

## 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: February 20, 2018 TIME: 9:00 AM

Chairman: Felix Carrizales, Members John Hyde, Deb Craft

Other County Representatives: Lori Smallwood, County Clerk;

List of attendees on file.

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

Willie Bridges-B.H.C. Engineer & Road and Bridge: Bridges presented an access permit for Lane 40 and recommended approval. Craft moved to approve the permit as presented, the **motion** was seconded and carried. Bridges reported on the initial design meeting with the Architect on the Coroner building. Plans will be ready in April and put out to bid, with an expected build completion the end of October. Cost estimates should be available by the next meeting. Bridges presented the final acceptance certificate for the IRP Road 7 ½ project reporting that final payment has been advertised and the project will begin final closure. Hyde moved to approve the final acceptance certificate as presented, the **motion** was seconded and carried. Bridges reviewed the progress to rename a section of Lane 12 ½ to Lovell Lakes Road. J. Hill via phone & Bridges clarified the description to the following. *That portion of the Old Greybull-Lovell Road (also referred to as the Lovell-Greybull Road/Highway) described in Commissioners Journal #9, Page 731, dated November 1970, referred to as Road One, which lies east of State Highway 310 and south of County Lane 13, starting more particularly at Station 16+79.48 as shown on CR Plat 9-48 then continuing in a southeasterly direction along the route shown on the Lovell Lakes Road Map No. B-3\_1995, until it intersects the northern right-of-way line of State Highway 310.* Carrizales shared his conversation with the one land owner who is not happy about the change. Hyde moved to rename the section of road described above to Lovell Lakes Road as presented and discussed in previous meetings, the **motion** was seconded and carried. Hill reported that official letters of changed will be sent and road signs will be ordered.

Bobbie Jenks, Jacquelin Wells and Lindsay Huse/Keri Stokes via phone – Public Health: Huse gave a summary of the AWEC billing issue that occurred between January 2017 and September 2017 and the back bill that was received by Big Horn County. Huse gave an overview of the investigation that was done and auditing to verify amount of the shortfall. The Commission shared concerns with back costs for January through June 30, 2017 are in the past fiscal year and are not available in the Public Health budget. The State will review this further and get a detailed billing with back up documents to the County. They will also work to resolve the old fiscal year funding concern. Jenks reported that the administrative assistant R. Rice left her position at Greybull Public Health without notice.

Scott Brown – Citizen: Brown gave an overview of his involvement in various grassroots efforts in our area and work to protect local resources. Brown reported on his attendance at the Bundy trial in Las Vegas and conversations he had with attorneys on the case. Brown stated that the resolution he was presenting today and requested the Commission consider adopting was written by Jennifer Fielder of Montana. Brown summarized the process and plans for the document being presented to the White House. Brown shared that federal over reach is the concern being addressed in this document and other organizations the resolution had been presented to for adoption consideration. When asked about the views, documents and legalities of the Bundy and other cases Brown referenced a dissertation paper and you tube video produced by Dr. Angus Macintosh regarding the history of grazing fees and his understanding of BLM regulations vs the actual laws. Brown shared his understanding that the Bundy and other cases are being dismissed because the Federal Government was having trouble defending the requirement of grazing fees. Carrizales shared his concerns with the resolution and a current lack of connection to the Commission's job for Big Horn County. Hyde shared he appreciated Brown's

explanation but that he would like to hear the other side of the argument before he would consider the resolution because he doesn't believe it would serve the best interests of the majority of citizens of the county. Craft shared her appreciation for him bringing the topic to them and that she too believes it needs to be in the best interest of the county as a whole before the Commission considered such a resolution. Brown shared that a similar issue is coming to Big Horn County and will need to be addressed during this presidential term. Hyde shared at this time he doesn't feel this is currently a Big Horn County issue and he would like the citizens to bring these concerns to the Commission.

Jeb Nebel – Town of Lovell: Chief of Police Dan Laffin: Nebel shared a letter requesting \$250,000 in matching grant funds from County E911 revenue. Nebel shared letters of support received from various municipalities and the Sheriff. Hyde asked for clarification that the grant required a 50% match. Nebel reported that they are matching as the State requested. Hyde asked about plans for; redundancy with Basin dispatch, the Towns commitment to taking care of and maintaining the system and dispatch center, ongoing maintenance costs and other logistics of dispatch work. There was discussion regarding the cooperation among the Basin and Lovell dispatch centers. Lovell Chief of Police share that this would build two autonomous systems and redundancy. Carrizales asked what happens if there is a change in leadership. Nebel shared that some of the previous meetings misled folks to believe Lovell was not committed to the dispatch center. Hyde suggested that because E911 is a tax for calls he believes that Lovell is entitled to some of the funding. Discussion determined a working meeting would be held to identify funds, clarify the project and ensure both entities were working in cooperation was needed. There was discussion that funding has to be identified prior to grant review. Hyde clarified that funds would not be given if the project isn't funded. Hyde asked when the commitment letter is required. Nebel responded that April 1<sup>st</sup> is the deadline. A work session is scheduled for March 6<sup>th</sup>.

Marquerite VanDyke – Deputy County Clerk: VanDyke presented accounts payable and payroll. Hyde moved to approve the bills and payroll items as presented, the **motion** was seconded and carried. Hyde moved to approve 253 hours from the sick leave bank, the **motion** was seconded and carried.

LETITIA C ABROMATS, PC 2,109.58, ALSOCO 57.85, ATLANCO 890.76, B&G INDUSTRIES LLC 27.50, BACKCOUNTRY.COM 1,005.00, THOMAS L BENNETT, MD 3,900.00, BIG VALLEY BEARING & SUPPLY 43.72, BIG HORN CO-OP MARKETING ASSN 972.20, BIG HORN CO-OP MARKETING ASSN 259.43, BIG HORN CO-OP MARKETING ASSN 378.17, BIG HORN CO-OP MARKETING ASSN 120.25, BIG HORN ENGRAVING & SIGN 58.00, BIG HORN COUNTY WEED & PEST CONTROL 220.00, BILLINGS CLINIC TRAINING CENTER 82.00, BLUE360 MEDIA 70.25, BURLINGTON SERVICE STATION 44.90, CANON FINANCIAL SERVICES 134.86, CARDINAL HEALTH 110 LLC 907.05, CARQUEST AUTO PARTS 233.97, JANE CHAVIRA 100.28, CHARM-TEX, INC 612.50, CENTURY LINK 38.58, CENTRAL DRUG SYSTEM 18.00, COPENHAVER, KATH, KITCHEN 150.00, COVENANT INSURANCE GROUP INC. 1,975.00, CHARTER COMMUNICATIONS 111.47, TOWN OF COWLEY 139.35, CUSTOM DELIVERY SERVICES, INC. 56.93, DEMCO 109.66, DOUBLE R SERVICE, LLC 60.00, GRETCHEN GASVODA KELSO 642.69, KRISTINE GODFREY 19.46, ANTHONY GILES 409.00, CURTIS GRIMES BAND LLC 1,250.00, HD FILTERS LLC 35.72, STEFAN F & TRACY A HARPER 10.00, JOY H HILL 406.16, HEAVEN'S BEST CARPET CLEANING 269.25, JOHN G. HYDE 447.89, JEFFRIES DENTAL, PC 843.00, JOHN R. HALEY IV 1,349.74, KANE FUNERAL HOME 380.00, LAWSON PRODUCTS, INC. 289.06, MAYES BROTHERS LLC 352.97, KRISTY MICHAELS 20.00, TED MENKE 35.97, MONTANA-DAKOTA UTILITIES 135.88, MOUNTAIN MOTOR SUPPLY 2,486.20, MURDOCH OIL, INC. 1,469.98, O'REILLY AUTO PARTS 190.20, THE OFFICE SHOP, INC. 1,003.39, OFFICE ALLY 19.95, HOMAX OIL SALES INC. 53.93, PARK COUNTY SHERIFF'S 350.00, PARK COUNTY CLERK 44.01, PARK COUNTY ATTORNEY 1,025.00, KAYE PENNO 380.00, PITNEY BOWES INC 59.49, POSITIVE PROMOTIONS 49.88, QUILL CORPORATION 274.38, RED APPLE SUPERMARKET 20.97, RIVERSIDE HIGH SCHOOL 54.40, ROCKY MOUNTAIN POWER 1,471.97, RANDY L. ROYAL 891.48, RURAL FIRE PROTECTION DIST. #1 505.52, SHERRI SCHELL 612.00, SIGNS OF SUTHERLAND 352.00, SOUTH BIG HORN COUNTY HOSPITAL 16.13

SOUTH BIG HORN SENIOR CITIZENS 346.55, WENDY PRESS SWEENEY 231.87, TNT SPRINGS, INC. 904.48, TRAVELING COMPUTERS, INC. 6,565.64, TW ENTERPRISES, INC. 8,139.37, SECURITY STATE BANK 5,273.07, VALLEY HARDWARE 369.29, JEANNE M VANGELDER 35.97, W3 MUSIC LLC 1,250.00, ERROL WORKMAN 194.00, WEX BANK 5,049.20, WYO.COUNTY COMMISSIONERS ASSOC 200.00, WYO DEPT. OF HEALTH 386.00, WYOMING GAS 5,702.43, WY PUBLIC HEALTH LABORATORY 14.00, YOUNGS 137.60, MOLLY J YATES 62.50

Joy Hill - Land Planning: Hill gave an update on department work, septic systems in progress, flood plain development issues, and subdivision work. Hill reported on conversations regarding a sewer system failure and a complaint about the county's handling of the issue. Hill reported that the Harmony Ditch projects applications have been received and are awaiting payment.

Carl Meyer - Airport Manager: Meyer reported on department activities and that the drag racing proposal has been submitted to the FAA. Meyer reported that he received an inquiry from someone interested in the Sheppard lease property. Discussion determined that the leases of that property cannot currently be discussed. Carrizales requested Meyer give an update on the activities of the Rural Health Board. Meyer gave an update on activities and recent issues with Guardian, South Big Horn Hospital and concerns among citizens. Meyer also gave an update on plans moving forward with West Park Hospital to provide ambulance services in Southern Big Horn County.

Becky Lindsey – BHC Treasurer: Lindsey requested resolution #5 be tabled until legislative work that may allow a change in rate can be confirmed. There was a discussion regarding the E911 funding and information that will need to be discussed during the work session.

Linda Harp & Joel Peterson – Town of Cowley: Harp gave an overview of the proposed Cowley Medical Clinic proposal being submitted to Wyoming Business Council/SLIB for a business ready communities grant. Peterson shared the work being done to encourage people and businesses to move to the area. Hyde asked for clarification on the business coming into Cowley. Peterson shared that the anchor tenant is a medical clinic and Harp shared that two other health related businesses will be tenants. Hyde asked about the impact of this to North Big Horn Hospital. Harp and Peterson stated that there are many services the business will be unable to provide and refer to the hospital. Carrizales shared conversations he has had with SLIB regarding taking business from others in the area and asked for clarification that this project will not do this. Peterson shared current delays in obtaining services at the existing clinic. Peterson shared that the businesses coming is a win for the Town, county and residents of the area. Peterson reported that this grant will eliminate the issue Cowley currently faces with two buildings that are falling down, a safety hazard, and that need to be removed. Harp shared that this is business development and doesn't compete with hospitals available funding state and federal funding. Craft shared that she sees this as bringing jobs and money to the county that could be going to Park County or other neighboring communities. Carrizales asked what deadline for this letter of support was and Harp replied that the proposal was due March 1<sup>st</sup>. Hyde shared that he would like the letter to be signed unanimously. Carrizales agreed and stated he would follow up with the Hospital prior to the letter being signed. Carrizales shared appreciation for the work that Cowley is doing for their town and Big Horn County.

Bobbie Jenks – Big Horn County Public Health: Cancelled

Keith Grant – Citizen: Grant shared information regarding the ongoing issue with water released from Big Horn Lakes/Yellowtail Reservoir and Montana's desire to change the previously agreed to plan again. There was discussion regarding a road along the Big Horn Canyon and promises that have been made and broken. Grant shared that some great strides are being made to get support for water management changes and that the Bureau of Reclamation is working on a way to evaluate the current management. Carrizales asked Grant to keep the Commission informed on the next meeting. Grant provided the commissioners with a dvd from the Lusk meeting and requested the Commission watch that video to have a better understanding of the importance of a Natural Resource Management Plan. Grant said he talked to some in the mining industry and they would

be interested in participating in the County's NRMP efforts. Hyde asked if Grant would prefer a cut and paste plan over a plan that received contributions from others like conservation district to get the plan professionally done. There was discussion about resources and funding needed to complete the project.

Mayor Foley & Councilman Collingwood-Town of Greybull: Councilman Collingwood requested that the Commission reconsider the decision to no longer do septic permits for the Town of Greybull. Collingwood shared that DEQ didn't encourage the Town to do them because of the low number of volume. Collingwood noted that GDA will be doing a general septic specifications guidance document for the subdivision which will be more assistance to land owners than was provided in the industrial park. Mayor Foley shared the town resolution to amend ordinance was done as an agreement for the county to do these permits. Hill shared her recollection that this was a temporary solution and that sewer was coming to the industrial park as well as her opinion that recent town growth takes this temporary agreement beyond the original intent. Collingwood shared that the industrial park is not being misrepresented to purchasers and that the subdivision is the best option for the town for residential growth that is economically feasible. Collingwood added that the engineers are designing the subdivision to accommodate septic systems in each lot for sale. Carrizales share that if we continue to provide this service for all towns it is going to be prohibitive and he would like to consider Hill helping them get a DEQ delegation agreement in place. Craft shared that they are an owner of a parcel in the industrial park but she is also hoping Hill can help the town get a DEQ delegation agreement in place. Hyde reiterated that he has supported stopping of county issuing permits within municipalities and he would like the options to be explored further before a reconsideration is further discussed. There was discussion about responsible entities in future years as problems arise. Hill reported that enforcement falls on the permitting agency. The Commission requested Hill look into this further. Collingwood shared that tax resources are generated by these developments that benefit all.

Fred Werner - Facilities: Werner reported on plumbing issues in the women's restroom in the courthouse and the camera work that was done to determine the issues. He will have cost estimates for repair/replacement shortly.

Old and New Business: Smallwood presented February 6<sup>th</sup> minutes for approval, Hyde moved to approve the minutes as presented, the **motion** was seconded and carried.

Smallwood presented Good of the County Items and Mail: **Financial Statements:** Ken Blackburn- BHC Sheriff (January 2018); Lori Smallwood County Clerk (January 2018) **Monthly Report(s) and prepared correspondence review:** BHC Advisory Committee Meeting (January 2018); Planning and Zoning Commission Minutes (December 2017) **Bonds:** T. Cheatham-Town of Manderson (\$50,000); B. Jolley-Fire Dist. #1 (\$2,000);B Tippetts – Sunlight Drainage Dist. (\$1,000); M. Rageth – Sidon Irrigation Dist. (\$100,000) **Cancellation /Rebate of Taxes:** Devon Energy – Parcel # 00-82-450-00001;Stockman's Bar Parcel #17-37-010-00444

Craft 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  
February 20, 2018

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