

MINUTES OF THE BIG HORN COUNTY COMMISSION MEETING

NAME: Big Horn County Commission TYPE: Regular Session

PLACE: Big Horn County Courthouse Commissioner's Chambers

DATE: **July 19, 2016** TIME: 9:00 AM

Chairman: Jerold S. Ewen, Members present: John Hyde, Felix Carrizales

Others County Representatives: Lori Smallwood, County Clerk;

List of attendees on file.

The meeting was called to order at 9:00 AM by Chairman Ewen; followed by the Pledge of Allegiance led by Carrizales. Ewen recognized guests and presented the agenda, a **motion** was made by Hyde to accept the agenda as amended, the motion was seconded and carried.

Engineering - Road and Bridge: Representatives from the Town of Lovell attended to discuss the water line project along Lane 12. Brian Dickson and Dayton Alsaker (Dowl Engineering) gave an overview of the project and presented a map. Dickson shared that rights of way and annexation were not well received by land owners in the area so the Town is asking the County to approve utility permits for this project. Ewen stated that protection of the county road and conflicts with other utilities along the corridor were a large concern. Discussion included potential utility conflicts, roadway integrity, documentation of exact location of lines in the easement, and the fire safety concerns the project will solve. **Hyde** moved to grant permission to the Town of Lovell to construct a water line on the County right-of-way with the conditions that the road be returned to original condition as quickly as possible, care is taken to contact other utilities to prevent conflict and any future damage caused to the road way by the water line will be the responsibility of the City. The **motion** was seconded. Carrizales suggested that additional time and more detail needed to be fleshed out before approving the project. Carrizales expressed concerns with other utilities in the right-of-way, road restoration and future problems as well as inconvenience for others in the area. Dickson addressed Carrizales concerns with a summary of processes used to successfully complete other project in the town as well as plans to limit inconvenience to homes and business in the area. Dickson requested a clarification on normal wear and tear vs faulty reconstruction of the roadway. Carrizales suggested a letter of support for the project from other utilities in the area prior to county approval. Hyde then called for the question. Ewen commented that there will be a bond in place for this project and suggested that the standard bond may not be sufficient due to the location and size of this project. Bridges will ensure the bond is sufficient to cover the additional liabilities of the project either via the construction bond or a separate one. The needed permits will be submitted at a future meeting. After receiving a yes vote from Hyde and a no vote from Carrizales, Chairman Ewen cast the deciding vote and the **motion** was carried. Anticipated bid letting for the project will be Fall of 2016 with completion being late fall 2017.

Shannan Hovey presented additional grader lease information requested from John Deere at a previous meeting, stating he is not in favor of the lease agreement due to the high cost. Hovey shared calculations to support purchasing the grader, which would save the county from a potential loss of \$50,000 per lease term. Hovey will pursue a purchase. There was discussion about needed dozer repairs and some concerns with a culvert installation on Orchard Bench Road.

Bridges reported on DEQ sampling for ground contaminants at the Lovell Refinery site in August. Bridges stated that it appears DEQ is only addressing the first of three areas with the current study area being the one of least concern at this time. Discussion clarified the need to remain in the Orphan program and the larger responsibility the County would have if we withdrew. Bridges recommendation was to let the testing continue and then address the rest of the site at that point. Carrizales will talk to DEQ to see what their plan is considering the limited county funding allocated.

Bridges presented a map for the Lane 9 and 9 ½ issue and the proposed renaming of the entire stretch to Lane 9 as discussed at a previous meeting. Bridges clarified that two signs will need to be changed and

this would help with emergency response in the area. Carrizales moved to rename county Lane 9 ½ to Lane 9, the **motion** was seconded and carried. There was discussion regarding irrigation waste water creating pot holes on Lane 42. It was stated that waste water needs to be taken care of and dumping in the County easement is not proper care. Carrizales offered and asked for permission to approach the two land owners to come to an agreement to solve the issues. Ewen indicated his approval of the action with the statement that all action will following the letter of the law even if that means the remedy is litigation.

Carl Meyer – Airport Manager: Meyer began his report by sharing that millings from airport project have provided excellent materials for Road and Bridge. He said that in the future the FAA may require further documentation of compensation beyond the in-kind work may if the FAA is not satisfied with documentation or that in-kind does not constitute sufficient payment. Meyer reported that all FAA grant funds have been committed and contract amendments to fund the final piece of the Cowley project are on their way. Hyde moved to amend the grant to fully fund the Cowley project, the **motion** was seconded and carried. It was clarified that this motion will allow Ewen to sign the documents upon their arrival. As clean-up for the project files, Meyer presented a concurrence letter saying that HK is the low bidder. Hyde moved to sign the concurrence letter specifying that HK is the prime contractor for the project, the **motion** was seconded and carried. The drag races held July 16th were reported to be very successful, and dates in August and September will be requested for additional drag races. Hyde commented on how well the event was organized. By consensus the Commission agreed to approve seeking FAA approval for two additional days of drag racing.

Fred Werner- Big Horn County Maintenance: Werner reported that an air conditioning compressor has gone down and needs to be replaced, explaining that replacement parts are becoming hard to get. Ewen asked about the cost to replace this unit with a new system. Werner explained that this compressor is a component of the system and system replacement would not be cost effective at this time. Hyde asked if the repair could hold off on this until spring to see if there was a more important need between now and then. Smallwood reminded the Commission that this item was included in the 2016-2017 budget approval, Werner will proceed with the repair based on the funds having been budgeted.

Marquerite VanDyke & Carol Willard -Deputy County Clerks: VanDyke & Willard presented bills and payroll. Hyde moved to approve the bills and payroll as presented, the **motion** was seconded and carried.

ALSCO 46.92, AMERICAN WELDING & GAS INC. 188.95, AC ELECTRIC LLC 593.93, ALL AROUND SPORTS 250.00, EVELYN GAYE BARRETT 89.00, BASIN REPUBLICAN RUSTLER 480.00, MATTHEW BENDER & CO., INC. 288.31, BIG VALLEY BEARING & SUPPLY 438.19, BIG HORN BASIN COUNSELING SERVICE 564.29, BIG HORN CO-OP MARKETING ASSN 1,081.05, BIG HORN CO-OP MARKETING ASSN 3,821.63, BIG HORN CO-OP MARKETING ASSN 8.17, BIG HORN CO-OP MARKETING ASSN 107.48, BIG HORN CO-OP MARKETING ASSN 244.54, BIG HORN CO-OP MARKETING ASSN 81.19, BIG HORN COUNTY PREDATOR ANIMAL BD 5,000.00, BIG HORN ENGRAVING & SIGN 96.00, BIG HORN RURAL ELECTRIC CO. 509.46, BIG HORN COUNTY WEED & PEST CONTROL 217.81, BIG SKY STEEL & SALVAGE 119.00, BLAIR'S MARKET 15.98, BRUCO, INC. 214.80, ATHENA R BROWN 100.00, FELIX CARRIZALES 154.44, C & B OPERATIONS, LLC 148.47, CALIFORNIA CONTRACTORS SUPPLIES 289.00, CARQUEST AUTO PARTS 665.19, CK HARDWARE 29.99, CENTURY LINK 37.65, CENTER POINT LARGE PRINT 171.36, RONNA COLLINGWOOD 90.00, COPENHAVER, KATH, KITCHEN 150.00, TOWN OF COWLEY 137.35 STARLA J CRAIG 79.28, DENISE A DURRANT 100.00, DOUBLE R SERVICE, LLC 42.00, LARAE DOBBS 38.78, FIRE PROTECTION DISTRICT #3 117.50, FIVE COUNTY JOINT POWERS BOARD 19,560.00, FREMONT MOTOR CO. POWELL 1,159.60, DYLAN FREEMAN 350.00, KINSEY MARIE FREEMAN 150.00, DANIEL K GARNETT 150.00, EVEE LYNN GREER 35.00, 132785 JAMES R GILL 100.00, BRENT GODFREY 84.96, RANEE L. GONSALEZ 16.25, GDA ENGINEERS 114,562.12, GREYBULL BUILDING CENTER 494.92, TOWN OF GREYBULL 230.80, HK CONTRACTORS

375,174.00, HALI-BRITE, INC 50.70, STEFAN F & TRACY A HARPER 32.50, CAROLE L BLAKEMAN 100.00, JOY H HILL 25.29, HUB-BHJ INT'L MOUNTAIN STATES LTD 77,221.00, ILLINOIS OFFICE SUPPLY 2,950.55, J&E, INC. 21.70, BOBBIE JENKS 227.70, JOYCE E JOHNSON 85.00, KEELE SANITATION 147.00, PHYLLIS B LEWIS 100.00, JESSICA LOEPER P.C. 1,165.00, LOVELL CHRONICLE 442.50, LOVELL BUILDING CENTER 91.26, LACEY JO LINDSAY 250.00, MARY F MARTIN 100.00, TIA MANCUSO 110.00, MCINTOSH OIL COMPANY 3,839.10, KRISTY MICHAELS 20.00, MICROMARKETING, LLC 29.95, MILLER'S FABRICATION & CONST. 1,162.96, TED MENKE 35.64, CATHY SUSAN MIARS 178.64, MCKESSON MEDICAL SURGICAL 7.14, MINCHOW'S SERVICE 130.69, REBECCA S MONCUR 100.00, MONTANA PETERBILT 20.67, MOTOROLA SOLUTIONS CREDIT 80,931.95, MOUNTAIN WEST COMPUTER 149.93, MURDOCH OIL, INC. 453.38, JANE R NEALE OR LYNN R TRUST 35.00, NORTH BIG HORN HOSPITAL 258.00, NORTH BIG HORN SEARCH & RESCUE 282.93, NORTH BIG HORN SENIOR CITIZENS 750.00, CRYSTAL RENE OLSON 80.80, O'REILLY AUTO PARTS 1,787.44, THE OFFICE SHOP, INC. 1,748.19, OTIS ELEVATOR COMPANY 3,815.50, OVERLAND EXPRESS MART 223.09, PARK COUNTY CLERK 52.13, PITNEY BOWES POSTAGE BY PHONE 122.00, PITNEY BOWES INC 117.00, MARY J PROVONCHA 35.00, QUILL CORPORATION 1,719.65, RAMS HEAD FINANCIAL SERVICES 100.00, RAPID FIRE PROTECTION, INC 570.00, RED APPLE SUPERMARKET 596.05, RIVERBEND PLUMBING & HEATING 127.75, ROCKY MOUNTAIN POWER 1,896.98, ALAN SANDS ENTERTAINMENT, LLC 6,000.00, SHERRI SCHELL 612.00, BRET SAVAGE 1,700.00, SCHOOL HEALTH CORPORATION 79.92, SECURITY STATE BANK - PETTY CASH 461.85, SELBY'S 175.00, SHOPKO STORE OPERATING CO, LLC 27.00, REBECCA KAY SMITH 300.00, DUSTIN SMITH 35.00, SOUTH BIG HORN COUNTY HOSPITAL DIST 2,500.00, SOUTH BIG HORN SENIOR CITIZENS 916.67, SOUTH BIG HORN SENIOR CITIZENS 34.30, ZIEBER R STETLER 2,100.00, SUNSHINE OFFICE PRODUCTS 37.98, TCT WEST, INC. 260.17, THOMSON REUTERS - WEST 358.50, LORI THON 100.00, TRACTOR & EQUIPMENT CO. 284.00, TRAVELING COMPUTERS, INC. 310.50, TRAVELING COMPUTERS, INC. 625.00, FRANCES L TURNELL 35.00, SECURITY STATE BANK 4,658.21, VAISALA INC. 2,936.00, VALLEY HARDWARE 373.76, MARQUERITE VAN DYKE 9.00, JEANNE M VANGELDER 35.64, WALKER'S SERVICE 64.35, WYONET, INC 6,288.50, WELLS FARGO BANK 2,500.00, FRED A. WERNER 27.53, WYOMING DEPT. OF WORKFORCE SERVICES 1,541.33, WEX BANK 4,307.46, WACO 210.00, WYO DEPT. OF HEALTH 254.00, WYOMING GAS 1,186.92, WYOMING STATE LIBRARY 15,000.00, KIMBERLY ZIERLEIN 35.00, UNIVERSITY OF WYOMING 78.00, AMERICAN INSTITUTE OF TOXICOLOGY 500.00

Sheila Paumer – Big Horn County Fair Operations Manager: Paumer reported on horse fun day, fair preparations, gave an update on Pepsi's \$25,000 multipurpose building contribution. She reported that cutting boards belonging to the county were missing from the kitchen after an auctioneer's recent use of the hall building.

Nick Wilson – Big Horn County Land Planning: Wilson appeared to report on activities of the department. There was discussion regarding septic system permits that are being processed.

Bobbie Jenks – Big Horn County Public Health: Jenks reported on Public Health activities, sharing that since the State will no longer allow Public Health to provide adult health services, assistance like medication management and other similar services currently provided to county citizens will be going away within the next year. Public Health is looking for alternatives to help these citizens.

Brent Godfrey – Big Horn County Fire Warden: Godfrey presented a letter to the State Department of Forestry requesting funding to update the County Wildfire Protection Plan. Hyde moved to approve the letter to WSFD to receive grant funds for the update to the CWPP, the **motion** was seconded and carried. Godfrey presented Anthony Giles, who he intends to appoint to the position of deputy Fire Warden for the County, and summarized Giles experience. By consensus the Commission concurred with the appointment of Giles as Big Horn County's Deputy Fire Warden.

Old and New Business: Smallwood presented meeting minutes from June 7th and 21st, July 5th and the Special Budget Meeting of July 14th, 2016. Carrizales moved to approve minutes as presented, the **motion** seconded and carried. Carrizales addressed the Wyoming Public Land Initiative (WPLI) discussion and the offer by Washakie County to include him with their group regarding the Bob Cat Draw LWC, part of which is in Big Horn County. Carrizales said that based on feedback received he doesn't think it is best for Big Horn County to participate in the WPLI given other issues and concerns. Carrizales moved that Big Horn County not participate in the WPLI, the **motion** was seconded and carried. Carrizales noted that he will be an observer of the Washakie County's process. Carrizales reported meeting with D. Miller, who would like to build a rest area between Lovell and Cowley where the current Veterans monument is presently located. By consensus the Commission agreed to allow time on the agenda for Miller to present his ideas. Carrizales will ask Miller to contact Smallwood to get on the agenda. Ewen reported that there will soon be two vacancies on the Fair Board and that advertising for candidates to fill the positions should begin soon. An advertisement will run and applications will be reviewed by the Commission at the second meeting in September. Smallwood will draft a document based on recent restructuring to define the Fair Board's role and general responsibilities. Once finalized this will be presented to prospective and current fair board members. Hyde presented the history of and need for cancelling Commission meetings on election days. By consensus the Commission agreed to cancel the August 16th Commission meeting and will make arrangements for bill processing during the August 2nd meeting. Ewen spoke of the LDS Penrose Cemetery transfer of ownership question, noting that further action is pending LDS response. This will be placed on future agendas as more is known.

Hyde opened a discussion concerning recent developments relative to the possible closure of the Lovell Dispatch Center, citing misinformation and misunderstanding among the public regarding the County's position on this matter. Hyde expressed his concern that the Commission should not be involved at this stage. It was agreed that if the Lovell Dispatch closes, the County will then have a responsibility to do what is best for all citizens of the county. It was pointed out that the Sheriff is looking into possible solutions and it is premature for the Commission to become involved until after the Town of Lovell makes its decision.

Smallwood presented Good of the County Items and Mail: Financial Statements: Ken Blackburn – Sheriff (June 2016); Lori Smallwood-County Clerk (June 2016) Monthly Report(s) and prepared correspondence review: Bonds: Michael Leonhardt- Lovell Drainage Dist. (\$1,000); Tashie Lundberg – Lovell Board of Recreation (\$5,000) Cancellation of Taxes:

Hyde moved to adjourn, the **motion** was seconded and carried.

STATE OF WYOMING)
COUNTY OF BIG HORN)

I, Lori Smallwood, 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 of the Commission on July 19th, 2016

These minutes can be viewed electronically at www.bighorncountywy.gov

Date: July 18, 2016
Rev:
Designed by: WEBB
Drawn by: TLR

Big Horn County
LANE 9
Big Horn County, Wyoming

Pryor Mountain Engineering
William E. Bridges, P.E.
PO Box 671
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Sheet No.
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Extent of County Ln 9 1/2 Renamed Ln 9

