

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

TUESDAY, FEBRUARY 1, 2011

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

The Pledge of Allegiance was recited to the Flag.

The minutes from the previous meeting were approved.

Jeanne moved to approve the following resolution: **RESOLUTION NO. 2011-4
FISCAL YEAR 2011 BUDGET AMENDMENT**

WHEREAS Crook County adopted the Fiscal Year 2011 Budget in accordance with the Wyoming Uniform Fiscal Procedures Act; and

WHEREAS the Board of Crook County Commissioners wishes to amend the adopted budget in accordance with the same Act; and

WHEREAS, no protests were received regarding such transfer.

NOW, THEREFORE, BE IT RESOLVED that the following budget amendments are made.

FROM:	Unanticipated Revenue	\$11,448.49
	Anticipated Revenue	\$ 306.21
TO:	Federal Grant Budget, H1N1 Phase 3 Grant Line	\$11,754.70

Dated this 1st day of February 2011.

BOARD OF COUNTY COMMISSIONERS IN AND FOR CROOK COUNTY, WYOMING

BY KELLY B. DENNIS, VICE-CHAIRMAN, JEANNE A. WHALEN, MEMBER

State of Wyoming	}
	}
County of Crook	}

Signed or attested before me on February 1, 2011 by Kelly B. Dennis, Vice-Chairman and Jeanne A. Whalen, Member, Board of Crook County Commissioners.

CONNIE D. TSCHETTER, CROOK COUNTY CLERK

Kelly vacated the Chair and seconded the motion, Jeanne voted aye, Kelly vacated the Chair and voted aye, motion carried.

County Treasurer Mary Kuhl, County Assessor Lisa Fletcher, County Attorney Joe Baron, County Sheriff Steve Stahla, County Library Director Jill Mackey, Homeland Security County Coordinator Jim Pridgeon and County Fire Warden Gari Gill were present to go over items of interest within their departments. Discussion was held on a proposed County Policy Preferential Treatment of Local Vendors and Purchases.

Jeanne moved to approve an Agreement Concerning Abandoned Vehicles between the Crook County Sheriff, the Board of County Commissioners in and for Crook County, Wyoming and Dexter's Automotive, an Agreement Concerning Abandoned Vehicles between the Crook County Sheriff, the Board of County Commissioners in and for Crook County, Wyoming and Iron Horse and an Agreement Concerning Abandoned Vehicles between the Crook County Sheriff, the Board of County Commissioners in and for Crook County, Wyoming and Herb Robinson Repair and Towing. Kelly vacated the Chair and seconded the motion, Jeanne voted aye, Kelly vacated the Chair and voted aye, motion carried.

At 9:40 o'clock a.m. Chairman James W. Hadley was present.

The following bills were paid:

Total Wages		147865.93
<u>CLAIMANT</u>	<u>PURPOSE</u>	<u>AMOUNT</u>
		<u>ALLOWE</u>
		<u>D</u>
AFLAC	Insurance	1968.00
Blue Cross Blue Shield of Wyoming	Health Insurance	45316.32
Col. Life & Accident Ins. Co.	Insurance	48.07
Crook County Payroll Tax Account	Withholding & Social Security	44227.25
Department of Employment	Worker's Compensation	3004.32
New York Life Insurance Company	Life Insurance	659.43
Orchard Trust Company	Deferred Compensation	3330.00
VSP	Vision Insurance	574.09
Wyoming Retirement System	Retirement	27164.13
Wyoming Educator's Benefit Trust	Life Insurance	196.04
Wyoming NCPERS Life Insurance	Life Insurance	160.00
A & B Welding Supply Co., Inc.	Gloves, Rods & Grinding Wheel	315.61
Alltel	Cell Phone	822.37
Alsco/American Linen	Shop Towels & Dust Mops	203.85
American Stewards of Liberty	Training & Travel Expense	300.00
Animal Medical Center of Wyoming, LLC	K-9 Vet Charges	183.49
Architectural Specialties, LLC	Tempered Glass	334.32
Barbara J. Coy, RN.	On Call Hours, Meals & Postage	272.63
Big Horn Tire Inc.	Tires & Opbat	680.31

Black Hills Chemical Co.	Supplies	745.32
Cenex Fleetcard	Fuel	1704.70
City of Sundance	Water	528.29
Clinical Lab of the Black Hills	Autopsy	1940.00
Collins Communications	Programmer w/Cable & USB Cable	589.59
Connie D. Tschetter	Mileage	270.30
Conocophillips	Gas	71.85
Country Cottage/Subway	Flowers	28.98
Crescent Electric Supply Company	Lamps	264.44
Crook County	Employer Paid Benefits from Grant	7425.47
Crook County Public Health	Flu Shots	615.00
Crook County Senior Services	County Funding	1250.00
Crook County Treasurer	Postage	48.55
Custom Auto & Truck	Parts & Labor	1247.45
Dakota Business Center	Contract Base Rate Charges	70.00
Daly, Davidson & Sorenson, LLC	Court Appointed Attorney Fees	364.46
Decker's Food Center	Groceries	304.24
Department of Employment	Worker's Compensation	230.48
Department of Health	Rental for State Vehicle & 2nd Quarter Payroll	15522.03
Dept of Employment	Unemployment	6132.00
Double Star Computing	Onsite Computer Services & Keyboard	1861.20
Eddie's Truck Center	Sensor Kit	43.65
Election Systems & Software	PCMCIA Cards	1719.15
Environmental Systems Research Inst.	Arcview Maintenance	700.00
Fastenal Company	Parts	276.30
Gari G. Gill	Mileage, Meals & Snow Removal	638.69
Glaxosmithkline	Twinrix Hep A & B	942.00
Glenn Engelhaupt	Work Done on 99 Ford	270.00
Glenn Properties LLC	Diesel & Gas	5698.44
Gundy's Repair	Blower Parts & Quarterly Bill of Annual Maintenance	2488.40
Hersrud's of Belle Fourche, Inc.	Cable	74.40
Higbee's Café	Meat & Coffee Creamer for Board Training	335.00
Hillside Pharmacy	Supplies	36.81
Hulett Emergency Medical Services	2nd Quarter Ambulance Funding	666.69
Inland Truck Parts Company	Parts	548.85
Integrity Ford	Vehicle Repairs	790.64
Jeanne Whalen	Mileage & Travel Expenses	389.69
Joseph Michael Baron	Mileage, Meals & Lodging	555.68
Keith Lambert	Material for Moorcroft Library Roof	6648.05
Kreuter Automotive	Hulett Fire Truck Repair	703.13
Lab Safety Supply	Step Ladder	257.47
Lamaze International	Membership Fees	190.00
Lenzes Printing	Paper	43.96
Leo Riley & Co	Audit Fiscal Year Ended 6-30-10	10000.00
Leslie's Sinclair	Gas & Diesel	7493.35
Linda L. Tokarczyk	Contract Consultant	240.00
Lisa Fletcher	Online Course Fees	199.00
Little America Hotel & Resort	Room Rent	620.00
Lubrication Services LLC	Oil	3106.95
M & P Auto Body	Windshields	605.50
Marlette Snoozy	On Call Hours & Supplies	253.49
Mary R. Kuhl	Mileage, Meals, Supplies & Plates for Training	366.34
Max Robert Masters	Mapping Contract	2000.00
Mercill Law Office, LLC	Court Appointed Attorney Fees	202.50
Michael R. Frolander	Postage	3.49
Midwest Cancer Screening	Pap Smears	39.45
Moorcroft Leader	Advertising	427.80
Motorola Solutions, Inc.	Service Agreement	8529.96
Newcastle Extinguisher	Service Calls	406.69
Overhead Door Co.	Cable & Assembly	111.37
Paetec	Telephone	180.08
Pitney Bowes Purchase Power	Postage	2400.00
Powder River Energy Corp.	Electricity	4219.76
Powder River Office Supply, Inc.	Supplies	184.55
Quality Hardware & Supply	Parts	648.96
Quill Corporation	Supplies	380.62
Range Telephone Cooperative, Inc.	Telephone	2433.70
Raquel Croell	Mileage	85.17
Redrock Towing LLC	Towing	470.00
Ringer Law, P.C.	Court Appointed Attorney Fees	530.00

Robert's Machine & Repair	Parts & Labor	505.72
RT Communications	Telephone	692.90
Schultz Coal Sales, Inc.	Coal	1626.08
Sherri Davis	Meals	19.34
Smalls Typewriter S & S	Typewriter Repair	50.00
Snap-On Tools	Tools	94.25
State of Wyoming-GAL Services	Guardian ad Litem Fees	2717.00
Sundance Dillon's Hardware	Supplies	367.13
Sundance Electric Inc.	Parts & Labor	161.74
Sundance Equipment Company	Tools	1067.58
Sundance State Bank	Direct Deposit Fees & Safe Deposit Box Rent	109.55
Sundance Subway	Food & Cups for Board Training	178.75
Sundance Times	Stamp & Publishing	1491.76
Supercircuits, Inc.	Power Connector & Color Camera	468.80
Terry's Auto	Parts	684.97
Theresa L. Curren	Online Course Fees	199.00
Tongue River Communications	Jail Cable	56.00
Top Office Products, Inc.	Copy Charges, Toner & Supplies	1170.24
Tower Valley Ag Supply	Gas & Diesel	2286.45
Town of Hulett	Water	46.50
Town of Moorcroft	Water & 3rd Quarter Landfill & Ambulance Funding	1723.47
Tracy Motor Company	Supplies	733.11
Trudy J. Materi	Supplies	40.91
UNUM	Disability Insurance	258.79
Urbin & Patterson, LLP	Court Appointed Attorney Fees	530.05
Visa	Supplies & Travel Expenses	3261.02
Volunteer Fireman's Retirement Fund	Volunteer Firemen's Pension Fund	2800.00
Western Stationers	Supplies	1252.27
Weston Co. Childrens Center	County Funding	8000.00
WY Retirement System	Rehired Retiree Contributions	1690.08
WY State Forestry Division	Voltage Gauge & Horn Kit	32.40
WYGEO	Membership Dues	40.00
Wyoming County Commissioners Association	Registrar Cost	75.00
Wyoming Fire Academy	S-290 Wildland Fire Behavior	65.00
Wyoming Health Council	Norinyl, Lutera, Luvaring & Plan B	1137.13
Wyoming Law Enforcement Academy	Dispatch Basic Course	425.00
Wyoming Machinery Company	Parts	1617.75
Wyoming Public Health Laboratory	Strep	85.00
Wyoming State Firemens Assn.	Annual Dues	50.00
Wyopass	Membership Dues	110.00
Total		426916.98

The following monthly collections were collected:

County Clerk	\$7,117.50
County Sheriff	\$10,062.50
Clerk of District Court	\$2,755.72
Public Health	\$2,339.01
Circuit Court (December)	\$12,934.00

Per W.S. 16-9-104(c) Kelly moved to reaffirm Resolution No. 1-2004 imposing a 911 Emergency Tax upon all telephone exchange access facilities within Crook County, authorizing service suppliers to collect the 911 Emergency Tax in order to establish, upgrade and operate an emergency telephone service system in Crook County, Wyoming. Jeanne seconded, all ayes, motion carried.

Morgan Ellsbury, Road and Bridge Foreman, gave a monthly report. Also present was Gari Gill, County Fire Warden. Discussion was held on whether or not to have an annual road meeting. The Board determined that it would not be necessary since there is a procedure in place, which is by contacting the Road and Bridge Foreman with any concerns or requests and then if the person is still not satisfied they can attend the regular monthly Commissioners meeting.

Adjourned for lunch at 12:08 o'clock p.m.

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

Paula Brown, Member, Crook County Fair Board (per conference call), gave a monthly report. Also present was Mary Kuhl, County Treasurer.

Mary Kuhl, County Treasurer, submitted the following monthly report of receipts and disbursements for month end January 2011:

Total Receipts	\$2,303,222.21
Disbursements: Towns	\$135,514.98

County Boards	\$214,820.18
State & Local School	\$1,054,302.07
DOT/DOR/Rebate	\$131,202.41
Redemption/S. Park	\$2,070.90
Total	\$1,537,910.54

Jill Mackey, Director, County Library, gave a monthly update. Kelly moved to approve the request received from the Crook County Library to transfer \$200,000.00 from their Unanticipated Revenue Account to their Crook County Library Foundation Account, in their budget for fiscal year ending June 30, 2011. Jeanne seconded, all ayes, motion carried. Also present were Mary Kuhl, County Treasurer and Joe Baron, County Attorney.

The Board received an Application for Private Road from Evan W. Cross and Sandra D. Cross. Discussion was held and the Board will proceed with the private road process. Also present were Joe Baron, County Attorney, Morgan Ellsbury, Road and Bridge Foreman, Gari Gill, County Fire Warden and Mary Kuhl, County Treasurer.

The meeting adjourned at 3:07 o'clock p.m.

Wednesday, February 2, 2011

8:10 o'clock a.m. Present were Vice-Chairman Kelly B. Dennis, Member Jeanne A. Whalen and County Clerk Connie D. Tschetter. Absent was Chairman James W. Hadley.

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 Mary Kuhl, County Treasurer.

Martha Keith, Executive Secretary, Pam Thompson and Dennis Conway, Directors, Crook County Museum District, gave an update and requested to renew the Lease Agreement Between Crook County and The Crook County Museum District for two (2) years. No action was taken at this time. Also present were Randy Gill, Facilities Maintenance Foreman, Joe Baron, County Attorney and Mary Kuhl, County Treasurer.

At 9:12 o'clock a.m. Chairman James W. Hadley was present.

Gari Gill, County Fire Warden and Jim Pridgeon, Homeland Security County Coordinator, gave a monthly report. They requested to put two phone lines in the County Fire Cache formerly known as the old Weed and Pest Building. The Board gave their approval. Kelly moved to appoint DeeLynn Garman as Livestock/Small Animal Evacuation Coordinator and Larry Goodson as Crook County Shelter Coordinator. Jeanne seconded, all ayes, motion carried. Also present was DeeLynn Garman, Extension Office Secretary.

Morgan Ellsbury, Road and Bridge Foreman and Randy Gill, Facilities Maintenance Foreman, gave a monthly report. Also present were Joe Baron, County Attorney, Mary Kuhl, County Treasurer, Jim D. Schlosser, Joel Severin, Bentonite Performance Minerals (BPM), Morgan Strohschein, BPM, Danny Oaks, BPM, Charles Maupin, Jim Maupin, Greg Fuller, American Colloid Company and Mike Cole, Utilities Project Manager, City of Gillette. Discussion was held on continuing improvements on Little Missouri River County Road No. 200.

A public hearing was held to alter and assign the Carr County Road No. 240 by transferring the road from Crook County to the Town of Moorcroft. No oral or written objections were received. Kelly moved to approve the following resolution:

RESOLUTION NO. 2011-5

TRANSFERRING ROAD NO. 240, KNOWN AS THE CARR ROAD, FROM CROOK COUNTY TO THE TOWN OF MOORCROFT, CROOK COUNTY, WYOMING

WHEREAS Road No. 240, known as the Carr Road, was established by Crook County at Commissioners Proceedings Book 10 Page 47 on December 3, 2003; and

WHEREAS, Crook County and the Town of Moorcroft entered into an agreement wherein the County was to rebuild the Carr Road and then the Town would make it into a Town Street and the County has rebuilt the Road;

WHEREAS notice of a hearing on the proposed transfer and assignment was set for February 2, 2011 at 11:00 A.M., was published in the Moorcroft Leader for three (3) consecutive weeks and provided by certified mail to all landowners affected by the transfer and no objections were filed by any affected party, nor from the Town of Moorcroft;

WHEREAS, the Board of County Commissioners of Crook County states that it is in the best interest of Crook County to assign all right, title and interest Crook County may have in the Carr Road and in any easements in the road to the Town of Moorcroft, Crook County, Wyoming; and

WHEREAS the Carr Road is located within the following described property, to-wit:

Resurvey Township 49 North, Range 67 West, 6th P.M., Crook County, Wyoming

Section 6: Lot 3, SE¼NW¼, Lot 5.

THEFORE, BE IT RESOLVED that The Board of County Commissioners in and for Crook County, WY:

- 1) Transfer all right title and interest in the portion of the Carr Road that is located within the corporate limits of the Town of Moorcroft to the Town of Moorcroft, Crook County, Wyoming;
- 2) Authorize the Chairman of the Board of County Commissioners to assign all right, title and interest Crook County may have in the Carr Road and in any easements in the road to the Town of Moorcroft, Wyoming;

IT IS FURTHER ORDERED that this Resolution shall be recorded upon the County Road Plat Book and abstract of the land records in the Office of the County Clerk, Sundance, Wyoming.

DATED this 2nd day of February, 2011.

BOARD OF COUNTY COMMISSIONERS IN AND FOR CROOK COUNTY, WYOMING
BY J.W. HADLEY, CHAIRMAN, KELLY B. DENNIS, VICE-CHAIRMAN, JEANNE A. WHALEN,
MEMBER

ATTESTED: CONNIE D. TSCHETTER, COUNTY CLERK
STATE OF WYOMING)

: ss.

COUNTY OF CROOK)

The foregoing instrument was signed and attested to before me by J.W. Hadley, Chairman, Kelly B. Dennis, Vice-Chairman, and Jeanne A. Whalen, Member of the Board of County Commissioners in and for Crook County, Wyoming, on behalf of Crook County this 2nd day of February, 2011.

WITNESS my hand and official seal.

Connie D. Tschetter, Crook County Clerk

Jeanne seconded, all ayes, motion carried.

Mike Cole, Utilities Project Manager, City of Gillette, requested approval from the Board to access portions of D County Road No. 68 to perform shallow excavations, to collect and analyze soil samples for the City's proposed Gillette Madison Pipeline Project and gave an update on the rehabilitation on the existing City of Gillette's Madison Pipeline and the proposed Gillette Madison Pipeline Project. The Board approved the request.

Discussion was held on setting temporary weight limits on all county roads as determined by the Road and Bridge Foreman when the ground thaws out to restrict use and prevent damage to the county roads. This would allow the restrictions to be imposed for as little time as possible on an individual county road basis rather than calling a special meeting of the Board to consider imposing or lifting the temporary restrictions on each county road. Therefore pursuant to Resolution No. 12-2007 Setting Size and Weight Limits in Crook County, Wyoming enacted December 20, 2007, Jeanne moved to authorize the Road and Bridge Foreman to impose and lift temporary weight limits on all county roads as weather and ground condition necessitate so as to cause the least amount of damage to the county roads. Kelly seconded, all ayes, motion carried.

Adjourned for lunch at 12:14 o'clock p.m.

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

Nels Smith and Dennis McGirr, Members, Crook County Land Use Planning and Zoning Commission (CCLUP&ZC) gave a monthly report. Also present were Tim Lyons, Growth and Development Administrator, Joe Baron, County Attorney, Wayne Garman, Supervisor, Crook County Natural Resource District (CCNRD), Steve Kozel, Bearlodge District Ranger, USDA Forest Service, Bill Kohlbrand, Wyoming State Forestry, Wes Butts, Denene Humphries, Doug Watson, Judith Bush, Phyllis Watson, Roger Connett, John A. Moline, Jr., Jim Pridgeon, Homeland Security County Coordinator and Morgan Ellsbury, Road and Bridge Foreman.

Tim Lyons, Growth and Development Administrator, gave a monthly report and a subdivision and deed report.

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

Bill Kohlbrand, Wyoming State Forestry, gave an update on the Mountain Pine Beetle infestation and urged for everyone to be proactive on this issue.

Jeanne moved to appoint Roger Connett to the Crook County Planning and Zoning Commission, to fill the unexpired term of Jeanne A. Whalen, which expires in June 2012. Kelly seconded, all ayes, motion carried.

Jeanne gave an update on a meeting she attended with the ONEOK Pipeline Representatives and discussion was held.

Wayne Garman, Supervisor, CCNRD, gave a monthly update.

Lisa Fletcher, County Assessor, presented tax roll additions and corrections. Kelly moved to approve the following tax roll additions and corrections: 2005-196; 2006-198; 2007-325; 2007-326; 2010-42; 2010-43; 2010-44; 2010-45; 2010-46; 2010-47; 2010-48; 2010-49; 2010-50. Jeanne seconded, all ayes, motion carried. Kelly moved to approve the following tax roll correction: 2005-195. Jeanne seconded, all ayes, motion carried. The Board reviewed Requests for Refund of Interest Paid from Robert G. and Linda Wenger and Clinton D. and Shannon G. Reynolds. Kelly moved to authorize Jim to sign the Orders Upon Request for Refund of Interest Paid on behalf of the Board to refund fifty percent (50%) of the interest paid on property taxes for Robert G. and Linda Wenger and Clinton D. and Shannon G. Reynolds. Jeanne seconded, all ayes, motion carried. Also present were Mary Kuhl, County Treasurer, Joe Baron, County Attorney, Linda Fritz, Deputy County Clerk, Kathy Gearhart, Clerk, County Treasurer's Office and Nels Smith, Member, CCLUP&ZC.

Wayne Wilson, Attorney, discussed a possible agreement between the parties on Cold Springs (Black and Yellow) County Road No. 21 and Lost Canon County Road No. 56. Also present were Joe Baron, County Attorney, Morgan Ellsbury, Road and Bridge Foreman, Paul Jacobson, LuAnn Jacobson and Nels Smith, Member, CCLUP&ZC.

The Board discussed renewing the Lease Agreement Between Crook County and The Crook County Museum District. No action was taken at this time. Also present were Randy Gill, Facilities Maintenance Foreman and Joe Baron, County Attorney.

The meeting adjourned at 4:13 o'clock p.m. to meet in regular session on March 1 and 2, 2011 at 8:00 o'clock a.m., in the Commissioner's Room at the Courthouse in Sundance, Wyoming.

James W. Hadley, Chairman

Jeanne A. Whalen, Member

Kelly B. Dennis, Vice-Chairman

Attested: _____
Connie D. Tschetter, County Clerk