

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: **June 21st, 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 Felix 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: Bridges presented an access permit for Beaver Creek Road and recommended approval. Hyde moved to approve the access permit as presented the **motion** was seconded and carried. Bridges presented modifications to the proposed franchise agreement for Charter Communications to clarify easements and to define reclamation requirements and the expectation to work with other utilities in the same path. Bridges reported that the Eagle Pass Pit cooperation letter from Park County had been received, stating that the permit will be requested from the BLM by Big Horn, with Park County included, to obtain a BLM limited access permit. A reclamation agreement between the two counties will be established. Park County is drafting that agreement. Carrizales asked for clarification on county road policies and right of way encroachment. Bridges gave him an overview and will provide as much general information as possible. Carrizales asked if a policy should be written for these issues stating that as a result of the pivot letters he is hearing many complaints about other road encroachments. Bridges stated that enforcement is the problem and that the county tries to be a good neighbor and encourages others to be as well. Hyde provided a reminder of the previously decision to look at right of way encroachment in light of safety and maintenance.

Becky Lindsey – Big Horn County Treasurer: Lindsey presented a memo regarding research done by D. McKim on the notices of the gas and oil division orders received from Shadco and recommends that the county sign the documents as presented. It was noted that the previous order generated less than \$10.00 in revenue. Carrizales moved to sign the notices as presented the **motion** was seconded and carried.

Carl Meyer – Airport Manager: Meyer presented the Airport report, including a progress update for the drag race event and presenting a temporary land lease between Big Horn County and Cloud Peak Drags. Hyde moved to approve the temporary land lease between Big Horn County and Cloud Peak Drags, the **motion** was seconded and carried. Hyde summarized his understanding of the Sheppard Lease and potential income coming to that lease holder for plane storage. Meyer stated that he would look into ownership of the planes and the possibility of sub-leases.

Bobbie Jenks – BHC Public Health Nurse Manager: Jenks presented the monthly Public Health update and the MCH agreement for signature, including the final MCH and TANF budgets.

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

ALSCO 46.92, AMERICAN WELDING & GAS INC. 263.65, AL'S EQUIPMENT 2,200.00, AUTO CUSTOMS 1,994.95, DEL ATWOOD, JR 353.29, BANK OF GREYBULL 53,578.81, BASIN AUTO CARE 384.28, MARY BAIR 51.84, BASIN REPUBLICAN RUSTLER 280.00, TOWN OF BASIN 72.00 FORENSIC MEDICINE & PATHOLOGY, PLLC 1,850.00, BIG VALLEY BEARING & SUPPLY 6.55, BIG HORN COUNTY JR LEADERS 550.00, BIG HORN COUNTY LEADERS COUNCIL 500.00, BIG HORN BASIN COUNSELING SERVICE 502.74, BIG HORN CO-OP MARKETING ASSN 1,161.48, BIG HORN CO-OP MARKETING ASSN 4,024.73, BIG HORN CO-OP MARKETING ASSN 188.03, BIG HORN CO-

OP MARKETING ASSN 63.34, BIG HORN COUNTY SOLID WASTE DIST. 3.80, FIRE PROTECTION DIST. #5 132.64, BIG HORN RURAL ELECTRIC CO. 476.28, BIG HORN COUNTY WEED & PEST CONTROL 220.69, BILLINGS CLINIC TRAINING CENTER 2,209.00, BLAIR'S MARKET 7.77, BRUCO, INC. 550.76, FELIX CARRIZALES 334.80, CARQUEST AUTO PARTS 416.95, JANE CHAVIRA 20.54, TERESA MARIE CALDWELL 648.00, JACK CARPENTER 537.88, CENTURY LINK 37.63, CODERED TACTICAL 9,949.50, CENTER POINT LARGE PRINT 171.36, CONTROL SOLUTIONS, INC 216.00, THE COUNTRY FLOWER 475.00, COPENHAVER, KATH, KITCHEN 150.00, CATHLEEN COLLINS 204.71, COUNTY CLERK 100.00, BIG HORN COUNTY TREASURER 399.10, DONNA K CAPELLEN 141.85, TOWN OF COWLEY 132.40, DASH MEDICAL GLOVES 281.40, DOWNTOWN AUTO CLINIC, INC. 187.40, CARLTON DEAN EIBERT, JR 79.99, BRENDAN H FITZSIMMONS 800.00, FIRE PROTECTION DISTRICT #3 113.85, FIRE PROTECTION DISTRICT #4 223.83, FREMONT MOTOR CO. POWELL 388.09, GALLS INCORPORATED 195.50, CENGAGE LEARNING - GALE 100.06, GARY'S VACUUM & STAMPS 63.40, GRETCHEN GASVODA KELSO 368.72, RANEE L. GONSALEZ 23.75 GORRELL & HOPKINSON P.C. 853.89, GDA ENGINEERS 12,394.20, GRIFFIS QUALITY FENCING 10,200.00, GREYBULL BUILDING CENTER 1,301.86, DAVE HAMMOND 100.00, ROY HARPER 120.15, STEFAN F & TRACY A HARPER 921.95, HEADWATER WEED CONTROL SERVICES 3,110.90, WALTER HIBBERT 807.50, JOY H HILL 270.01, JOHN G. HYDE 600.48, J&E, INC. 9,965.21 BOBBIE JENKS 827.90, JOHN R. HALEY IV 1,091.66, KEEGAN, KRISJANSON & MILES, PC 240.67 KEELE SANITATION 147.00, CHRISTOPHER J KING, PC 880.54, BRIGITA S. KRISJANSONS 150.00 LAWSON PRODUCTS, INC. 502.13, JESSICA LOEPER P.C. 1,230.00, LOVELL CHRONICLE 1,018.50 LOVELL CHRONICLE 120.00, LYMAN BRANCH LIBRARY 27.00, MICROMARKETING LLC 173.50 ANGELA C MORLEY-BROWN 60.00, MAYES BROTHERS LLC 1,456.88, CARL MEYER 64.70 MEDIBADGE 111.50, MESSENGER & OVERFIELD, PC 561.99, KRISTY MICHAELS 20.00, MCKESSON MEDICAL SURGICAL 817.73, MINCHOW'S FOOD COURT 84.46, HILLARY G. MULLEY 154.97, MURDOCH OIL, INC. 646.81, N-COMPLIANCE SAFETY SERVICES, INC. 1,125.00, KAMI NEIGHBORS 465.78, NORTH BIG HORN HOSPITAL 1.50, NORMONT EQUIPMENT COMPANY 1,015.92, NORTH BIG HORN SENIOR CITIZENS 983.33, O'REILLY AUTO PARTS 1,097.54 THE OFFICE SHOP, INC. 4,313.73, OFFICE OF THE STATE PUBLIC DEFENDER 19,740.19, PARK COUNTY CLERK 39.30, DENNIS W PETERS 312.44, PITNEY BOWES POSTAGE BY PHONE 28.96 PURCHASE POWER-PITNEY BOWES 1,252.25, PUBLIC DEFENDER 450.00, QUILL CORPORATION 1,888.10, RED APPLE SUPERMARKET 29.41, ROCKY MOUNTAIN POWER 1,845.96, FRANKIE ROHRER 90.00, JAMES ROBERT SOLIDAY 3,300.00, RURAL FIRE PROTECTION DIST. #1 228.20 RURAL FIRE PROTECTION DIST. #2 621.75, SHOPKO STORE OPERATING CO, LLC 176.97, SIRCHIE FINGER PRINT LABORATORIES 469.98, MAE SMITH 30.00, SOUTH BIG HORN COUNTY HOSPITAL DIST 2,500.00, SOUTH BIG HORN COUNTY HOSPITAL 95.00, SOUTH BIG HORN SENIOR CITIZENS 916.67, SOUTH BIG HORN SENIOR CITIZENS 351.96, JOHN S SQUIRES 127.50 STANLEY CONVERGENT SECURITY 969.90, SUN RIDGE SYSTEMS, INC 13,455.00, TASER INTERNATIONAL 1,892.06, TCT WEST, INC. 4,035.56, THE INK SPOT 95.00, THOMSON REUTERS - WEST 216.00, TRACTOR & EQUIPMENT CO. 190.18, TRANSUNION RISK & ALTERNATIVE 25.00, TRAVELING COMPUTERS, INC. 14,907.60, TYLER TECHNOLOGIES, INC 165.38, SECURITY STATE BANK 2,736.77, U.S. POSTMASTER 70.00, VALLEY HARDWARE 3,092.73, WALKER'S SERVICE 122.20, FRED A. WERNER 20.68, WESTERN STATES FIRE PROTECTION 308.00, WHITE INK PRINTING LLC 110.00, WEX BANK 3,909.47, WYOMING BEHAVIORAL INSTITUTE 3,425.00 WYOMING FIRE SAFETY 204.00, WYO DEPT. OF HEALTH 508.00, WYOMING DEPT OF HEALTH 14.00, WYOMING GAS 1,457.22, WYO. LAW ENFORCEMENT ACADEMY 350.00, WYOMING DEPT. OF TRANSPORTATION 5.00, XEROX CORPORATION 14.39, ZUMAR INDUSTRIES, INC 88.35, MECHANICAL MASTERS 698.95

Keith Grant – Shoshone Conservation District: Grant attended to confirm the Commission's interest in partnering with the Conservation District to apply for Federal Natural Resource Policy Account (FNRPA) grant. Grant reported funding received to date for the project and shared that \$43,000 was still needed. Carrizales asked for a project overview. Grant gave an overview of the Roadless Plan for

the forests and how the changes would affect grazing and recreation. He said that a new forest service road layer will be created and added to existing GIS information and reported that the forest service is encouraging the project. Grant highlighted that this more detailed plan will become a precedent for other forest to use. Hyde moved to approve Shoshone Conservation District's request for the County to sponsor the FNRPA grant. The **motion** was seconded and carried. By consensus the commission approved to have Chairman Ewen sign when the application was completed. Grant asked about landfill closure costs that were discussed in earlier Commission meetings and C. McOmie's comment about the issue being a Big Horn County concern. Ewen reported that follow-up meetings have clarified that McOmie said the county would not be left holding the bag but he was concerned that other entities in the county may deviate from the Regional Integrated Solid Waste Management Plan.

Joy Hill – Big Horn County Land Planner: Hill reported on the activities of her department. She related the Land Planning and Zoning Commission's recommendation to repeal the Shell Valley Zoning ordinance. Hyde moved to repeal the Shell Valley Zoning Ordinance the **motion** was seconded. Discussion questioned the amount of public comment received. Ewen shared that there is little support for the document as written and there is general consensus against zoning among the area residents. After discussion regarding the need to repeal the ordinance, Hyde amended his **motion** to repeal the ordinance pending County attorney review. The **motion** was seconded and carried.

Ken Blackburn – Big Horn County Sheriff: Blackburn provided a list of vehicles that will be available for disbursement to other local agencies. There was discussion about leaving a radio in a vehicle for Land Planning due to their remote travels. There was discussion about ammunition needs for deputies and the rising costs of each round. Blackburn shared that because salary differences, he is losing law enforcement academy graduates to Park County after they have fulfilled their two year commitment to Big Horn County. Blackburn is concerned about the recent fair board decision to allow alcohol to more areas of the fair grounds. He stated that the process to date was working well and this change will affect how his department patrols the area during Fair week because it puts his department in a reactive vs proactive position. Ewen advised that for this year it will remain as it has been planned but advance planning is needed for the next year. Carrizales asked the Sheriff about the need for bed covers recently installed on the new patrol vehicles. Blackburn explained that numerous items are routinely carried in the bed which don't fit in tool boxes but need to be protected from the weather.

Sheila Paumer – Fair Facilities Manager: Paumer provided a briefing of activities and plans for fair week. Paumer reported that G. Reil informed her that the fire suppression system pipes are coated and will not need paint so the only need for painting in the multipurpose building is the red iron. Quotes for that work will be coming soon. Ewen clarified that rust removal needs to be included in those quotes. Paumer reported that this years allocation of tree trimming was completed. Paumer requested an executive session for personnel issues.

Hyde moved to go to executive session for personnel issues, the **motion** was seconded and carried. The session was adjourned with no action taken.

Cynthia Johnson: Komen Cancer Breast Cancer Awareness Grant: Johnson reported on Komen Grant project activities, meetings and report submissions. Smallwood gave an overview of the Komen Grant manager's concern, relating that they had rescinded the grant without a notice to Big Horn County. Hyde suggested a letter from the Commission requesting reimbursement for project expenses. Smallwood will draft the request.

Margaret Byfield – American Stewards of Liberty via Conference Call:

Byfield provided information relating to 2.0 coalition actions to date including comments submitted and three letters to the BLM director requesting a coordination meeting. Christine Bell of the BLM responded by offering a conference call but no acknowledgement of coordination responsibility. Byfield

summarized the next steps and asked the Commission to consider becoming a co-plaintiff in a suit requesting injunction relief. Byfield will send an outline of the case, including an anticipated budget for the Commission to consider. She clarified that participation is not restricted by amount contributed. Byfield also requested that Big Horn County contact Senator Barrasso's office to express support for his addition of language to the Invasive Species bill which calls for coordination as defined by the FLPMA (Federal Land Policy and Management Act). The Commission will draft a letter of support. Discussion indicated interest by the Commission to participate as a plaintiff in the 2.0 Planning case discussed with Byfield. It was suggested that up to \$25,000 in unused litigation funds could be directed toward the County's participation. Hyde suggested \$15,000 might be sufficient to put Big Horn County in a fortunate position to help Wyoming and other western states. Carrizales expressed concern with litigation becoming an ongoing expense without any change in result for Big Horn County. No final participation decision was made at the time.

Old and New Business: Smallwood presented a CWC Joint Resolution for the Town of Deaver to reallocate their CWC funding. Hyde moved to approve the resolution as presented, the motion was seconded and carried. The agreement from Department of Family Services discussed at a previous meeting with District Court Clerk Lipp was presented for signature. Hyde moved to approve the DFS agreement as presented, the **motion** was seconded and carried. Two catering permits were presented for Horse Shoe Bend Marina for July 16th and August 20th.

Smallwood presented Good of the County Items and Mail Financial Statements: Lori Smallwood – County Clerk (May 2016) Monthly Report(s) and prepared correspondence review: Minutes: Byron Solid Waste Disposal Dist. (May 2016); Big Horn County Planning and Zoning Commission (May 2016); Big Horn County Weed and Pest (May 2016) Bonds: William Schlenker-Greybull Valley Irrigation Dist. (\$1,000) ; Darrell Horton – Greybull Valley Irrigation Dist. (\$5,000)

Carrizales 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 June 21st, 2016

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