

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

TUESDAY, JUNE 1, 2010

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.

The minutes from the previous meetings were approved.

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

Jim moved to approve a Memorandum of Understanding Between the Office of the Public Defender, Wyoming Guardians Ad Litem Program and Crook County. Kelly seconded, all ayes, motion carried.

The following bills were paid:

| <u>CLAIMANT</u> | <u>PURPOSE</u> | <u>AMOUNT</u> <u>ALLOWE</u> <u>D</u> |
|-------------------------------------|---|--|
| Total Wages | | 155524.51 |
| AFLAC | Insurance | 2415.66 |
| Blue Cross Blue Shield of Wyoming | Health Insurance | 45726.50 |
| Col. Life & Accident Ins. Co. | Insurance | 48.07 |
| Crook County Payroll Tax Account | Withholding & Social Security | 49560.18 |
| Department of Employment | Worker's Compensation | 2005.01 |
| New York Life Insurance Company | Life Insurance | 659.43 |
| Orchard Trust Company | Deferred Compensation | 3680.00 |
| VSP | Vision Insurance | 394.23 |
| Wyoming Retirement System | Retirement | 25305.73 |
| Wyoming Educator's Benefit Trust | Life Insurance | 212.94 |
| Wyoming NCPERS Life Insurance | Life Insurance | 160.00 |
| Alltel | Cell Phone | 998.19 |
| AlSCO/American Linen | Shop Towels & Dust Mops | 277.09 |
| Angela Cullett | Witness Fees & Mileage | 258.00 |
| Architectural Specialties, LLC | Doors & Installation | 5853.00 |
| Aulick Leasing Corporation | May Rental Fee | 18100.00 |
| Barbara J. Coy, RN | On Call Hours | 246.00 |
| Barbara Sue Fuhrmann | Travel Expenses | 72.00 |
| Bearlodge LTD, Inc. | Professional Services and Copies | 6484.00 |
| Big Horn Tire Inc. | Tires & Batteries | 812.32 |
| Black Hills Chemical Co. | Supplies | 1748.18 |
| Blakeman Propane Inc. | Propane | 217.14 |
| CASCI | 2010 Annual Conference | 500.00 |
| CCFV/SAS, Inc. | Volunteer Appreciation Supplies | 159.79 |
| Cenex Fleetcard | Fuel | 2086.86 |
| City of Sundance | Water & Landfill & Ambulance Funding | 2279.94 |
| Coffee Cup Fuel Stop | Gas | 51.53 |
| Collins Communications | Tower Rent, Customer Care Contract & Narrowband | 8804.00 |
| Computer Software Associates, Inc. | Fixed Asset Training & Conversion | 475.00 |
| Connie D. Tschetter | Mileage | 61.00 |
| Conocophillips | Fuel | 310.64 |
| Contractors Supply Inc. | Supplies | 6.13 |
| Crescent Electric Supply Company | Lamp | 33.00 |
| Croell Redi-Mix | Auto Gate Block Pairs | 700.00 |
| Crook County | Employer Paid Benefits from Grant | 941.89 |
| Crook County Medical Services Dist. | Prisoner Meals & Jail Duty | 2538.49 |
| Crook County Senior Services | County Funding | 1250.00 |
| Crook County Treasurer | Postage | 24.19 |
| Dakota Business Center | Monthly Maintenance | 70.00 |
| Dakota Rental | Parts | 35.69 |
| Decker's Food Center | Supplies | 38.88 |
| Delinda Conrad | Witness Fees & Mileage | 99.00 |
| Department of Employment | Worker's Compensation | 300.63 |
| Double Star Computing | Onsite Services, Computer & Server Payment | 25750.27 |
| Election Systems & Software | Drive | 608.10 |
| Farmers Co-Op Assoc. | Diesel | 5573.72 |
| Fastenal Company | Tools | 59.37 |
| Fisher Sand & Gravel | Parts | 211.71 |
| Gases Plus Norco | Oxygen & Acetylene | 492.00 |

| | | |
|-------------------------------------|---|----------|
| Glenn Properties LLC | Diesel & Gas | 3682.31 |
| Grimm's Pump & Industrial Supply | Parts | 593.01 |
| Hillside Pharmacy | Supplies | 52.67 |
| Hulett Hardware | Battery Cable | 13.49 |
| Hulett LP Gas Service | Propane | 3261.86 |
| J & A Traffic Products | Telespar Posts & Anchors | 8107.50 |
| Jeanne Whalen | Mileage | 20.95 |
| John A. Moline, Jr. | Mileage & Meals | 966.89 |
| Joseph Michael Baron | Supplies & Service of Process Fees | 104.57 |
| JT Vehicle Systems | Vehicle Radio Removal & Reinstall | 1626.25 |
| Karen's Delivery Co. | Delivery Fee | 20.00 |
| Kelly B. Dennis | Mileage | 207.50 |
| Lenzes Distributing | Shipping | 4.00 |
| Lenzes Printing | Paper | 9.99 |
| Leo Riley & Co. | Audit Fiscal Year Ended 6-30-2009 | 8500.00 |
| Leslie's Sinclair | Gas & Diesel | 7340.87 |
| M & P Auto Body | Windshield | 603.82 |
| Marlette Snoozy | On Call Hours | 246.00 |
| Max Robert Masters | Mapping Contract for GIS & Subdivisions | 2000.00 |
| Menards-Rapid City | Supplies | 8.99 |
| Mercill Law Office, LLC | Court Appointed Attorney Fees | 1205.00 |
| Michael R. Frolander | Supplies | 763.92 |
| Moorcroft Leader | Publishing | 310.13 |
| Motorola | Gold Elite Upgrade | 44506.41 |
| Neve's Uniforms & Equipment | Pants & Shirts | 1099.60 |
| Northern WY Mental Health Center | County Funding | 2500.00 |
| Orville Holden | Witness Fees & Mileage | 91.00 |
| Paetec | Telephone | 221.31 |
| Patricia J. Voll, FNP | Family Planning Clinic Provider | 525.00 |
| Pickerds Greenhouse | Plants | 67.66 |
| Plainsman Printing, Inc. | Auto Title Envelopes & Folders | 982.83 |
| Powder River Energy Corp. | Electricity | 3742.62 |
| Powder River Office Supply, Inc. | Supplies | 2375.48 |
| Quality Hardware & Supply | Parts | 285.97 |
| Quill Corporation | Supplies | 1470.28 |
| Randco Tanks | Spray Kit | 675.23 |
| Rapid Diesel Service | Service Work & Parts | 1939.80 |
| Rapid Fire Protection, Inc. | Yearly Inspection | 165.00 |
| Rasmussen Mechanical Services, Inc. | Parts & Labor | 3587.62 |
| Ray Allen Manufacturing Co. Inc. | Fur Saver Choke | 33.45 |
| Robert Wolver | Mileage | 66.00 |
| Robert's Machine & Repair | Repairs | 370.16 |
| Rocky Mountain Fire Systems, Inc. | Fire Alarm System, Detectors & Stations | 3327.95 |
| Sandy Stevens | Witness Fees | 30.00 |
| Schutz Foss Architects, PC | Design Services | 432.50 |
| Sharilyn Hinz | Meals | 13.11 |
| Source Office Products | Chair | 412.80 |
| Sundance Dillon's Hardware | Supplies | 288.91 |
| Sundance State Bank | Direct Deposit Fees | 9.83 |
| Sundance Subway | Cookies | 34.50 |
| Sundance Times | Publishing | 1910.75 |
| Supply Cache | Boots & Brush Pants | 810.00 |
| Tongue River Communications | Jail Cable | 56.00 |
| Top Office Products, Inc. | Supplies & Copy Charges | 1235.09 |
| Tower Valley Ag Supply | Gas & Diesel | 3506.44 |
| Town of Hulett | Water | 43.50 |
| Town of Moorcroft | Water | 47.00 |
| Tracy Motor Company | Supplies | 1590.01 |
| Trudy J. Materi | Postage | 11.50 |
| UNUM | Disability Insurance | 271.64 |
| Urbin & Patterson, LLP | Court Appointed Attorney Fees | 1508.03 |
| US Post Office | Box Rent | 344.00 |
| US Postal Service | Postage Paid Envelopes | 3470.60 |
| Visa | Supplies & Travel Expenses | 5827.00 |
| Walmart | Supplies | 85.31 |
| West River International, Inc. | Parts | 69.92 |
| WY Retirement System | Rehired Retiree Contribution | 1604.25 |
| WYDOT Motor Vehicle Division | Vehicle Plates | 5.00 |
| Wyoming County Clerk's Association | 2010-2011 Annual Dues | 100.00 |
| Wyoming County Commissioners Assoc. | FY2011 Membership Dues | 3296.75 |

| | | |
|---------------------------|-------------------------|-----------|
| Wyoming Machinery Company | Parts | 18632.86 |
| Wyoming State Archives | Copies & Certifications | 9.00 |
| Total | | 527559.40 |

The following monthly collections were collected:

| | |
|-----------------------------|-------------|
| County Clerk | \$8,147.00 |
| County Sheriff | \$9,405.00 |
| Clerk of District Court | \$3,671.70 |
| Public Health Nurse (April) | \$2,051.00 |
| Public Health Nurse (May) | \$1,063.50 |
| Circuit Court (April) | \$13,782.15 |

Jim moved to approve a Memorandum of Understanding Between Crook County and the City of Sundance. Kelly seconded, all ayes, motion carried.

At 10:07 o'clock a.m. Kelly moved to go into executive session to discuss a personnel matter. Jim seconded, all ayes, motion carried. The Board went back into regular session at 10:22 o'clock a.m.

The Board discussed the elected County Public Official's salaries for the next four year term of office beginning January 1, 2011. The Board requested the County Attorney to draft a resolution for them to adopt later today. Present were Clerk of District Court Tina Wood, County Sheriff Steve Stahla, County Assessor Dee Griffis, County Treasurer Mary Kuhl, County Attorney Joe Baron and Tim Lyons, Growth and Development Administrator.

Jim moved to approve the following Board appointments:

Carolyn Kay Marchant, Eric B. Stevens and Rebecca (Becky) Ann Rolf - Crook County Council of County Services Tripartite Board Members – Three Year Terms
Dee McGirr - Crook County Library Board Member – Three Year Term
Matthew Driskill - Crook County Promotion Board Member – Three Year Term

Kelly seconded, all ayes, motion carried. Also present was Mary Kuhl, County Treasurer.

Kelly moved to remove the proposed Rules and Regulations for Flood Damage Prevention for the Unincorporated Area of Crook County, Wyoming, that were taken under advisement on August 3, 2009, from consideration. Jim seconded, Kelly voted aye, Jim voted nay, John vacated the chair and voted aye, motion carried. Also present was Mary Kuhl, County Treasurer.

Morgan Ellsbury, Road and Bridge Foreman, Randy Gill, Facilities Maintenance Foreman and Theresa Curren, Secretary, Public Works Department, gave a monthly report. Also present were Tina Wood, Clerk of District Court, Dee Griffis, County Assessor, Mary Kuhl, County Treasurer and Tim Lyons, Growth and Development Administrator.

Jim moved to approve a Congestion Mitigation/Air Quality (CMAQ) Agreement FY 2010 between the Wyoming Department of Transportation and the Board of Crook County Commissioners. Kelly seconded, all ayes, motion carried.

Jim moved to approve a Grant Agreement between the Wyoming Business Council, Business and Industry Division, State Energy Office and Crook County. Kelly seconded, all ayes, motion carried.

Adjourned for lunch at 12:09 o'clock p.m.

1:04 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 report and a subdivision and deed report. Raquel Croell, 911 Addressing Coordinator, presented a road name change. Jim moved to clarify the motion made on May 4, 2010, that the only portion of Shipwheel County Road No. 103 to be renamed Belle Fourche River County Road No. 275 is located in Section 36, Township 50 North, Range 68 West, beginning at the point of intersection with State Highway 51, thence running south westerly to the point of intersection with the Burlington Northern Railroad. The portion of road that is renamed is approximately 0.1 mile in length. Kelly seconded, all ayes, motion carried. Also present were Mary Kuhl, County Treasurer and Joe Baron, County Attorney.

Jeanette Mathis, Crook County Promotion Board, presented a request to put the 2% Lodging Tax on the 2010 General Election Ballot. Jim moved to put on the 2010 General Election Ballot, the 2% Lodging Tax upon the sales price paid for lodging services within the county pursuant to Wyoming Statutes 39-15-204 (a) (ii) for the primary purpose of local travel and tourism promotion. Kelly seconded, all ayes, motion carried. Also present were Matthew Driskill, Joe Baron, County Attorney and Mary Kuhl, County Treasurer.

Chris Harwood, Manager, Crook County Fair, gave a monthly report. Also present were Mary Kuhl, County Treasurer and Joe Baron, County Attorney.

Joe Baron, County Attorney, discussed appointing a Crook County Public Health Officer for a four-year term, starting July 1, 2010. Also present were Jim Pridgeon, Homeland Security County Coordinator, Gari Gill, Deputy Homeland Security County Coordinator, Barb Coy, Public Health Nurse, Mary Kuhl, County Treasurer and Joleen Hart.

Present for the public hearing for the Transfer of Ownership and Location on a County Retail Liquor License for Buffalo Jump, LLC dba Buffalo Jump Saloon & Steak House were Joleen Hart, Dennis Tebeau, Hilary DeLao, Joe

Baron, County Attorney and Mary Kuhl, County Treasurer. Discussion was held and no oral or written objections were received. Kelly moved to approve the Transfer of Ownership and Location on a County Retail Liquor License for Buffalo Jump, LLC dba Buffalo Jump Saloon & Steak House. Jim seconded, all ayes, motion carried.

Mary Kuhl, County Treasurer, submitted the following monthly report of receipts and disbursements for month end May 2010:

| | | |
|----------------|----------------------|----------------|
| Total Receipts | | \$3,783,761.29 |
| Disbursements: | Towns | \$73,168.95 |
| | County Boards | \$98,944.32 |
| | State & Local School | \$539,715.52 |
| | DOT/DOR/Rebate | \$94,137.11 |
| | Redemption/S. Park | \$1,536.23 |
| | Total | \$807,502.13 |

Joe Baron, County Attorney, gave an update on the dissolution of the Bear Lodge Hills Ranch Improvement and Service District. Also present were Tim Lyons, Growth and Development Administrator and Mary Kuhl, County Treasurer.

Gari Gill, County Fire Warden, gave a monthly report. Also present was Jim Pridgeon, Homeland Security County Coordinator.

Jim moved to approve the following resolution:

RESOLUTION NO. 3-2010

(Setting Salaries of Public Officials for the next term of Office)

WHEREAS, the Board of County Commissioners is required to set the salaries of various public officials for the next four year term of office on or before June 1, 2010, in accordance with Wyoming Statute §18-3-107; and

WHEREAS, the current annual salaries of the following elected public officials of Crook County were set on or before June 1, 2006, are currently set as follows:

| Official | Salary |
|---|---------------|
| Clerk | \$ 58,317.54 |
| Treasurer | \$ 58,317.54 |
| Assessor | \$ 58,317.54 |
| Clerk of Court | \$ 58,317.54 |
| Sheriff | \$ 69,981.05 |
| Full-time County and Prosecuting Attorney | \$ 81,644.55 |
| (3) Part-time County Commissioners | \$ 25,659.72 |
| Part-time County Coroner | \$ 17,495.26 |

WHEREAS, Wyoming Statute § 18-3-107 allows the county commissioners to only adjust elected county public official salaries every four (4) years and to set them at up to \$100,000 per year; and

WHEREAS, Wyoming Statute § 18-3-107(d) allows the county commissioners to only adjust county commissioners salaries every four (4) years and a salary cannot be changed once it is set by the previous board of county commissioners during the term of office; and

WHEREAS there is one (1) county commissioner position that is in the middle of its four (4) year term of office and the salary of that term of office cannot be changed until on or before June 1, 2012 for the term of office beginning January 1, 2013; and

WHEREAS there are two (2) four (4) year term county commissioner positions that will commence on January 1, 2011; and

WHEREAS Wyoming Statute § 18-3-106 allows the county commissioners to designate the office of county and prosecuting attorney as full-time and designates as full-time the offices of clerk, assessor, treasurer, clerk of district court, and sheriff; and

WHEREAS Wyoming Statute § 18-3-303 (b) allows the county commissioners to prohibit the county attorney or their deputies from engaging in the private practice of law either directly or indirectly and the county commissioners have never done so; and

WHEREAS the county commissioners have in the past designated the office of county coroner as part-time; and

WHEREAS the elected county officials deserve a raise to match the increased cost of living and additional legal responsibilities that the positions require each year from various state and federal laws, and county, state and federal rules and regulations; and

WHEREAS the projected tax and other revenues to Crook County are declining for at least the next two (2) years and the county commissioners are unsure that the projected revenues to Crook County will increase in the next four (4) years; and

WHEREAS the county commissioners find that the elected official's salaries for the next term of office should be reduced by 5% in 2011 and then increased by 2% per year on the previous year's salary for the following three (3) years which is equal to the salaries received by elected county officials in 2009, and amounts to a salary decrease in the following amounts:

| Official | Salary |
|---|---------------|
| Clerk | \$ 2,915.88 |
| Treasurer | \$ 2,915.88 |
| Assessor | \$ 2,915.88 |
| Clerk of Court | \$ 2,915.88 |
| Sheriff | \$ 3,499.06 |
| Full-time County and Prosecuting Attorney | \$ 4,082.22 |
| (2) Part-time County Commissioners | \$ 1,282.99 |
| Part-time County Coroner | \$ 874.76 |

WHEREAS it is the county commissioners desire that the next time that the county commissioners set salaries on or before June 1, 2014 that they would at a minimum increase the elected officials salaries to match the

cost of living increases for Northeast Wyoming from January 1, 2010 until December 31, 2013 and would increase the salaries due to any additional legal responsibilities that the positions require each year from various state and federal laws, and county, state and federal rules and regulations.

THEREFORE BE IT RESOLVED by the Board of County Commissioners in and for Crook County, Wyoming that the following elected public officials of Crook County shall receive the following annual salaries beginning January 1, 2011 through December 31, 2011:

| Official | Salary |
|------------------------------------|---------------|
| Clerk | \$ 55,401.66 |
| Treasurer | \$ 55,401.66 |
| Assessor | \$ 55,401.66 |
| Clerk of Court | \$ 55,401.66 |
| Sheriff | \$ 66,481.99 |
| County and Prosecuting Attorney | \$ 77,562.33 |
| (2) Part-time County Commissioners | \$ 24,376.73 |
| Part-time County Coroner | \$ 16,620.50 |

THEREFORE BE IT RESOLVED by the Board of County Commissioners in and for Crook County, Wyoming that the following elected public officials of Crook County shall receive the following annual salaries beginning January 1, 2012 through December 31, 2012:

| Official | Salary |
|------------------------------------|---------------|
| Clerk | \$ 56,509.69 |
| Treasurer | \$ 56,509.69 |
| Assessor | \$ 56,509.69 |
| Clerk of Court | \$ 56,509.69 |
| Sheriff | \$ 67,811.63 |
| County and Prosecuting Attorney | \$ 79,113.58 |
| (2) Part-time County Commissioners | \$ 24,864.26 |
| Part-time County Coroner | \$ 16,952.91 |

THEREFORE BE IT RESOLVED by the Board of County Commissioners in and for Crook County, Wyoming that the following elected public officials of Crook County shall receive the following annual salaries beginning January 1, 2013 through December 31, 2013:

| Official | Salary |
|------------------------------------|---------------|
| Clerk | \$ 57,639.88 |
| Treasurer | \$ 57,639.88 |
| Assessor | \$ 57,639.88 |
| Clerk of Court | \$ 57,639.88 |
| Sheriff | \$ 69,167.86 |
| County and Prosecuting Attorney | \$ 80,695.85 |
| (2) Part-time County Commissioners | \$ 25,361.55 |
| Part-time County Coroner | \$ 17,291.97 |

THEREFORE BE IT RESOLVED by the Board of County Commissioners in and for Crook County, Wyoming that the following elected public officials of Crook County shall receive the following annual salaries beginning January 1, 2014 through December 31, 2014:

| Official | Salary |
|------------------------------------|---------------|
| Clerk | \$ 58,792.68 |
| Treasurer | \$ 58,792.68 |
| Assessor | \$ 58,792.68 |
| Clerk of Court | \$ 58,792.68 |
| Sheriff | \$ 70,551.22 |
| County and Prosecuting Attorney | \$ 82,309.77 |
| (2) Part-time County Commissioners | \$ 25,868.78 |
| Part-time County Coroner | \$ 17,637.81 |

IT IS FURTHER RESOLVED that the county commissioners and coroner shall be a part-time office; and that on or before June 1, 2012 the board of county commissioners shall meet to set the salary of the county commissioner whose term commences on January 1, 2013.

IT IS FURTHER RESOLVED pursuant to Wyoming Statute § 18-3-106 and 18-3-303 (b) that the county and prosecuting attorney shall be full-time and the county attorney and their deputies may engage in the private practice of law as determined by the county and prosecuting attorney that is not in conflict with the duties of the County Attorney.

IT IS FURTHER RESOLVED that the next time that the county commissioners set salaries on or before June 1, 2014 that they would at a minimum increase the elected officials salaries to match the cost of living increases for Northeast Wyoming from January 1, 2010 until December 31, 2013, would increase the salaries due to any additional legal responsibilities that the positions require each year from various state and federal laws, and county, state and federal rules and regulations and would add on an annual basis any additional projected cost of living increases for Northeast Wyoming during the following four year term.

PASSED, APPROVED AND ADOPTED by the Crook County Commissioners on the 1st day of June, 2010.

BOARD OF COUNTY COMMISSIONERS IN AND FOR CROOK COUNTY, WYOMING

BY JOHN A. MOLINE, JR., CHAIRMAN, J.W. HADLEY, VICE-CHAIRMAN, KELLY B. DENNIS, MEMBER
State of Wyoming }

County of Crook }

Signed or attested before me on June 1, 2010 by John A. Moline, Jr., Chairman, J. W. Hadley, Vice-Chairman and Kelly B. Dennis, Member, Board of Crook County Commissioners.

CONNIE D. TSCHETTER, CROOK COUNTY CLERK

Kelly seconded, all ayes, motion carried. Also present were Clerk of District Court Tina Wood, County Assessor Dee Griffis, County Treasurer Mary Kuhl and County Attorney Joe Baron.

The following monthly collection was collected:
Circuit Court (May) \$12,552.90

The meeting adjourned at 5:28 o'clock p.m.

Wednesday, June 2, 2010

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 Morgan Ellsbury, Road and Bridge Foreman.

Mark Gillett, District Engineer and Ronda Holwell, District Public Involvement Specialist, Wyoming Department of Transportation (WYDOT), gave an update on the State Transportation Improvement Program (STIP). Also present were Warren Oyler, Sundance Resident Engineer and David Mullen, District Construction Engineer, WYDOT, Ted Ertman, WYDOT Commissioner, Morgan Ellsbury, Road and Bridge Foreman and Dan Blakeman, Town of Moorcroft.

Jim Pridgeon, Homeland Security County Coordinator, gave a monthly report. Also present was Gari Gill, Deputy Homeland Security County Coordinator.

Morgan Ellsbury, Road and Bridge Foreman, Mike Watson, Tri-State Construction, Monte Raber, Lesley Roth and Danny Oaks, Bentonite Performance Minerals, Greg Fuller and Roger Gross, American Colloid, Jim D. Schlosser, J.O. McDonald, Phil Neiman, Ed Johnson, Lloyd Raber, Jim Maupin, John Pierce and Joe Baron, County Attorney, discussed Phase II on repairs and improvements to Little Missouri River County Road No. 200.

Kelly moved to approve the following resolution:

RESOLUTION NO. 4-2010
TO TERMINATE PROCEEDINGS TO FORMALLY ALTER A PORTION OF
COUNTY ROAD NO. 5, KNOWN AS THE BATES COUNTY ROAD

WHEREAS several agreements were entered into with the area landowners, Don and Teresa Johnson, to pay for the costs to alter a portion of County Road No. 5 in the N1/2NW1/4 of Section 28 and the N1/2NE1/4 and E1/2NW1/4 of Section 29 located in Township 56 North, Range 64 West; and

WHEREAS the Crook County Surveyor reviewed all available records and documents available and traveled to the pertinent locations to determine whether or not the Bates County Road No. 5 touched any portion of the Johnson's above described property; and

WHEREAS the County Attorney gave his formal written opinion that the Bates County Road No. 5 did not touch the above described real property and further said road does not provide legal access to said property; and

WHEREAS the Bates County Road No. 5 does not touch the above described real property and further said road does not provide legal access to said property, there is no future liability or responsibility for Donald John Johnson, Teresa Johnson or any successors in interest to the above described property to pay any costs or other fees as a result of the Agreement to Cover the Costs of Relocating and Redevelopment of a Portion of County Road No. 5 recorded at Book 467 of Photos at page 626 as recorded on December 6, 2007, that was terminated pursuant to Resolution 3-2008 dated April 22, 2008, and the Agreement to Cover the Costs of Relocating and Redevelopment of a Portion of County Road No. 5, discussed at Book 11 of Commissioners Proceedings at Page 13 dated February 4, 2009, that was terminated at Book 11 of Commissioners Proceedings at Page 48 dated July 8, 2009; and

THEREFORE BE IT RESOLVED that proceedings to relocating and redeveloping a portion of the Bates Road No. 5 and determine whether or not to alter a portions of County Road No. 5 pursuant to Wyoming Statute 24-3-101, *et sec.* are formally terminated and the there is no future liability or responsibility for Donald John Johnson, Teresa Johnson or any successors in interest to the above described property to pay any costs or other fees as a result of any of the Agreements to Cover the Costs of Relocating and Redevelopment of a Portion of County Road No. 5.

PASSED, APPROVED AND ADOPTED by the Crook County Commissioners on the 2nd day of June, 2010.

BOARD OF COUNTY COMMISSIONERS IN AND FOR CROOK COUNTY, WYOMING

BY JOHN A. MOLINE, JR., CHAIRMAN, J.W. HADLEY, VICE-CHAIRMAN, KELLY B. DENNIS, MEMBER
State of Wyoming }

County of Crook }

Signed or attested before me on June 2, 2010 by John A. Moline, Jr., Chairman, J. W. Hadley, Vice-Chairman and Kelly B. Dennis, Member, Board of Crook County Commissioners.

CONNIE D. TSCHETTER, CROOK COUNTY CLERK

Jim seconded, all ayes, motion carried. Also present were Morgan Ellsbury, Road and Bridge Foreman and Joe Baron, County Attorney.

Adjourned for lunch at 12:05 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.

Jeanne Whalen and Jon Lienemann, Members, Crook County Land Use Planning and Zoning Commission (CCLUP&ZC) and Tim Lyons, Growth and Development Administrator, gave a monthly report. Also present were Wayne Garman, Supervisor, Crook County Natural Resource District (CCNRD), Steve Kozel, Bearlodge District Ranger, USDA Forest Service, Joe Baron, County Attorney, Ken Nelms and Kathy Drentlaw.

Jim moved to approve the following Board appointments:
Dennis R. McGirr and Brian Marchant - Crook County Land Use Planning and Zoning Commission
Members – Three Year Terms
Kelly seconded, all ayes, motion carried.

Steve Kozel, Bearlodge District Ranger, USDA Forest Service gave an update.

Wayne Garman, Supervisor, CCNRD, gave an update.

Kelly moved to approve the Amended Plat of Lots 3 and 4 of the Thornton Subdivision No 1. Jim seconded, all ayes, motion carried.

Jim moved to approve the Redwater Estates Lot 5 Residential Minor Subdivision Plat. Kelly seconded, all ayes, motion carried.

Kelly moved to approve a Policy on the Installation and Maintenance of Cattle Guards Upon County Roads. Jim seconded, all ayes, motion carried.

Rick Miller, Newcastle Field Manager, Bureau of Land Management, introduced himself to the Board. Also present were Joe Baron, County Attorney, Tim Lyons, Growth and Development Administrator, Mary Kuhl, County Treasurer, Mary Lou Petersen, Carol Speidel and Gordon Speidel, Moorcroft Senior Citizens.

Mary Lou Petersen, Carol Speidel and Gordon Speidel, Moorcroft Senior Citizens, requested local matching funds for a grant to remodel the Moorcroft Senior Citizens Center. The Board will take their request into consideration. Also present were Joe Baron, County Attorney and Mary Kuhl, County Treasurer.

Gari Gill, County Fire Warden, George Whalen and Jeanne Whalen, Aladdin Fire Department, presented a proposal from Aladdin Const. Co. in the amount of \$3,047.50 and requested to use some of their Fire Zone 12 funds to put a water storage tank and line into the Aladdin Fire Hall. The Board gave their approval for them to proceed. Gari also gave a monthly report. Also present were Jim Pridgeon, Homeland Security County Coordinator, Joe Baron, County Attorney and Mary Kuhl, County Treasurer.

At 4:00 o'clock p.m. Jim moved to go into executive session to discuss a personnel matter. Kelly seconded, all ayes, motion carried. The Board went back into regular session at 4:28 o'clock p.m.

The meeting adjourned at 4:30 o'clock p.m. to meet in special session on June 22, 2010 at 8:00 o'clock a.m. to work on the County tentative budget for the 2010-2011 fiscal year and to meet on June 29, 2010 at 8:00 o'clock a.m. as the County Board of Equalization for protest hearings and to meet in regular session on July 6 and 7, 2010 at 8:00 o'clock a.m., in the Commissioner's Room at the Courthouse in Sundance, Wyoming.

John A. Moline, Jr., Chairman

Kelly B. Dennis, Member

James W. Hadley, Vice-Chairman
Attested: _____
Connie D. Tschetter, County Clerk