

PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS AT THE COURTHOUSE IN SUNDANCE, CROOK COUNTY, WYOMING

TUESDAY, JANUARY 6, 2009

8:00 o'clock a.m. Present were Vice-Chairman John A. Moline, Jr., Member James W. Hadley, Member Kelly B. Dennis and County Clerk Connie D. Tschetter.

The Pledge of Allegiance was recited to the Flag.

Jim nominated and approved John A. Moline, Jr. as Chairman and James W. Hadley as Vice-Chairman. Kelly seconded, all ayes, motion carried.

The minutes from the previous meetings were approved.

Jim moved to approve a Bond for Kelly B. Dennis, Crook County Commissioner. Kelly seconded, all ayes, motion carried.

Jim moved to appoint John A. Moline, Jr. as Crook County's voting member of the Wyoming County Commissioners' Association. Kelly seconded, all ayes, motion carried.

Kelly moved to approve the following:

- Official depositories for the County 2009:
- Sundance State Bank-Sundance, Wyoming
- Pinnacle Bank-Moorcroft, Wyoming
- Summit National Bank-Hulett, Wyoming
- Wyo-star Investment pool (through Wyoming State Treasurer at Cheyenne, WY)
- Multibank Securities

Authorize Mary Kuhl, County Treasurer to invest the County funds according to Wyoming Statutes and reaffirm Resolution 8-1996 Statement of Investment Policy for Crook County.

Authorize acceptance of negotiable paper as stated in Wyoming Statutes 18-3-505 and allow the lender credit card.

Jim seconded the motion, all ayes, motion carried.

County Treasurer Mary Kuhl, Clerk of District Court Tina Wood, County Assessor Dee Griffis, County Attorney Joe Baron and County Sheriff Steve Stahla were present to go over items of interest within their departments.

Jim moved to appoint Ralph W. Goodson as the Crook County Surveyor and to approve the Bond for Ralph W. Goodson, Crook County Surveyor. Kelly seconded, all ayes, motion carried.

The following bills were paid:

<u>CLAIMANT</u>	<u>PURPOSE</u>	<u>AMOUNT</u> <u>ALLOWED</u>
Total Wages		160164.44
AFLAC	Insurance	2046.27
Blue Cross Blue Shield of Wyoming	Health Insurance	37889.57
Col. Life & Accident Ins. Co.	Insurance	48.07
Crook County Payroll Tax Account	Withholding & Social Security	52769.53
Department of Employment	Worker's Compensation	2119.18
New York Life Insurance Company	Life Insurance	298.78
Orchard Trust Company	Deferred Compensation	2630.00
Wyoming Retirement System	Retirement	25524.05
Wyoming Educator's Benefit Trust	Life Insurance	199.42
Wyoming NCPERS Life Insurance	Life Insurance	176.00
A.D.I. Insurance Agency	Insurance for Public Safety Storage Building	65.00
Ad Pro Office Supply	Paper	1300.00
Al Machtan, DBA	Replace Batteries & Reprogram Controllers	180.00
Alltel	Cell Phone	691.04
Alsco/American Linen	Shop Towels & Dust Mops	140.39
ARC of Wyoming	CPR Class	30.00
Bam Electric, LLC	Labor	2330.00
Barbara J. Coy, RN	Supplies, Postage, Meals & On Call Hours	382.62
Basic Energy Services, LP	Base Course	735.00
Bearlodge Forest Products	Wood	1232.00
Bearlodge LTD., Inc.	Blueline Copies	16.00
Bickle's Truck & Diesel, Inc.	Install PTO & Wet Kit & Engine Heater	2223.42
Big Horn Tire Inc.	Tires	1655.55

Big Springs Equipment, Inc.	Kameleon Sport Trailer, Rails & Ramps	2250.00
Black Hills Chemical Co.	Supplies	1049.99
Brian B. Wells	Mileage & Meals	118.32
Bullberry Systems, Inc.	Software Maintenance	1500.00
Burch Trucking	Contract Hauling	2320.00
BW Dunmar Inn	Room Rent & Meals	523.65
BW Ramkota	Room Rent	177.00
Campbell Co. Fire Dept.	Matching Funds for AFG Grant	41317.10
Casper Police Department	Registration for Class	100.00
CCFV/SAS, Inc.	County Funding	2500.00
CD Transport and Services	Contract Hauling	2600.00
Cenex Fleetcard	Fuel	686.65
City of Newcastle	November Rent-Public Defender Office	300.00
City of Sundance	Water	1087.94
Clinical Lab of the Black Hills	Autopsy	1547.62
Collins Communications	Repairs to Repeater, Internet & Labor	5622.25
Computer Software Associates, Inc.	HP Laserjet Printer	612.50
Conocophillips	Gas	289.63
Consolidated Engineers, Inc.	Professional Services	1035.00
Contractors Supply Inc.	Supplies	374.16
Crispy Taco/WW	Meal	14.58
Croell Redi-Mix	Base Course & Auto Gate Block	985.58
Crook County	Employer Paid Benefits from Grant	983.36
Crook County Medical Services Dist.	Prisoner Meals & Jail Duty	5292.75
Crook County Public Health	Flu Vaccinations-County Employees	450.00
Crum Electric Supply	Light Bulbs	38.72
Custom Auto & Truck	Parts & Labor	1048.18
Dakota Do It Best Lumber Company	Green Smooth Coil Stock	31.90
Darren Horn	Boot Allowance	75.00
Days Inn Evanston	Room Rent	58.49
Decker's Food Center	Coffee	12.48
Dell Marketing LP	Toner Cartridge	113.99
Department of Employment	Worker's Compensation-Firemen	49.86
Department of Employment	Worker's Compensation	2.81
Department of Health	State Vehicle Rental	287.00
Div. of Alamo Sales Corp.	CES 1x8x48	1689.98
Double Star Computing	Onsite Computer Service & Computers	5736.67
Eddie's Truck Sales, Inc.	Parts	60.15
Election Systems & Software	Supplies	299.22
Electronic Data Solutions	Supplies	263.94
Gases Plus Norco	Electronic Lens, Oxygen & Acetylene	787.66
Gill Oil Co., Inc.	Gas & Diesel	2481.57
Gillette Printing Company, Inc.	Printed Checks	391.75
Godfrey Brake Service & Supply	Tire Chains	2342.47
Grimm's Pump & Industrial Supply	Clean Burn CB-1750, Parts & Labor	6226.31
Gundy's Repair	Combustion Motor & Repair Shop Heater	451.90
Habeck Ranch	Contact Hauling	3516.24
Harold J. Burch, Jr.	Mileage	635.90
Higbees Café	Meals	30.50
Hills Products Group	Ponderosa Pine	563.50
Hillside Pharmacy	Supplies	965.22
Holman Consulting Engineers	Banks Road Testing	2690.00
Hulett Hardware	Supplies	45.52
Hulett LP Gas Service	Propane	5670.72
Intermountain Construction	D Road Project	205192.59
Inventory Trading Company	Uniforms	81.25
Jack's Truck & Equipment	Freightliner Columbia Tractor	55000.00
James W. Hadley	Mileage	52.65
Janet M. Lake	Mileage	39.78
Jeanne Whalen	Mileage	96.41
John A. Moline, Jr.	Mileage & Meals	861.42
Joseph Michael Baron	Mileage	54.99
KC Transport	Contract Hauling	2720.00
Kelly Dennis	Mileage	188.96
Knecht Home Center, Inc.	Supplies	915.33
Lab Safety Supply	Vest w/Card Holder	28.94
Law Office of Richard B. Lipka	Attorney Fees	115.30
Lenzes Distributing	Shipping	114.00
Lenzes Printing	Paper & Envelopes	223.99
Leslie's Sinclair	Gas & Diesel	12570.13

Linda L. Tokarczyk	Contract Labor	240.00
Marlette Snoozy	On Call Hours	246.00
Mary R. Kuhl	Mileage	74.30
Matthew Bender & Co., Inc.	WY Court Rules 2008 Supp	140.20
Max Robert Masters	Mapping Contract for GIS & Subdivisions	2000.00
Med-Tech Resource, Inc.	Oversize Load Sign & Safety Vests	1957.33
Moorcroft Leader	Advertising	302.70
Moore Medical, LLC	Supplies	122.01
N.A.D.A. Appraisal Guides	Title & Registration Textbook	154.00
Northern Wyoming Mental Health Center	County Funding	2500.00
Office Depot	Supplies	86.37
Omega Computers	Computer Repair	130.00
Outdoor Motorsports	Snow Plow Parts	72.90
Paetec	Telephone	260.06
Peggy Rose Symonds	Association Dues & Postage	25.32
Pete Lien & Sons, Inc.	Base Course	79.59
Pitney Bowes	Term Rental Charges	465.00
Pitney Bowes Purchase Power	Postage	4850.00
Plainsman Printing, Inc.	Folders & Labels	52.17
Powder River Energy Corp.	Electricity	3357.21
Powerplan BF	Usage of Loader & Attachments & Supplies	6062.86
Quality Agg & Construction	Base Course & Reclamation Kit	131160.57
Quality Hardware & Supply	Parts	501.82
Quill Corporation	Supplies	91.20
Raber's Welding	Air Cylinder	212.50
Randy Gill	Mileage	30.44
Range Telephone Cooperative, Inc.	Telephone	285.10
Rasmussen Mechanical Services, Inc.	DDC Controls, VFD Fuses, Phase Monitor	11547.41
Redwater Welding	Cattle Guards w/ Gravel Guards	11248.79
Robert Shamion	Contract Hauling	640.00
Robert's Machine & Repair	Labor	696.33
RT Communications	Telephone & Key Systems Maintenance	1967.54
Sanofi Pasteur, Inc.	Vaccine	95.68
Schultz Coal Sales, Inc.	Coal	494.90
Schutz Foss Architects, PC	Design Services & Reimbursable Expenses	1960.00
Scott Peterson Motors Inc.	Hinge Assemble	250.76
Security Insurance Agency Inc.	Bonds & Bond Renewals	1650.00
Sundance Dillon's Hardware	Supplies	1156.54
Sundance Equipment Company	Parts	94.18
Sundance State Bank	Direct Deposit Fees	9.69
Sundance Subway	Meals	5.38
Sundance Times	Ads, Subscription Costs & Supplies	1592.20
Supply Cache	Pants & Boots	686.25
The Blind Guy Custom Window Coverings	Blinds	96.00
The Gillette News-Record	Ads	397.88
Thompson West	Lafave Search & Seizure 4th	168.00
Timberline Services Inc.	Contract Hauling	1280.00
Tongue River Communications	Jail Cable	52.00
Top Office Products, Inc.	Copy Charge & Supplies	695.03
Tower Valley Ag Supply	Gas & Diesel	2734.14
Town of Hulett	Water	87.00
Town of Moorcroft	Water	55.60
Town of Moorcroft	3rd Quarter Landfill & Ambulance Funding	1666.67
Tracy Motor Company	Supplies	3918.21
Universal Services	Toner	173.00
UNUM	Disability Insurance	238.24
US Post Office	Box Rent	72.00
UW Cooperative Extension Service	Car Pooling	1361.64
Visa	Supplies & Travel Expenses	3012.10
Walmart	Vehicle Service	34.95
Western Plains Machinery Company	Parts	43.20
Western Star, Inc.	Spray Lube, Service & Mileage	113.75
Western States Sheriff's Assoc.	Membership	100.00
Whispering Pines	Snow Removal	234.00
Will West	Loads from West Pit	2480.40
Wolf Mountain Coal, Inc.	Coal	1530.38
WY Retirement System	Rehired Retiree Contribution	1213.66
WYDOT Motor Vehicle Division	Project Expenditures-Moskee Rd	87.75
Wyoming Machinery Company	Parts	23718.80

Wyoming Sheriff's Association	2009 Membership Dues	100.00
Wyoming Stationery	Supplies	852.62
Wyoming Trophy	Plaque	28.47
Xerox Corp	Base Charge	51.91
Youth Activities	Subscriptions & Pillow Case Kits	224.00
Zip Printing	Fire Unit #'s & Fire Warden Stickers	1196.32
Total		920980.82

The following monthly collections were collected:

County Clerk-----	\$ 7,136.50
County Sheriff-----	\$11,580.00
Clerk of District Court-----	\$ 1,633.82
Public Health-----	\$ 1,879.41
Circuit Court-----	\$30,754.65

Kelly moved to approve a Company Agreement for Electronic Payments by and between Crook County and Sundance State Bank. Jim seconded, all ayes, motion carried.

Jim moved to approve a Private Waterline License Upon County Road No. 123 Known as the Pleasant Valley County Road by and between Crook County and City of Sundance. Kelly seconded, all ayes, motion carried.

Mary Kuhl, County Treasurer, gave a review of the procedures in her office for the County tax roll changes. Also present were Dee Griffis, County Assessor, Gayla Eppler, Deputy County Assessor, Sheryl Klocker, Deputy County Treasurer and Kathy Gearhart, Part-time Clerk, Treasurer's Office.

Jim moved to reappoint the following Board members:

- Lee Hauber - Area 2 Weed & Pest District Director – Four Year Term
- LeRoy Curren - Area 3 Weed & Pest District Director – Four Year Term
- David Moline - Area 4 Weed & Pest District Director – Four Term Term

Kelly seconded, all ayes, motion carried.

Kelly moved to appoint Wayne Garman to the Crook County Fair Board for a Five Year Term. Jim seconded, all ayes, motion carried.

Kyle Gillette, Schutz Foss Architects, P.C., gave an update on the Space Needs Assessment he has prepared for the County Courthouse. Also present were Dan Blakeman, Public Works Director, Randy Gill, Facilities Maintenance Supervisor, Joe Baron, County Attorney, Circuit Court Judge Dollison, Tina Wood, Clerk of District Court, Mary Kuhl, County Treasurer, Dee Griffis, County Assessor and Arna Montgomery, Circuit Court Clerk.

Adjourned for lunch at 12:17 o'clock p.m.

1:00 o'clock p.m. Present were Chairman John A. Moline, Jr., Vice-Chairman James W. Hadley, Member Kelly B. Dennis and County Clerk Connie D. Tschetter.

Tim Lyons, Growth and Development Administrator and Fred Duncan, County Planner, gave a monthly subdivision and deed report. Raquel Croell, 911 Addressing Coordinator, presented road name changes. Jim moved that Sundance-Nigger Hill County Road No. 36 be renamed Negro Hill County Road No. 36. Kelly seconded, all ayes, motion carried. Also present was Joe Baron, County Attorney.

Ted Ertman requested a letter of recommendation from the Board for the position of Department of Transportation Commissioner. No decision was made at this time. Also present were Kay Delp, Levi Delp, Joe Baron, County Attorney and Mary Kuhl, County Treasurer.

At 2:07 o'clock p.m. the Board met as the Crook County Board of Equalization.

At 2:20 o'clock p.m. the Board went back into regular session.

James Enos Ray, Kathy Gearhart, Part-Time Clerk, Treasurer's Office, Mary Kuhl, County Treasurer, Donna Allen, Mardell Olson, James Durfee, Sundance Country Club, Inc., Gayla Eppler, Deputy County Assessor, Dee Griffis, County Assessor, Joe Baron, County Attorney and Tina Wood, Clerk of District Court were present to discuss back tax penalties and interest.

Jim moved to forgive the tax penalties and interest on the following back taxes: 2006-70; 2006-71; 2006-72; 2006-73; 2006-74; 2006-75; 2006-76; 2006-77; 2006-78; 2006-79; 2006-80; 2006-81; 2006-82 and 2006-83. Kelly seconded, all ayes, motion carried.

Kelly moved to forgive the interest on back taxes for James Enos Ray in the amount of \$119.16 for 2005, 2006 & 2007. Jim seconded, all ayes, motion carried.

A Statement of Request for Cancellation of Interest Paid form has been drafted for people to complete and submit for the Board of Crook County Commissioners to determine whether or not to cancel the interest on back taxes and penalties. The Statement of Request for Cancellation of Interest Paid form can be obtained by contacting the Crook County Clerk, PO Box 37, Sundance, WY 82729 or by phone 307-283-1323 and must be returned to the Crook County Clerk to proceed with the process.

The meeting adjourned at 4:02 o'clock p.m.

Wednesday, January 7, 2009

8:00 o'clock a.m. Present were Chairman John A. Moline, Jr., Vice-Chairman James W. Hadley, Member Kelly B. Dennis and County Clerk Connie D. Tschetter.

The Pledge of Allegiance was recited to the Flag.

Warren Oyler, Resident Engineer, Wyoming Department of Transportation, gave an update on bridge and road projects. Also present was Dan Blakeman, Public Works Director.

Chris Harwood, Manager, Crook County Fair, gave a monthly report and gave an update on the 4-H Shooting Sports Building.

Dan Blakeman, Public Works Director, Gari Gill, Homeland Security Director and Joe Baron, County Attorney, gave an update and discussed the Crook County Fire Fighters Association By Laws. Also present was Mary Kuhl, County Treasurer.

Dan Blakeman, Public Works Director, Joe Baron, County Attorney and Monte Raber, Bentonite Performance Minerals, LLC, discussed maintenance and reconstruction on Little Missouri River County Road No. 200. Also present were Mary Kuhl, County Treasurer, Rick Haptonstall, Ogden Driskill, Tom Miller and E.O. Sowerwine, Earth Work Solutions.

Dan Blakeman, Public Works Director, Tom Miller and E.O. Sowerwine, Earth Work Solutions, discussed a County Road Use Agreement by and between Crook County and Earth Work Solutions for Left Creek County Road No. 216 and Cabin Creek County Road No. 116. Also present were Joe Baron, County Attorney, Mary Kuhl, County Treasurer, Rick Haptonstall and Ogden Driskill.

Gari Gill, Homeland Security Director, gave a monthly report. Also present were Dan Blakeman, Public Works Director and Mary Kuhl, County Treasurer.

Dan Blakeman, Public Works Director, gave a monthly report.

Justin Wood discussed concerns on interest on back taxes and penalties.

Adjourned for lunch at 12:22 o'clock p.m.

1:00 o'clock p.m. Present were Chairman John A. Moline, Jr., Vice-Chairman James W. Hadley, Member Kelly B. Dennis and County Clerk Connie D. Tschetter.

Mike O'Brien, Jeanne Whalen and Nels Smith, Members, Crook County Land Use Planning and Zoning Commission (CCLUP&ZC) and Fred Duncan, County Planner, gave a monthly report. Wayne Garman, Supervisor, Crook County Natural Resource District (CCNRD), gave a monthly report. Also present were Raquel Croell, 911 Addressing Coordinator, Theresa Curren, Public Works Secretary, Jon Lienemann, Harold J. Burch, Jr. and Becky Burch. The public hearing was held for all interested parties to present written or oral comments on the proposed amendment to the Rules and Regulations for Construction of Access Driveways and Turnouts to Crook County Roadways, State of Wyoming pursuant to Wyoming Statutes §24-1-104, §24-6-101 et seq. and §18-3-504 and any amendments and supplements thereto.

This is an amendment to Chapter V, Section 1., e., Access, which replaces: "limited to one per quarter section." with the following:

"e. Access - Access to a County Road will be:

Access Type	Field	Residential	Commercial	Major
Field	220'	220'	330'	660'
Residential	220'	440'	660'	660'
Commercial	330'	660'	1,320'	1,320
Major	660'	660'	1,320	1,320

Commercial: An entrance to and/or exit from any business, commercial development, cultural or institutional complex, public establishment or any development with three or more family residences adjacent to a County Road.

Field: An entrance to and/or exit from a field or unoccupied property if the access is not used daily throughout the year.

Major: Any access that generates more that 50 trip ends in any hour of a typical day or is a public road or access.

Residential: An access adjacent to a County Road to provide entrance to and/or exit from a residential dwelling for the exclusive use and benefit of the dwellings residents.

Read this table by selecting the type of access in the column on the left side. The minimum separation distance from any other access across the top row is where the column and row intersect. For example, the minimum separation distance between a field access and either another field or residential access is 220 feet. All distances will be measured from edge to facing edge. Each access shall be placed such that it will benefit adjacent property owners where ever possible. Applicants may be required to provide an easement to benefit adjacent property when that access would, in the opinion of the County Road and Bridge Superintendent, promote traffic safety.

And, amends Chapter II, by adding a new rule to the existing rule that states: "change a permitted access use without written approval from the Crook County Road and Bridge Superintendent"

Discussion was held and comments were received. Jim moved to approve the following resolution:

RESOLUTION NO. 1- 2009

RULES AND REGULATIONS CONSTRUCTION OF ACCESS DRIVEWAYS AND TURNOUTS TO CROOK COUNTY ROADWAYS, AMENDED: JANUARY 7, 2009

WHEREAS, the Board of County Commissioners in an for Crook County, Wyoming adopted the Rules and Regulations Construction of Access Driveways and Turnouts to Crook County Roadways, November 3, 1993; and WHEREAS, the Board of County Commissioners in an for Crook County, Wyoming amended the Rules and Regulations Construction of Access Driveways and Turnouts to Crook County Roadways, September 6, 2006; and WHEREAS, the Public Works Director has been dealing with wording in Chapter V, Section 1., e., Access that he found to be confusing, misleading, and felt this wording needed to be clarified; and

WHEREAS, the Public Works Director working together with the Crook County Land Use Planning and Zoning Commission feels that by replacing the wording: "limited to one per quarter section" with a table that defines footages between accesses based on access use will resolve this problem; and

WHEREAS, the Board is charged under State law with promoting the health, safety, morals, convenience, order, prosperity and general welfare of the present and future inhabitants of Crook County, Wyoming pursuant to W. S. §18-2-201; and the management of County Roads pursuant to W. S. §24-1-104, W. S. §24-6-101 et esq., W. S. §18-3-504, W. S. §31-5-303, and W. S. §31-18-802;

THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS IN AND FOR CROOK COUNTY, WYOMING, that the "Rules and Regulations Construction of Access Driveways and Turnouts to Crook County Roadways" are amended, approved and adopted and that any rules, regulations, policies and/or procedures previously adopted and in conflict with this Resolution are hereby rescinded and of no further force or effect; Dated this 7th day of January, 2009.

BOARD OF COUNTY COMMISSIONERS IN AND FOR CROOK COUNTY, WYOMING

John A. Moline, Jr., Chairman, J. W. Hadley, Vice-Chairman, Kelly B. Dennis, Member and Attest:

Connie D. Tschetter, Crook County Clerk.

Kelly seconded, all ayes, motion carried.

The Board interviewed the applicants for the CCLUP&ZC position to fill the unexpired term of Kelly B. Dennis. Kelly moved to appoint Jon H. Lienemann to the Crook County Land Use Planning and Zoning Commission to fill Kelly B. Dennis's unexpired term, which expires June 2010. Jim seconded, Kelly voted aye, Jim voted nay, John vacated the chair and voted aye, motion carried.

Jim moved to approve a Bond for Danice Conzelman, Treasurer, Crook County Fair Board. Kelly seconded, all ayes, motion carried.

Dee Griffis, County Assessor, presented tax corrections, additions and cancellations. Jim moved to approve the following tax corrections, additions and cancellations: 2004-114; 2005-122; 2005-0750; 2005-123; 2006-92; 2006-93; 2006-94; 2006-95; 2007-155; 2007-156; 2007-158; 2007-159; 2007-160; 2007-161; 2007-162; 2008-88; 2008-89; 2008-90; 2008-91; 2008-94; 2008-95; 2008-96; 2008-0820; 2008-97; 2008-98; 2008-99; 2008-100 and 2008-101, contingent upon the approval of the County Treasurer. Kelly seconded, all ayes, motion carried. John recused himself due to a conflict of interest to discuss tax correction No. 2008-92, Kelly moved to approve the following tax correction No. 2008-92. Jim vacated the chair and seconded the motion, Kelly voted aye, Jim vacated the chair and voted aye, motion carried.

The Board and Joe Baron, County Attorney, reviewed a draft Memorandum of Understanding Agreement for Crook County Road No. 200, between Bentonite Performance Minerals, LLC and the County of Crook, of the State of Wyoming.

The meeting adjourned at 4:22 o'clock p.m. to meet in regular session on February 3 and 4, 2009 at 8:00 o'clock a.m., in the Commissioner's Room at the Courthouse in Sundance, Wyoming.

John A. Moline, Jr., Chairman

James W. Hadley, Vice-Chairman

Kelly B. Dennis, Member

Attested: _____
Connie D. Tschetter, County Clerk