

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS AT THE COURTHOUSE IN  
SUNDANCE, CROOK COUNTY, WYOMING****TUESDAY, SEPTEMBER 7, 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.

Jim moved to transfer \$6,712.58 from unanticipated revenues to the Emergency Management Budget, Emergency Response Fund line as stated in the minutes of August 4, 2010. Kelly seconded, 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 transfer funds as follows: Pursuant to Wyoming Statutes 16-4-112, notice is given that a Resolution has been proposed to transfer \$21,879.00 from unanticipated revenues to the Depreciation Reserve Budget, Sheriff Vehicles line, due to receiving an insurance claim for a vehicle. Notice is further given that a hearing of the Board of Crook County Commissioners of Crook County, Wyoming will be held on October 5, 2010 at 8:00 o'clock a.m. to consider such proposed resolution. Kelly seconded, all ayes, motion carried

The following bills were paid:

<u>CLAIMANT</u>	<u>PURPOSE</u>	<u>AMOUNT ALLOWED</u>
Total Wages		158411.66
AFLAC	Insurance	2386.18
Blue Cross Blue Shield of Wyoming	Health Insurance	45504.28
Col. Life & Accident Ins. Co.	Insurance	48.07
Crook County Payroll Tax Account	Withholding & Social Security	49803.92
Department of Employment	Worker's Compensation	3331.92
New York Life Insurance Company	Life Insurance	659.43
Orchard Trust Company	Deferred Compensation	3380.00
VSP	Vision Insurance	517.80
Wyoming Retirement System	Retirement	25160.34
Wyoming Educator's Benefit Trust	Life Insurance	209.56
Wyoming NCPERS Life Insurance	Life Insurance	144.00
Election Judges	Election School, Salary, Mileage & Meals	9658.45
A & B Welding Supply Co., Inc.	Saw Blades	149.95
A.D.I. Insurance Agency	Insurance	41952.00
Aladdin Construction Company	Tank Delivered & Supplies	2832.71
Alltel	Cell Phone	961.38
AlSCO/American Linen	Shop Towels & Dust Mops	209.14
Aro Restaurant	Rally Meals	92.32
ASD Healthcare	Nasal Vax	788.00
Barbara Sue Fuhrmann	Meals at State Fair	15.00
Barco Products Company	Painting Supplies	441.28
Bearlodge Forest Products, Inc.	Lumber	113.50
Bearlodge LTD., Inc.	Prints & Professional Services	4969.75
Big Horn Tire Inc.	Tires	1023.42
Black Hills Chemical Co.	Supplies	366.33
BLS Lodging	Rally Lodging	315.00
Cassidys Seed & Feed	Pallet Ex Coarse	249.90
CCFV/SAS, Inc.	County Funding	3500.00
Genex Fleetcard	Fuel	1952.54
Christina R. Wood	Mileage & WACO Door Prize Materials	117.40
City of Gillette	Utilities	29.00
City of Newcastle	Annual Rent Public Defenders Office	3600.00
City of Sundance	Water	911.59
Clinical Lab of the Black Hills	Autopsy	1979.00
CNA Surety	Bond	175.00
Collins Communications	Parts & Labor	724.60
Colony Club	Polling Place Rent	175.00
Conocophillips	Gas	434.61
Crescent Electric Supply Company	Fluorescent Lamps	429.64
Croell Redi-Mix	Cattle Guards & Concrete	3605.00
Crook County	Employer Paid Benefits from Grant	1060.66
Crook County Medical Services Dist.	Prisoner Meals	3195.83
Crook County Senior Services	County Funding	1250.00
Crook County Treasurer	Postage	75.82

Custom Auto & Truck	Parts & Labor	395.08
D & W Crane & Rigging, Inc.	Crane & Permits	509.45
D.O. Inc.	Oil, Stoddard Solvent & Drive Train 50W	1828.51
D/S Trucking LLC	Hauled J Base to D Road	1192.05
Dakota Business Center	Monthly Maintenance	70.00
Dakota Rental	Repairs to Chainsaw	115.19
Daly, Davidson & Sorenson, LLC	Court Appointed Attorney Fees	118.33
Dean Emmert	Gas for Inmate Transport	26.50
Decker's Food Center	Supplies	20.32
Dee McGirr	Reimbursement for Supplies & Registration	303.09
Department of Employment	Worker's Compensation	258.53
Department of Health	Rental for State Vehicle & 8th Quarter Payroll	287.00
Double Star Computing	Onsite Computer Services & Software	1809.45
Douglas Lundborg	Fuel	15.01
Farmer's Co-op Assoc.	Grease	48.87
Fastenal Company	Tools	562.38
Floyd Carr	Appraisal-Railroad Addition	400.00
Gene Gade	Mileage & Meals	438.00
Glenn Properties LLC	Diesel & Gas	2201.80
Grimm's Pump & Industrial Supply	Parts & Labor	204.69
Hansen & Peck	Hearing Office for Board of Equalization	1050.00
Helen Tenke	Cookies for Election School	40.00
Hillside Pharmacy	Supplies	37.97
Intab, Inc.	Election Supplies	33.49
J & A Traffic Products	Telespar Posts & Anchors & Parts	2387.25
Jack's Truck & Equipment	Parts	119.10
Janet M. Lake	Motel & Meals	536.71
Jensen Construction Inc.	Dust Control on County Roads	26871.42
John A. Moline, Jr.	Mileage	60.00
JT Vehicle Systems	Setup New Patrol Vehicle	960.00
Kelly B. Dennis	Mileage	216.00
Knecht Home Center, Inc.	Supplies	39.10
Law Office of Robert J. O'Neil	Court Appointed Attorney Fees	787.50
Lenzes Printing	Business Cards & Envelopes	94.30
Leslie's Sinclair	Gas & Diesel	7444.50
Linda S. Fritz	Mileage	55.50
Lyle Signs, Inc.	Custom Signs	243.57
M & M Sanitation	Toilet Rental	150.00
M & P Auto Body	Repairs	879.00
Marlette Snoozy	On Call Hours	492.00
Max Robert Masters	Mapping Contract for GIS & Subdivisions	2000.00
Med-Tech Resource, Inc.	Coats, Pants, Helmets & Suspenders	4028.96
Menards-Rapid City	Supplies	179.92
Michael R. Frolander	Carpet, CD's & Postage	353.19
Midwest Cancer Screening	Pap Smears	79.00
Moorcroft Leader	Publishing	1587.26
NADA Appraisal Guides	MH Guide	140.00
New Haven Community Building	Polling Place Rent	50.00
Oshoto Community Club	Polling Place Rent	50.00
Paetec	Telephone	187.32
Paradise Foods	Gas	86.43
Patricia J. Voll, FNP	FP Clinic Hours	210.00
Peggy Rose Symonds	Mileage	184.50
Pete Lien & Sons, Inc.	Base Coarse	7355.64
Plainsman Printing, Inc.	Recorder Binder & Date Vue Cards	263.71
Pocket Press, Inc.	WY Criminal/Traffic Laws	73.92
Powder River Energy Corp.	Electricity	3774.84
Powder River Office Supply, Inc.	Supplies	1169.62
Powerplan BF	Switch	71.00
Q Business Source	Additional Tx Statement	106.06
Quality Agg & Construction	J Base	2656.12
Quill Corporation	Supplies	265.46
Range Telephone Cooperative, Inc.	Telephone	3216.75
Regional Health	Morgue Use	1061.00
Ringer Law, P.C.	Legal Service	18.00
Robert's Machine & Repair	Parts & Labor	860.22
RT Communications	Telephone	659.48
Sanofi Pasteur, Inc.	Adacel Vaccine	648.90
Scott Peterson Motors Inc.	Repairs	926.15
Shelby Gill	Rolls for Rally	90.00

Spearfish Glass Inc.	Polcarbonite	14.50
Spencer Fluid Power	Supplies	88.94
Sundance Dillon's Hardware	Supplies	531.00
Sundance Electric Inc.	Electrical & Lighting on Generator	33439.00
Sundance Equipment Company	Parts	471.90
Sundance State Bank	Direct Deposit Fees	9.76
Sundance Subway	Meals	152.41
Sundance Times	Publishing	5804.25
Terry's Auto	Stabilizer Shock	42.56
Thunder Basin Ford LLC	Canister-Fuel	305.73
Tongue River Communications	Jail Cable	56.00
Top Office Products, Inc.	Supplies & Copy Charges	206.96
Tower Valley Ag Supply	Gas & Diesel	3499.57
Town of Hulett	Water	46.50
Town of Moorcroft	Water	40.00
Tracy Motor Company	Supplies	1533.54
UNUM	Disability Insurance	271.64
Urbin & Patterson, LLP	Court Appointed Attorney Fees	670.98
UW Cooperative Extension Service	Car Pooling	383.88
Visa	Supplies & Travel Expenses	2771.86
WACO	Registration Fees	555.00
WPHA	Registration for Conference	150.00
WY Association of Sheriffs & Chiefs	Membership Dues	150.00
WY Retirement System	Rehired Retiree Contributions	1706.17
WYDOT Motor Vehicle Division	Plates	7.00
Wyoming Health Council	Supplies	822.98
Wyoming Machinery Company	Parts	815.82
Wyoming State Fair	Meal Tickets	170.00
Total		517284.04

The following monthly collections were collected:

County Clerk	\$8,347.05
County Sheriff	\$8,423.08
Clerk of District Court	\$2,711.55
Public Health Nurse	\$2,694.54
Circuit Court (July)	\$26,343.25

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

Total Receipts	\$894,172.63
Disbursements:	
Towns	\$62,229.94
County Boards	\$23,015.11
State & Local School	\$76,700.83
DOT/DOR/Rebate	\$92,818.05
Redemption/S. Park	\$1,389.92
Total	\$256,153.85

Kelly moved to go into executive session at 10:20 o'clock a.m. to discuss a personnel matter. Jim seconded, all ayes, motion carried. The Board went back into regular session at 10:50 o'clock a.m.

Justin Gaskin, Moorcroft Museum Director, informed the Board the Moorcroft Historical Society wants to have a Dutch Oven Cooking Contest during the Heritage Round Up and requested an exemption to the Crook County Open Burning Restrictions on September 11, 2010. The Board will have the County Fire Warden and the County Attorney draft a written proposal for the Board to sign to grant an exemption to the Crook County Open Burning Restrictions. Also present were Gari Gill, County Fire Warden, Jim Pridgeon, Homeland Security County Coordinator, Joe Baron, County Attorney and Joan Kokesh.

Morgan Ellsbury, Road and Bridge Foreman and Randy Gill, Facilities Maintenance Foreman, Public Works Department, gave a monthly report. Also present were Joe Baron, County Attorney, Joan Kokesh, Jason Kipp, Jace Waltman, Cindy Kipp, John Riley and Lynne Riley.

Joan Kokesh, Jason Kipp, Jace Waltman, Cindy Kipp, John Riley and Lynne Riley, discussed concerns with Fuller County Road No. 256 and requested gravel for five miles of the road and they would apply it. The Board will have the Road and Bridge Foreman go and view the road before a decision is made.

Discussion was held on the letter received from the County Attorney concerning the Petition to vacate a portion of County Road No. 98. It was determined that the portion of road that was proposed to be vacated was not a county road and that the county road had access to Wyoming Highway 585 at the southern approach. Jim moved to end the proceedings upon the Petition to Vacate a portion of County Road No. 98 submitted to the Board by Vince Tenke at the May 4, 2010 meeting and reported upon by Norval Waller during the July 7, 2010 meeting and to approve for the County Clerk to refund \$402.00 of the \$500.00 deposit made by the Tenke's in the matter. Kelly seconded, all ayes, motion carried.

Adjourned for lunch at 12:26 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, gave a monthly report and a subdivision and deed report. Also present was Jeanne Whalen.

Eric Allen, FMO-NPS, Northern Great Plains, requested an exemption from the Crook County Open Burning Restrictions to do prescribed burns in the Devil's Tower area. No action was taken at this time. Also present were Gari Gill, County Fire Warden, Jim Pridgeon, Homeland Security County Coordinator, Joe Baron, County Attorney, Al Stover, AFMO-NPS, Northern Great Plains Fire, Drew D. Gilmour, Chief Ranger, Devils Tower National Monument, Mark Biel, Chief of Resources, Devils Tower National Monument, Jeanne Whalen, Tim Baron, NPS, Buffalo National River, Sonya Feaster, NPS/Leader, Black Hills Wildland Fire Module, Steve Kozel, USFS and Dorothy Fire Cloud, NPS-DETO Superintendent.

Robyn Finch, Member, Crook County Fair Board, gave a monthly report. Also present were Jeanne Whalen, Tina Wood, Clerk of District Court and Dee Griffis, County Assessor.

Present for the public hearing for Renewal of Restaurant Liquor Licenses, Renewal of Retail Liquor Licenses and Renewal of County Retail Malt Beverage Permits were Rick Nelson, Brad Greba, Kathy Drentlaw, James H. Brown, Tim Davis, Tonia Johnson, Mike Johnson, Kristen Bell, Matt Driskill, Joleen Hart, Scott Jarvis, Jeanne Whalen and Joe Baron, County Attorney. No oral or written objections were received. Jim moved to approve the following renewals excluding the Restaurant Liquor License for Brad Greba dba Whitetail Creek Outfitters:

Cindy M. Brengle dba Aladdin Café - Renewal of Restaurant Liquor License  
Buffalo Jump, LLC dba Buffalo Jump Saloon & Steak House - Renewal of County Retail Liquor License  
Aladdin LLC dba Aladdin General Store - Renewal of County Retail Liquor License  
Sand Creek Trading Post LLC dba Sand Creek Trading Post - Renewal of County Retail Liquor License  
Buffalo Jump Saloon, Inc. dba Sand Creek Spirits - Renewal of County Retail Liquor License  
Michael J. & Tonia J. Johnson dba Crook County Saloon - Renewal of County Retail Liquor License  
Richard A. Nelson dba Fort Devils Tower - Renewal of County Retail Liquor License  
Marcelleen, Inc. dba Devils Tower Trading Post - Renewal of County Retail Malt Beverage Permit  
Devils Tower Enterprises, Inc. dba Devils Tower KOA - Renewal of County Retail Malt Beverage Permit  
James H. Brown dba Carlile Store - Renewal of County Retail Malt Beverage Permit  
RBD ENT., LLC dba State Line Station- Renewal of County Retail Malt Beverage Permit  
JPC Keyhole LLC dba Keyhole Marina - Renewal of County Retail Malt Beverage Permit  
Kelly seconded, all ayes, motion carried.

Jim moved to reaffirm Resolution No. 13-2001 setting forth the hours of sale and allowing persons under 21 in dining and waiting areas for all liquor licensees approved by the Board of County Commissioners of Crook County, Wyoming. Kelly seconded, all ayes, motion carried.

Brad Greba dba Whitetail Creek Outfitters, submitted a letter to the Board informing them that his business with the Restaurant Liquor License has been closed for business since July 28, 2009. Mr. Greba also submitted a written request for an extension to be closed for business from July 28, 2011 to November 7, 2011. Jim moved to grant Brad Greba dba Whitetail Creek Outfitters an extension to be closed for business from July 28, 2011 to November 7, 2011. Kelly seconded, all ayes, motion carried. Kelly moved to approve the Renewal of Restaurant Liquor License for Brad Greba dba Whitetail Creek Outfitters. Jim seconded, all ayes, motion carried.

Scott Jarvis requested a Special Twenty-Four Hour Malt Beverage Permit for a benefit on September 18, 2010. Jim moved to approve the Special Twenty-Four Hour Malt Beverage Permit for a benefit on September 18, 2010. Kelly seconded, all ayes, motion carried. Jim moved to amend the motion to be a Special Twenty-Four Hour Catering Permit to Sand Creek Trading Post, LLC dba Sand Creek Trading Post. Kelly seconded, all ayes, motion carried.

Jim moved to approve to pay for the seasonal flu shot for the County employees this year. Kelly seconded, all ayes, motion carried.

Barb Coy, Public Health Nurse, discussed the Wyoming Reproductive Health Council Grant and the Best Beginnings Grant. Kelly moved to approve a Contract Between the Wyoming Department of Health, Community and Public Health Division, Maternal and Family Health Section and Crook County Public Health and to approve an Agreement for Community Reproductive/Contraceptive Health Care Provider Services Between the Wyoming Health Council and Crook County Public Health. Jim seconded, all ayes, motion carried. Also present was Joe Baron, County Attorney.

Joe Baron, County Attorney, gave an update on the dissolution of the Bear Lodge Hills Ranch Improvement and Service District. Also present was Jeanne Whalen. Jim moved to approve the following resolution:

**RESOLUTION NO. 2010-10**

**DISSOLVING THE BEAR LODGE HILLS RANCH IMPROVEMENT AND SERVICE DISTRICT BY THE BOARD OF COUNTY COMMISSIONERS IN AND FOR CROOK COUNTY, WYOMING**

WHEREAS, the Board of the County Commissioners in and for Crook County, Wyoming received a Petition for Dissolution and Liquidation of the Bear Lodge Hills Ranch Improvement and Service District on October 6, 2009; and

WHEREAS, an election was held on February 4, 2010 to allow the qualified electors and landowners to vote for or against the dissolution of the District and the Canvassing Board determined that the vote was 16 in favor of dissolution and 15 against dissolution; and

WHEREAS, on March 2, 2010, the District Board of Directors certified to the Board of the County Commissioners that the District be dissolved and that the District Board of Directors would commit to carry our the Plan of Dissolution as Trustees for the Board of County Commissioners pursuant to W.S. 22-29-405 for the purpose of winding up the affairs of the district; and

WHEREAS, the District Trustees with the assistance of the County Attorney have fulfilled the terms of the Plan of Dissolution by collecting all of the past due assessments due the District and spending all of the funds on various road improvements within the District so that there are not any surplus funds remaining to be transferred to the County Treasurer; and

WHEREAS, the District Trustees have fully settled all books and records of the District and have deposited them in the Crook County Clerk’s Office together with a sworn statement that the district has been dissolved and its affairs liquidated; and

WHEREAS, the map of the Bear Lodge Hills Ranch Improvement and Service District is filed in the Crook County Clerk’s Office in File No. 432 Map No.1385 and the legal description is as follows:

Township 50 North, Range 64 West, 6<sup>th</sup> P.M. (RESURVEY)

- Section 3: S1/2N1/2, S1/2
- Section 4: Lot 1, Lot 2, S1/2NE1/4, SE1/4NW1/4, NE1/4SW1/4, N1/2SE1/4
- Section 10: N1/2N1/2

**THEREFORE, BE IT RESOLVED** by the Board of the County Commissioners in and for Crook County, Wyoming that:

1. From this date the corporate existence of the Bear Lodge Hills Ranch Improvement and Service District is terminated for all purposes;

2. The County Clerk shall record this Resolution upon the land records of any lands within the Bear Lodge Hills Ranch Improvement and Service District on File No. 432 Map No.1385 and the legal description is as follows:

Township 50 North, Range 64 West, 6<sup>th</sup> P.M. (RESURVEY)

- Section 3: S1/2N1/2, S1/2
- Section 4: Lot 1, Lot 2, S1/2NE1/4, SE1/4NW1/4, NE1/4SW1/4, N1/2SE1/4
- Section 10: N1/2N1/2

3. The County Clerk shall provide a certified copy of this Resolution to the County Treasurer, and County Assessor and the Department of Revenue and Audit.

Motion made seconded and carried by the Crook County Commissioners on the 7<sup>th</sup> day of September, 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 September 7, 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.

The meeting adjourned at 4:22 o’clock p.m.

Wednesday, September 8, 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 were Morgan Ellsbury, Road and Bridge Foreman and Jeanne Whalen.

Martha Keith, Executive Secretary, Crook County Museum District, requested the Board to sign the title on Dr. Clarenbach’s 1931 Ford #A4673733 for the Crook County Museum over to the Crook County Museum District. Jim moved to sign the title on Dr. Clarenbach’s 1931 Ford #A4673733 over to the Crook County Museum District. Kelly seconded, all ayes, motion carried. Also present was Jeanne Whalen.

Gari Gill, County Fire Warden and Jim Pridgeon, Homeland Security County Coordinator, gave a monthly report. Gari informed the Board that the National Park Service will be doing a prescribed burn in the Devil’s Tower area regardless if the Board grants an exemption or not to the Crook County Open Burning Restrictions. Also present were Jeanne Whalen and Joe Baron, County Attorney.

Morgan Ellsbury, Road and Bridge Foreman and Randy Gill, Facilities Maintenance Foreman, Public Works Department, gave a monthly report. Also present were Joe Baron, County Attorney, Ron Brunner and Scott Beachler, RBJ Ranch, LuAnn Jacobson and Paul Jacobson, Moskee Land Corp., Jeanne Whalen, Steve Till, Kathie Till, Gari Gill, County Fire Warden, Jim Pridgeon, Homeland Security County Coordinator, Mary Kuhl, County Treasurer, Bob Yemington and Mary Yemington, Sundance Equipment.

Discussion was held on Fuller County Road No. 256 and the Board’s decision was not to take action on applying gravel to this road.

Mr. Brunner, RBJ Ranch and Paul Jacobson, Moskee Land Corp. discussed the re-development of Cold Springs (Black and Yellow) County Road No. 21.

Kathy Till and Steve Till discussed dust concerns on Redwater County Road No. 115.

