the recommendation by Linda Harp, ***Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to sign the final close-out report for the airport infrastructure from the Wyoming Business Council.***

Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to sign a drawdown for the library and elevator pre-approved projects.

Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to approve and sign the state grant in aid for the North Airport SRE.

Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to sign a letter to relinquish the grant to the Tri-Town Walking Path. The county treasurer will reimburse the funds to the two towns that paid their match.

The Hyattville Community Center grant was discussed. It has been confirmed that there is no documentation to show that the center received bids on the project as required by the grant. The invoices presented to grants administration by the center will not be submitted to the county for payment until this matter has been rectified. Linda also discussed the amounts of money left over from various projects that have received consensus block grant funds. She will set up a meeting with the towns and the commissioners to discuss how the leftover funds will be allocated. Linda discussed current misconceptions that exist in the community regarding grants administration, her fees and administration costs to the county.

Commissioner Grant made a motion, seconded by Commissioner Ewen and carried, to break for lunch at 12:30 p.m. Commission Chairman Thomas S. Hinman called for regular session at 1:30 p.m.

Commissioners had a teleconference with the Local Sage Grouse Working Group (LSGWP) regarding sage grouse core areas currently being established in Big Horn County.

Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to approve the April 6th, 7th and 20th, 2010 commissioners' minutes as corrected.

Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to break at 3:35 p.m. and re-convene at 4:00 p.m.

Jim Raffl, Carol Willard, Vickie Larchick, Gina Anderson, Jim Hallman, Gwen Nelson, Becky Lindsey, Ken Blackburn, John Hyde, Jim Waller and Jerry Denniston met with the commissioners to further discuss the vacation overages. Several discussed the issue and John Hyde recommended that the commissioners raise the maximum vacation that may be carried over into any new year from 160 hours to 240 hours. Jerry Ewen stated that it is very important that the elected officials and department heads monitor vacation hours and assist the employees in the management of their vacations. ***Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to sign an addendum to change the personnel policy.*** This addendum allows the employees to accrue hours over 240 during the calendar year but will forfeit any hours over 240 on January 1. This will begin on January 1, 2011. Upon separation of employment, employees will not be paid for accumulated hours over 160. The full addendum is on file at the county clerk's office.

Commissioner Grant made a motion, seconded by Commissioner Ewen and carried, to approve Resolution #15, 2009-2010 which is on file at the county clerk's office. This resolution states that the Big Horn County Commissioners adamantly oppose that the Rock Creek are in Johnson County be designated as a Wilderness Area.

Commissioners asked that the county clerk not put any funds in the capital improvement

line item for road and bridge trucks or equipment for the preliminary budget due to budget shortfalls.

Commissioner Grant made a motion, seconded by Commissioner Ewen and carried to adjourn at 5:00 p.m. and re-convene on May 5, 2010, at 9:00 a.m.

Jim Raffl and Fred Werner met to present a lighting contract. *Commissioner Grant made a motion, seconded by Commissioner Ewen and carried, to sign a construction agreement between Big Horn County and Process Power and Control to replace the light fixtures at the county courthouse with Retro-Fit Grant funds in the amount of \$92,235.72.*

Bill Robertson of Game and Fish, Ken Blackburn, Sheriff, and James Hallman, Deputy Attorney, met with the commissioners to present a certificate of appreciation award to Ken Blackburn and Jim Hallman for assisting the Game and Fish in the apprehension and prosecution of a poacher recently sentenced in Big Horn County.

Commissioner Ewen made a motion, seconded to Commissioner Grant and carried, to go into executive session on personnel issues at 9:25 a.m. Those present; Commissioners Hinman, Grant and Ewen, Dori Noyes, county clerk, and Jim Hallman, deputy attorney. Commission Chairman Thomas S. Hinman called for regular session at 9:29 a.m.

Brian Pyscher met with the commissioners to discuss the Laird Estates Subdivision and ask for assistance in obtaining a road easement. This assistance may be asked for at a later date and is in reference to the surveyor who performed the original survey for Laird Estates Subdivision. Brian will do further research and get with the commissioners at a later date.

Commissioner Ewen asked Jim Hallman whether any correspondence had been received by the Stubers regarding the road issue and he said he will need to check with Georgia and get back with him. Jerry also asked Jim Hallman for the status of the letter to the extension service as asked previously and also inquired as to the status of the draft airport leases.

Jim Brown and Stan Graham, Representing the South Big Horn Senior Center, Jim Waller, Land Planning, and Gina Anderson, Assessor, met with the commissioners to discuss a resolution that would create a tax district for the South Big Horn County Senior Center. After receiving input from the county assessor and the county clerk, *Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to approve the following resolution:*

RESOLUTION #16, 2009-2010

WHEREAS, the senior citizens of the south portion of Big Horn County have expressed a desire to form a service district in the County of Big Horn, and

WHEREAS, the Board of County Commissioners believes the qualified electors of the County of Big Horn should be given an opportunity to vote on the establishment of a senior citizens district.

IT IS THEREFORE RESOLVED that pursuant to W.S.§18-15-102, the Board of County Commissioners suggests the establishment of a district to be known as the South Big Horn County Senior Citizens Service District, said district boundaries shall consist of the existing district lines as the South Big Horn County Hospital District;

IT IS FURTHER RESOLVED that the question of establishing the district shall be delivered to the Big Horn County Clerk for submission of the question as follows: “Shall the South Big Horn County Senior Citizens Service District be established with a maximum levy of one (1) mill, to be imposed on the taxable property of the district”, for establishing said district to the resident electors of the proposed district and the establishment of a maximum levy not to exceed one mill at the upcoming primary election.

INTRODUCED, PASSED AND APPROVED this 5th day of May, 2010.

BIG HORN COUNTY BOARD OF COMMISSIONERS

/s Chairman Thomas S. Hinman

/s Commissioner Keith Grant

/s Commissioner Jerald S. Ewen

ATTEST: /s Dori Noyes, Big Horn County Clerk

Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to send a letter of support to Absaroka Head Start.

Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to send a letter to the Town of Byron in support of Positive Progression.

Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to recess for lunch at 11:55 a.m. and to re-convene at the old jail.

Roy Darrow and Dustin Spomer of GDA; Linda Harp, grants administration; Jim Hallman, Deputy Attorney; Commissioners Hinman, Grant and Ewen; Karl Bertagnoli, B&G, Industries; Mike Calvin, Pryor Mountain Engineering; Dori Noyes, County Clerk, and Brenda TenBoer, Basin Republican Rustler, met with the commissioners to discuss Big Horn County airport business.

Commissioner Ewen made a motion, seconded by Commissioner Grant and carried to sign the agreement with Lariat International for purchase of the Cowley Snow Removal Equipment. This was approved previously and has been added to the budget.

Dusty presented the amendment number 10 to the Greybull Seal Coat/Marking project for signatures which was approved previously.

Commissioner Ewen made a motion, seconded by Commissioner Grant and carried to sign the state grant request for the Greybull Seal Coat/Marking project which will be added to the budget when the county receives the contract.

Commissioner Ewen made a motion, seconded by Commissioner Grant and carried to approve the Rocky Mountain Power easement and opted to accept the contract administration credit option. They also signed the Rocky Mountain Power agreement. The clerk will record the easement and send the easement and the agreement back to Rocky Mountain Power.

GDA gave an update on the Greybull Runway Relocation project. Commissioners discussed the contractor's work schedule for the upcoming months and chose to accept and accelerate the schedule. They also discussed airport board issues.

Jim Waller, Land Planning, Doug Cauffman, and James Hallman, Deputy Attorney, met with the commissioners to consider approval of the Dorsey Creek Subdivision. Jim said that all the issues and requirements have been satisfied and upon recommendation by the Planning and Zoning Board and by the Land Planner, *Commissioner Grant made a motion, seconded by Commissioner Ewen and carried to approve the Dorsey Creek Subdivision as presented.* Jim will prepare the documents for commissioners' signatures for the next commissioners meeting.

Commissioner Grant made a motion seconded by Commissioner Ewen and carried to approve the application for a 24- hour malt beverage permit for June 11, 2010 for the Days of 49.

Jim Waller also discussed the GIS Internet mapping. *Commissioner Ewen made a motion, seconded by Commissioner Grant and carried, to approve the purchase of the Greenwood mapping for the GIS system.*

NEW BUSINESS

Commissioners considered, reviewed and approved the following:

Bonds: Douglas M. Crouse, member, North Bench Drainage District, \$10,000.00; David R. Monk, director/treasurer, Cowley Drainage District, \$1,000.00

Financial Statements: Dori Noyes, county clerk for April 30, 2010, \$17,350.83; Ken Blackburn, sheriff, monthly statement for March 31, 2010, \$4,190.04; and the Big Horn County Fair Board Meeting, April 12, 2010

Minutes and Reports: Big Horn County Airport Board minutes for April 28, 2010; Big Horn County Solid Waste Disposal District Minutes for March 16, 2009; Local Emergency Planning Committee minutes for March 25, 2010; Big Horn County Weed and Pest Control minutes for April 12, 2010

There being no further business to come before the board and upon motion by Commissioner Ewen, seconded by Commissioner Grant and carried, the board will meet in regular session on May 18, 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 **May 4 & 5, 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