

## 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: **September 6, 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 moved to accept the agenda as presented, the motion was seconded and carried.

Hyde moved to go into executive session to discuss potential litigation. After the session was adjourned, Hyde moved to approve an agreement related to a personnel matter, the **motion** was seconded and carried.

Engineering - Road and Bridge: Wambeke reported on work completed in the northern part of the county. Hovey reported that Lane 35 gravel work has been completed and also reported recent equipment repairs. Hovey has received an offer of \$81,000 for the county's old moto grader. Carrizales asked if subcontracting county road maintenance would save any money on equipment. Bridges said that contracted grading would probably have an hourly rate of \$110 and the effort to monitor work of a contractor and repair damage created would result in more expense than savings to the county. B. Lindsey presented loan options and interest rate quotes for the purchase of a new moto grader. Hyde moved to purchase the new moto grader for \$264,999, accept \$81,000 trade in and to finance the balance with Security State Bank for 3 years at a 1.94% interest rate. The **motion** was seconded and carried. Carrizales noted that subcontracting is something that should be explored further. Hyde reiterated that the county roads are a high priority and dependable equipment ensures the work continues. Hovey presented an agreement to trade road maintenance for pond water use at the Scharen Subdivision. The agreement is intended to alleviate concerns by area residents. Hovey presented a utility permit for Rierden Lane. Hyde moved to approve the utility permit as presented the **motion** was seconded and carried. K. Boreen cancelled her session with the Commission. Hovey reported that the culvert by the Boreen property will be replaced within the week. Carrizales reported that the BLM will hold a meeting at the Cody office regarding the Eagle Pass Pit.

Bridges reported that 15 miles of chip sealing has been done during the month of August and that S & L will do the striping this fall at an anticipated cost of \$6,000. Bridges noted that WYDOT is still reviewing the IRP Road 7 ½ project and he hopes to begin advertising next week with October being the bid opening. Ewen asked Bridges if he has received a letter from the Forest Service regarding FS Road 17. Bridges hasn't seen the letter and will follow up.

Hyde moved allow the Chairman to sign the moto grader loan agreement paperwork from Security State Bank upon its arrival, the **motion** was seconded and carried.

Carl Meyer – Airport Manager: Meyer presented the airport report, gave an update on the finalization of both airport projects, and presented an amendment to the state contract for the Cowley project grant. Hyde moved to sign the Wyoming Aeronautics contract amendment as presented, the **motion** was seconded and carried.

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.

AIR NAV LLC 288.00, ALSCO 48.28, AMERICAN WELDING & GAS INC. 194.95, ALL AROUND SPORTS 325.00, TYLER ANDERSON 34.02, ASCENT AVIATION GROUP, INC 60.00, WHITE LINE LLC 300.00, BOB BARKER COMPANY, INC. 8,961.46, BASIN AUTO CARE 260.19, BASIN

CHAMBER OF COMMERCE 40.00, BASIN PHARMACY 1,145.59, BASIN REPUBLICAN RUSTLER 446.25, TOWN OF BASIN 18,816.57, MATTHEW BENDER & CO., INC. 485.99, BIG HORN CO-OP MARKETING ASSN 204.75, BIG HORN CO-OP MARKETING ASSN 113.98, BIG HORN COUNTY WEED & PEST CONTROL 231.06, BLAIR'S MARKET 112.79, GREGORY BLENKINSOP 177.12, BROSIUS ELECTRIC 239.01, BRUCO, INC. 173.36, DANIEL L. BURNS 104.99, C.A.R.E.S. 225.00, CANON FINANCIAL SERVICES 338.66, CARQUEST AUTO PARTS 64.09, CENTURY COMPANIES INC 258,559.60, CK HARDWARE 2.40, CENTURY LINK 39.13, COMMERCIAL SERVICE HVAC, INC 5,866.00, COMMUNICATION TECHNOLOGIES, INC. 278.64, BIG HORN COUNTY TREASURER 640.52, CK FAB 2,290.00, COVENANT INSURANCE GROUP INC. 1,975.00, CRUM ELECTRIC SUPPLY CO. 71.40, CURTIS/DEPT 34921 2,810.10, LARAE DOBBS 200.56, EVERETT DUNKLEE 27.00, TIMOTHY A EAGLER 610.00, JERRY EWEN 533.52, FFF ENTERPRISES, INC 2,808.90, CENGAGE LEARNING - GALE 148.79, GRETCHEN GASVODA KELSO 537.60, GRAINGER 112.34, GREYBULL BUILDING CENTER 48.51, GREYBULL STANDARD 210.00, TOWN OF GREYBULL 230.80, HK CONTRACTORS 474,124.95, HD FILTER CLEANING 84.22, STEFAN F & TRACY A HARPER 10.00, JOY H HILL 75.00, CAROLA HYDE 167.50, I-STATE TRUCK CENTER 301.33, INTAB, INC. 231.64, MICHAEL K JAMESON, JR 1,200.00, BOBBIE JENKS 245.22, MARY ANN JENSEN 145.00, KELLY G JONES 150.80, JOHN R. HALEY IV 117.67, TRACY JOLLEY 10.60, KATHY JO JENSEN 145.00, KENNETH A JENSEN 145.00, JOLLEY BROTHER'S TRUCKING 366.00, KEEGAN, KRISJANSON & MILES, PC 849.32, CHRISTOPHER J KING, PC 500.00, LOMCO, INC 8,861.08, LOVELL CHRONICLE 472.00, SUSAN L MOORE-LEGGE 190.12, TOWN OF LOVELL 604.46, DEBBI MCKIM 131.48, LINDA L MARTIN 145.00, MAYES BROTHERS LLC 547.54, MESSENGER & OVERFIELD, PC 150.90, PATRICIA MESSAMER 145.00, MILLER'S FABRICATION & CONST. 42.80, MINCHOW'S SERVICE 7,239.89, MODERN MACHINERY 552.54, MONTANA-DAKOTA UTILITIES 284.19, MOTOR POWER EQUIPMENT CO. 289.22, MOUNTAIN WEST COMPUTER 43.89, HILLARY G. MULLEY 87.64, KAMI NEIGHBORS 123.12, NORTH BIG HORN SEARCH & RESCUE 150.00, NORTHWEST SPECIALTY SALES CO. 382.87, O'REILLY AUTO PARTS 1,082.92,3548, TAVIS OLSEN 198.60, THE OFFICE SHOP, INC. 1,450.93, THOS. Y. PICKETT & COMPANY, INC 1,600.00, WILLIAM E. BRIDGES 28,597.50, QUILL CORPORATION 804.97, RED APPLE SUPERMARKET 9.57, RIMROCK TIRE, INC 1,061.00, RIMROCK TIRE, INC. 659.80, RIVERBEND PLUMBING & HEATING 75.00, ROCKY MOUNTAIN POWER 1,136.37, SHARON A ROTH 145.00, WENDY ROTH 145.00, ROVENNA A COOLEY 896.00, PEGGY ROHRER 165.00, SHERRI SCHELL 612.00, SECURITY STATE BANK - PETTY CASH 26.33, SHOSHONE OFFICE SUPPLY 288.15, MAE SMITH 453.85, SOUTH BIG HORN COUNTY HOSPITAL 555.78, SPENCER FLUID POWER 96.23, STANLEY CONVERGENT SECURITY 969.90, STANDARD SIGNS, INC 235.05, WENDY PRESS SWEENEY 75.47, SYSCO FOOD SERVICES 20,209.26, TASER INTERNATIONAL 123.18, TCT WEST, INC. 6,331.96, TCT WEST, INC. 970.40, TRACTOR & EQUIPMENT CO. 493.45, TRAVELING COMPUTERS, INC. 6,537.55, TRI COUNTY TELEPHONE ASSOC. 66.24, TW ENTERPRISES, INC. 524.95, SECURITY STATE BANK 1,547.48, VALLEY HARDWARE 169.36, VIRIL ELECTRIC, INC 393.75, VERIZON WIRELESS 1,489.93, WYONET, INC 4,385.00, FRED A. WERNER 105.48, WESTERN DETENTION 600.00, WESTERN EMULSIONS INC 116,564.75, WACO 85.00, WY PUBLIC HEALTH LABORATORY 39.00, WYOMING SECRETARY OF STATE 60.00, Y2 CONSULTANTS, LLC 10,013.30, JAN E BARNETT 296.12, CATHY C BAYERT 146.88, SUSAN G BENTLEY 149.04, JUNE BOOTH 198.20, ROX ANNE BREWER 171.88, GRACE M BRIGGS 135.00, DARRELL L CARIVEAU 195.76, DIANE H CAUFFMAN 185.00, JAMES KNIGHT ELLIOTT 145.00, MARILYN K MCCOY 165.00, MICHAEL BRUCE MCCOY 165.00, LINDA HARP 145.00, JOYCE A NATION 145.00, MATT D SCHAFER 145.00, VANA B CAMP 162.50, PAUL JOHN DUBOWY 165.00, SHELLIE KAYE SANDERS 165.00, JEANNA WASSMER 165.00, MARGARET R DAVIDSON 160.00, SUNSHYNE TRYON 140.00, MARTIN T HINCKLEY 127.00, DEIDRE CLENDENEN 137.50, CARLA M. COHEN KELLEY 145.00, SARAH B COLLINS 145.00, LISA COOK 160.00, CINDY CORDOVA 165.00, RENA A. CROFT 145.00, TRUDY CRAFT 92.34, BARBARA DAVIDSON 160.00, PAULA DEE 145.00, ELAINE DOBBS 162.50, CHARLES L DUNCAN 172.80, SUSAN S DUNCAN 147.02, ALVIN S. EMMETT 148.06, FAYE J FARR 195.00, JANICE R. FINK 195.00, LOREN W. GOOD 27.00, JILL HITZ 145.00, LINDA M. HITZ 167.50,

PRISCILLA E JEZIORSKI 150.00, SHERALDEAN JONES 145.00, JANET E. KUMMERFELDT 219.16, JANICE M MANGUS 127.50, SANDRA L MENKE 165.00, JUDY MORRIS 140.00, LYNETTE MURRAY 145.00, BETTE D NEAL 150.00, LINDA L NEVILLE 198.78, MARGARET NATION 155.00, ERLINDA K PARKER 145.00, CARRIE PREATOR 160.00, NANCY E PREIS 140.00, KELLI M STEENBAKKERS 145.00, DEBORAH LEA WASSMER 147.50, DEBRA M REDLAND 180.00, KRISTINE E ROBERTSON 70.40, ARLENE L ROSS 167.50, DARLA SAAM 150.00, SHERRY THOMPSON 170.00, DUSTI TRYON 189.98, CARYL C. TURNER 145.00, NANCY CAROL WALKER 145.00, JANICE L. WANTULOK 208.90, SHIRLEY A WILLIAMS 165.00, JUDY WINTERS 202.00, MOLLY J YATES 205.46

Joy Hill – Big Horn County Land Planning: Hill presented activities of the department. The Tucker simple subdivision SS16-001 was presented for approval. Hyde moved to approve the subdivision as presented, the **motion** was seconded and carried. Hill presented the Hoffman simple subdivision SS16-002. Hyde moved to approve the Hoffman simple subdivision as presented, the **motion** was seconded and carried. Hill requested an executive session for personnel. Hyde moved for executive session for personnel, the **motion** was seconded and carried. The session was adjourned. Hyde moved to approve release of 24 hours of sick leave from the county sick leave bank, the **motion** was seconded and carried.

Public Hearing Transfer of Funds Resolution #1: Smallwood presented the transfer of funds for unanticipated revenue for the Fire Warden. Hyde moved to approve transfer of funds #1 as presented the **motion** was seconded and carried.

Jason Beal – Lovell Chief of Police & Ken Blackburn – BHC Sheriff: A School Resource Officer MOU was presented to the Commission for approval. Hyde moved to approve the MOU between the Town of Lovell and Sheriff's Department for a School Resource Officer. The **motion** was seconded and carried.

Gina Anderson – Big Horn County Assessor: Anderson presented Resolution #3 for Big Horn County Irrigation and Drainage District Levies. Hyde moved to approve Resolution #3 for the drainage districts as specified in the resolution, the **motion** was seconded and carried.

C. Martinez & S. Bargsten WY DEQ. telephone conference: Bargsten shared that a report on the first Lovell Refinery study area will be available in December with a follow up meeting to be scheduled in January to give additional findings. DEQ asked the Commission to provide some ideas for the future use of this property. Hyde said that one idea is to turn the property into a motor complex with a motocross track, demolition derby arena and a paved strip for racing with areas set aside for storage buildings and a parking lot. DEQ would first want to be confident that no asbestos that would be exposed or disrupted with that proposed use. Additional potential uses of the property were discussed and it was noted that data from the study will help determine best use for the property. There was discussion about potential funding sources and application timeline for assessment and clean up. There may be assistance from the Wyoming Business Council to help the County to market the property for possible sale.

S. Paumer – Fair Operations Manager: Paumer reported on the 2016 Fair, presented a bid from Excel coating to paint the red iron in the Multipurpose building and shared that electrical issues caused the largest problem during fair week. A plan will be developed to address the concerns. Paumer informed the Commission that Pepsi has remitted the \$25,000 that has been promised for the Multipurpose Building. Paumer reported that the outdoor arena will have sand delivered from Road and Bridge as soon as possible because she has received numerous complaints about the surface being hard. Paumer shared that the shower house needs to be removed from the Fairgrounds and there is a potentially interested party. Ewen recommended that the property be advertised for bid and advised Paumer to ensure it didn't have a potential use within the county. Paumer reported that she will attend the WY association of Fairs in Buffalo in October. Paumer asked the Commission to consider continuing to staff the fairgrounds with part time help for the office and facilities, and leave fair planning and organization with Paumer and a part time employee. Paumer requested an executive session for personnel issues. Hyde moved to go to executive session for personnel, the **motion** was seconded and carried.

The session was adjourned with no action taken. Paumer shared the idea of using the Multipurpose building for a possible haunted house during the week of Halloween.

Smallwood presented Fair Board applications. Hyde moved to table the fair board nominations until the next meeting to allow the Commission some time to consider options. The **motion** was seconded and carried.

Old and New Business: Smallwood presented an agreement from the WY Department of Public Health for the Big Horn County Public Health Officer. Hyde moved to approve the agreement as presented, the **motion** was seconded and carried. Smallwood presented the renewal agreement for the Homeland Security Grant for Emergency Management Performance. Hyde moved to approve the grant as presented and noted that the funding was up slightly from previous years. The **motion** was seconded and carried. An agreement from the Wyoming Department of Corrections was presented. Hyde moved to approve the Dept. of Correction contract as presented, the **motion** was seconded and carried. Smallwood presented a second letter of support to SLIB for the South Big Horn County Hospital District's application for construction funding. Hyde moved to approve the letter as presented. Carrizales asked if this was a needed project in this area given the age of the current facility. Hyde stated that rural hospitals are all stepping up to the plate on these healthcare accessibility issues. There was discussion regarding potential for the new facility to be used for title 25 needs. The **motion** was seconded and carried. Smallwood presented annual audit engagement letters for approval. Hyde moved to approve the audit letters as presented, the **motion** was seconded and carried. Hyde moved to approve the bid from Rawhide Mechanical for the South Big Horn County Senior Citizens Center HVAC project. Smallwood presented a revised grant agreement from Wyoming Business Council (State Energy office). Hyde moved to approve the revised agreement as presented, the **motion** was seconded and carried.

Hyde provided a brief report of the 2.0 Coalition's recent activities, including a discussion with the groups Attorney for the BLM 2.0 lawsuit. The Attorney clarified standing by NEPA(National Environmental Policy Act) standards is not the potential economic ramifications. Hyde expressed concerns that most of Big Horn County's potential impacts were economic. Venues for the suit being considered by the group are Utah and Wyoming. Information will be coming from M. Byfield and will include a clarification that Big Horn County has agreed to being a partner in the suit but does not agree to additional financial responsibility.

Smallwood presented Good of the County Items and Mail: K. Blackburn –BHC Sheriff ( July 2016); L. Smallwood-BHC Clerk (July 2016); S. Lipp –District Court Clerk (August 2016) Monthly Report(s) and prepared correspondence review: Big Horn County Weed & Pest Control Dist. Minutes (July 2016); Planning and Zoning Commission minutes (June & July 2016); LEPC Minutes (June 2016) Fair Board Minutes (June 2016) Bonds: David Kerby-School Dist. #4 (\$25,000); Deborah Wambeke-Town of Lovell (\$50,000);Cherie Wambeke – Big Horn Fire Dist. #5 (\$10,000); M Scott McColloch – South Central Big Horn County Cemetery Dist. (\$5,000) Cancellation of Taxes: Kristy Connally 99-00-009-00015-A; Bruce Berstrom 41-10-008-00047; Edwin Riding 01-28-001-00047

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 September 6<sup>th</sup>, 2016

**These minutes can be viewed electronically at [www.bighorncountywy.gov](http://www.bighorncountywy.gov)**

**RESOLUTION (2016-2017) No. 3 September 6, 2016**

**RESOLUTION** fixing 2016-2017 Levy on Antelope Drainage North and South, Big Horn Canal Irrigation, Byron Drainage, Cowley Drainage, Greybull Valley Irrigation (Upper Sunshine), Hunt Canal Irrigation, Hyattville Service & Imp. Dist., Lower Sunshine Irrigation (Greybull Valley Dist.), Lovell Bench Drainage, Lovell Drainage District, Lovell Irrigation, North Bench Drainage, Nowood Watershed Improvement District, Roach Gulch Irrigation (Greybull Valley Dist.), Shell Valley Watershed Imp. Dist, Sidon Irrigation Dist, Sunlight Drainage Dist, Big Horn County, Wyoming.

**BE IT RESOLVED:** That the following levies be made for maintenance and/or bond for fiscal year 2016-2017 in each of the above districts as hereinafter set forth:

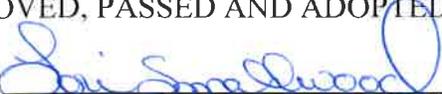
Antelope Drainage North	3,200.00
Antelope Drainage South	2,906.84
Big Horn Canal Irrigation	306,983.83
Byron Drainage District	22,291.00
Cowley Drainage District	15,000.00
Greybull Valley Irrigation (Upper Sunshine)	231,198.28
Hunt Canal Irrigation	36,470.25
Hyattville Service & Imp. Dist.	13,857.03
Lovell Bench Drainage	16,000.00
Lovell Drainage District	16,617.00
Lovell Irrigation	144,000.00
Lower Sunshine Irrigation	142,731.39
North Bench Drainage	8,661.00
Nowood Watershed Imp Dist	6,932.07
Roach Gulch Irr. (Greybull Valley Dist.)	381,076.53
Shell Valley Watershed Imp.Dist.(Adelaide, Add'l & Rehab)	19,249.20
Sidon Irrigation District	334,000.00
Sunlight Drainage	17,000.00

AND that the individual assessment of said Districts for the payment of bonds and interest are hereby levied in accordance with the sums shown on the Budget and Assessment Roll for fiscal year 2016-2017 for each of the aforesaid Districts.

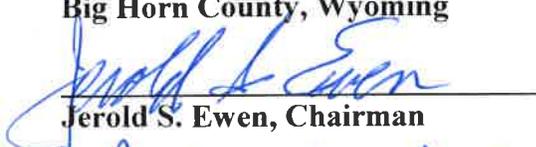
Upon motion duly made, seconded and unanimously carried, it was ordered that the proceedings had and the levy by the Board of County Commissioners, sitting as a Tax Levy Board at Basin, Wyoming, August 2, 2016, be and the same hereby are approved and it is further ordered that the minutes of said meeting be filed and recorded in the office of the County Clerk of Big Horn County, Wyoming.

APPROVED, PASSED AND ADOPTED, this 6<sup>th</sup> day of September, 2016.

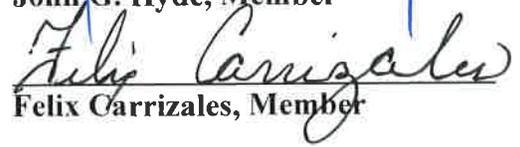
Attest:

  
**Lori Smallwood, Clerk of the Board**

**Board of County Commissioners  
Big Horn County, Wyoming**

  
**Jerold S. Ewen, Chairman**

  
**John G. Hyde, Member**

  
**Felix Carrizales, Member**



## 2016 - Irrigation & Drainage Budget Amounts

Adelaide Additional-\$2,795.00	\$1.35/acre		
Antelope Drainage North- \$3,200.00	\$6.00/acre	\$30.00 min	
Antelope Drainage South- \$2,906.84	\$2.00/acre	\$10.00 min	
Big Horn Canal Irrigation-\$306,983.83	\$16.50/acre	\$100.00 min	
Byron Drainage- \$22,291.00	\$10.00/acre	\$20.00 min	
Cowley Drainage-\$15,000.00	\$ 1.70/acre		
Greybull Valley Irrigation-\$174,652.74	\$3.83/acre		total = \$231,198.28
Greybull Valley Irrig (Bond) -\$56,545.54	1.24/acre		
<b>Highline Canal Rehabilitation-\$0,000</b>	<b>\$0.00/acre</b>	<b>(No assessment for 2016)</b>	
Hunt Canal Irrigation (Maint)-\$36,470.25	\$9.00/acre		
Hyattville Service & Imp Dist-\$13,857.03	\$213.19/tap		
Lovell Bench Drainage-\$16,000.00	\$4.00/acre	\$20.00 min	
Lovell Drainage (Maint)-\$13,443.00	\$4.00/acre	\$20.00 min	total = \$16,617.00
Lovell Drainage (Bond)-\$3,174.004	\$1.00/acre	\$1.00 min	
Lovell Irrigation (Used)-\$144,000.00	\$14.00/acre	\$56.00 min	
Lovell Irrigation (Unused)	\$7.00/acre		
Lower Sunshine Irrigation - \$130,807.89	\$3.73/acre		total = \$142,731.39
Lower Sunshine Irrig (Bond)-\$11,923.50	.34/acre		
North Bench Drainage-\$8,661.00	\$2.50/acre	\$12.00 min	
Nowood Watershed Imp Dist-\$6,932.07	.20/acre	\$5.00 min	
Roach Gulch Irrigation (Maint)- \$105,555.26	\$4.31/acre		total = \$381,076.53
Roach Gulch Irrigation (Bond)- \$275,521.27	\$11.25/acre		
Shell Canal Adelaide-\$3,400.36	\$.91/acre-adjudicated		
Shell Canal Rehabilitation-\$13,053.84	\$3.44/acre-adjudicated		
Sidon Irrigation-\$334,000.00	\$25.00/acre	\$22.00 min	
Sunlight Drainage-\$17,000	\$3.00/acre	\$20.00 min	