

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS AT THE COURTHOUSE IN  
SUNDANCE, CROOK COUNTY, WYOMING****TUESDAY, SEPTEMBER 3, 2013**

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.

Mary Kuhl, County Treasurer, Steve Stahla, County Sheriff, Joe Baron, County Attorney and Lisa Fletcher, County Assessor were present to go over items of interest within their departments. Also present was Jill Mackey, County Library Director.

The following bills were paid:

<u>CLAIMANT</u>	<u>PURPOSE</u>	<u>AMOUNT ALLOWED</u>
Total Wages		159839.60
AFLAC	Insurance	1873.64
Blue Cross Blue Shield of Wyoming	Health Insurance	48919.56
Col. Life & Accident Ins. Co.	Insurance	48.07
Crook County Payroll Tax Account	Withholding & Social Security	52541.33
Great-West Trust Company, LLC	Deferred Compensation	800.00
NCPERS Wyoming	Life Insurance	192.00
New York Life Insurance Company	Life Insurance	509.40
VSP	Vision Insurance	611.65
WY Department of Workforce Services	Worker's Compensation	2241.17
Wyoming Retirement System	Retirement	30185.19
Wyoming Educator's Benefit Trust	Life Insurance	182.52
A & B Welding Supply Co. Inc.	Flux Core, C-Clamps & Service Charge	108.67
Action Communications, Inc.	Speaker, Microphone & Accessories	847.50
Ada Westover	Tube & Patch	74.20
AlSCO/American Linen	Shop Towels & Dust Mops	242.13
Aro Restaurant	Rally Meals	176.86
AT & T Mobility	Cell Phone	1228.45
Big Horn Tire Inc.	Tires	4097.72
Big R Bridge	Bridge-Co. Rd. #8	22808.28
Blakeman Propane Inc.	Propane	23631.57
BLS Lodging	Lodging-Rally Officers	315.00
Brian Sebade	Mileage, Food, Room Rent	311.73
Cardinal Health 411, Inc.	Medical Supplies	1393.99
Cenex Fleetcard	Gas	2577.27
Christina R. Wood	Battery for Cordless Phone	24.37
City of Gillette	Water	6.00
City of Sundance	Water & Building Permit	1139.36
CLS Services	Contract Hauling	12576.16
Coastal Chemical Co., LLC	Bulk Diesel	2373.62
Coffee Cup Fuel Stop	Fuel	224.69
Consolidated Engineers, Inc.	Professional Services	8204.59
Croell Redi-Mix	Road Base & Concrete	554.00
Crook County	Employer Paid Benefits from Grants	1105.59
Crook County Medical Service Dist.	Prisoner Meals, Drug Test & Counter Sharps	1277.36
Crook County Treasurer	Postage	87.16
Crook County Weed & Pest	Makazee	35.50
Custom Auto & Truck	Parts & Labor	678.48
Dakota Business Center	Magnetic Badges & Monthly Maintenance	128.15
Daly, Davidson & Sorenson, LLC	Court Appointed Attorney Fees	150.46
Deborah Worrell	Fuel	96.85
Decker's Market	Groceries for Rally Meals	10.66
Double Star Computing	Onsite Computer Service & Equipment	1011.50
Fisher Sand & Gravel	Base Course	2269.75
Gantz Backhoe Service	Contract Hauling	17986.47
Gearhart Sinclair	Gas & Diesel	11648.52
Gillette Printing & Engraving Co, Inc.	Checks	814.55
H.L. Flake	Parts	210.00
Hansen & Peck	BOE Hearing Officer Fees	997.50
Heartland Paper Company	Courthouse Supplies	229.13
Hillside Pharmacy	Supplies	60.47

HUB International Mountain States	Insurance	32967.00
Joe's Oak	Repair Ledgers	34.38
Joseph Michael Baron	Waco Registration	155.00
JT Vehicle Systems	Battery Protection System with Install	95.00
Kelly B. Dennis	Mileage	183.06
Kimball Midwest	Parts	890.62
Knecht Home Center, Inc.	Supplies	113.16
Kreuter Automotive	Repairs to 1989 Ford	1884.97
Lannans Supply Co	Paper	339.60
Lenzes Printing	Forms & Business Cards	81.20
Lyle Signs, Inc.	Signs	328.55
Mary R. Kuhl	Mileage	103.96
Max Robert Masters	Mapping Contract for GIS & Subdivisions	3000.00
Medibadge, Inc.	Stickers	29.91
Moorcroft Leader	Subscription	27.00
Paetec	Telephone	175.44
Patricia J. Voll, FNP	FP Clinic Hours	350.00
Pepsi of Gillette	Water	219.00
Pitney Bowes Global	Leasing Charges	414.66
Powder River Energy Corp.	Electricity	4265.29
Powder River Office Supply, Inc.	Supplies	75.93
Quality Agg & Construction, Inc.	J-Base	24878.98
Quality Hardware & Supply	Parts	264.34
Range Telephone Cooperative, Inc.	Telephone	423.66
Renella Thomas	Conference Registration	95.00
RG Trucking	Contract Hauling	15408.04
Robert's Machine & Repair	Parts & Labor	1681.41
Rosalie Brimmer	Witness Fees & Mileage	51.16
Sanofi Pasteur, Inc	Fluzone	276.16
Sara Fleenor	Meals, Hotel & Mileage	833.05
Shamion Trucking	Contract Hauling	5346.74
State of Wyoming	Mainframe User Access	5.00
Sundance Dillon's Hardware Inc	Supplies	400.79
Sundance State Bank	Direct Deposit Fees	9.76
Sundance Subway	Rally Meals	96.30
Sundance Times	Publishing	2480.75
Thos. Y. Pickett & Co., Inc.	September Installment	1700.00
TMS South	Flush Cartridge	42.52
Tongue River Communications	Jail Cable	63.00
Top Office Products, Inc.	Copy Charges & Office Supplies	160.93
Tower Valley Ag Supply	Gas & Diesel	5904.12
Town of Hulett	Water	62.80
Town of Moorcroft	Water, 1st Quarter Ambulance & Landfill Funding	1729.68
Tracy Motor Company	Parts	460.05
UNUM	Disability Insurance	268.49
Urbin Law Office, LLC	Court Appointed Attorney Fees	69.96
US Post Office	Box Rent	46.00
Visa	Supplies & Travel Expenses	7784.63
Volunteer Fireman's Retirement Fund	Volunteer Firemen's Pension Fund	275.00
WCAA	Assessor's Dues	100.00
Western Stationers	Supplies	961.97
WPCI	Drug Screen & Review	28.50
WY Department of Transportation	Project Expenditures	887.01
WY Department of Workforce Services	Worker's Compensation	446.49
WY Retirement System	Rehired Retiree Contributions	1248.41
Wyoming Gal Program	Guardian Ad Litem Fees	2289.61
Wyopass	Conference Registration	125.00
Total		542297.43

The following monthly collections were collected:

County Clerk	\$16,369.75
County Sheriff	\$9,175.73

Mary Kuhl, County Treasurer, submitted the following monthly report of receipts and disbursements for month end August 2013:

Total Receipts		\$1,156,122.32
Disbursements:	Towns	\$77,714.62
	County Boards	\$17,559.14
	State & Local School	\$74,839.61

DOT/DOR/Rebate	\$148,912.25
Redemption/S. Park	\$17,039.03
Total	\$336,064.65

Jeanne moved to accept the Disclosure Statements for Investment of Public Funds from the following: J. W. Hadley, Kelly B. Dennis, Jeanne A. Whalen, Connie D. Tschetter, Linda Fritz, Mary Kuhl, Sheryl Klocker, Arlo A. House, Melony Newlin, Lisa Fletcher, Steve J. Stahla, Tom Adams, Jeff Hodge, April Gill, Peggy Boardman, Joseph M. Baron, Michael R. Frolander, Christina R. Wood, Jennifer Jolley, Debra A. Davis, Jill A. Mackey, Hanna Ista, Tamara Baron, Maylee Baron-Kanode, JoAnn T. Bohmont, LeRoy S. Curren, David Moline, Lee Hauber, Cort Cundy, Frank A. Hawken, Linda Schelldorf, Wm. Lee Jay, Ted Rosencranz and Judy Hutchinson. Kelly vacated the chair and seconded the motion, all ayes, motion carried.

Jeanne moved to approve a County Wide Consensus Block Grant Application Joint Resolution. Kelly vacated the chair and seconded the motion, all ayes, motion carried.

Morgan Ellsbury, Road and Bridge Foreman and Randy Gill, Facilities Maintenance Foreman, gave a monthly report.

The following sealed bids for the manufacture and delivery of unpainted 7' x 12' and 7' x 16' cattleguard sections were received:

Redwater Welding – 12 Foot Section \$1,650.00 per cattleguard and 16 Foot Section \$2,200.00 per cattleguard.

Robert's Machine – 12 Foot Section \$1,761.41 per cattleguard and 16 Foot Section \$2,233.63 per cattleguard.

Heart of the West – 12 Foot Section \$3,450.00 per cattleguard and 16 Foot Section \$4,500.00 per cattleguard.

Willbros Construction (US) LLC – 12 Foot Section \$2,560.00 per cattleguard and 16 Foot Section \$3,030.00 per cattleguard.

Husker Steel – 12 Foot Section \$1,544.00 per cattleguard and 16 Foot Section \$1,965.00 per cattleguard.

No action was taken at this time.

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

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

Jill Mackey, County Library Director, gave a monthly report.

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 Kathy Drentlaw, Dave Osborne, Tonia Johnson, Cindy Brengle, Judy Brengle, Marylee Bell, Patty Cage, Billy Cage, Brad Greba, Scott Jarvis, Joe Baron, County Attorney, Ogden Driskill, Wyoming State Senator, Phil Jordan, Nick Hawkinson and Kevin Crago. Written and oral comments were received.

Jeanne moved to approve the following renewals:

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

Longhorn Catering, LLC dba Devils Tower KOA - Renewal of County Retail Liquor License

JPC Keyhole LLC dba Keyhole Marina - Renewal of County Retail Liquor License

Driskill Holdings, LLC dba Devils Tower KOA - Renewal of County Retail Malt Beverage Permit

RBD ENT., LLC dba State Line Station- Renewal of County Retail Malt Beverage Permit

Devils Tower View Cage, B.P.L & L dba Devils Tower View - Renewal of County Retail Malt Beverage Permit

Kelly vacated the chair and seconded the motion, all ayes, motion carried.

Jeanne moved to continue the public hearing for Renewal of Restaurant Liquor Licenses, Renewal of Retail Liquor Licenses and Renewal of County Retail Malt Beverage Permits to October 1, 2013 at 1:30 o'clock p.m. for the following:

Brad Greba dba Whitetail Creek Outfitters-Renewal of Restaurant 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

Amy Greba dba Whitetail Creek Outfitters - Renewal of County Retail Malt Beverage Permit

Kelly vacated the chair and seconded the motion, all ayes, motion carried.

Jeanne 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 vacated the chair and seconded the motion, all ayes, motion carried.

A public hearing was held so that all interested parties may present written or oral comments on the Proposed Policy on the Installation and Maintenance of Commercial Pipelines Along or Across County Roads. Morgan Ellsbury, Road and Bridge Foreman, Tim Lyons, Growth and Development Administrator, Joe Baron, County Attorney, Mark L. Hughes, Attorney for City of Sundance, Ogden Driskill, Wyoming State Senator, Sarah Pridgeon, Sundance

Times, Frank Dicesare, Arleth Land Surveying, Jeff Geiler, 40 Acres and a Mule, LLC, Brad Ellis, Ellis Consultants, Kevin Crago, Danette Welsh, ONEOK, Inc., Wayne Garman, Supervisor and Sarah Anderson, Office Manager, Crook County Natural Resource District and Mike Griffin, Strata Energy were present. Oral and written comments were received. The Board will take the oral and written comments into consideration.

Tim Lyons, Growth and Development Administrator, Frank Dicesare, Arleth Land Surveying, Todd Rand, Consolidated Engineers, Inc., County Contract Engineer, Sarah Pridgeon, The Sundance Times, Joe Baron, County Attorney, Wayne Garman, Supervisor and Sarah Anderson, Office Manager, Crook County Natural Resource District, Kevin Crago, Brad Ellis, Ellis Consultants, Ogden Driskill, Wyoming State Senator, Mark L. Hughes, Attorney, Jeff Geiler, 40 Acres and a Mule, LLC, Morgan Ellsbury, Road and Bridge Foreman, Gari Gill, County Fire Warden/Interim Homeland Security County Coordinator and Bill Kohlbrand, Wyoming State Forestry were present for the continued public hearing to determine whether or not to approve the Bear Den Subdivision Preliminary Plat. Todd Rand, Consolidated Engineers, Inc., County Contract Engineer, presented comments, concerns and recommendations regarding the development. Written and oral comments were received and discussion was held. Jeanne moved to approve the Bear Den Subdivision Preliminary Plat with the stipulations set forth in the County Contract Engineer’s letter dated September 3, 2013. Kelly vacated the chair and seconded the motion, all ayes, motion carried.

Wayne Garman, Supervisor and Sarah Anderson, Office Manager, Crook County Natural Resource District, gave an update on items of interest with the District. Also present were Odgen Driskill, Wyoming State Senator, Joe Baron, County Attorney, Mary Kuhl, County Treasurer and Bill Kohlbrand, Wyoming State Forestry.

Ogden Driskill, Longhorn Catering LLC dba Devils Tower KOA, requested a Special Twenty-Four Hour Catering Permit. Jeanne moved to approve a Special Twenty-Four Hour Catering Permit for Longhorn Catering LLC dba Devils Tower KOA on September 21, 2013 for a wedding. Kelly vacated the chair and seconded the motion, all ayes, motion carried.

The meeting adjourned at 5:05 o’clock p.m.

Wednesday, September 4, 2013

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.

Warren Oyler, Resident Engineer, Wyoming Department of Transportation (WYDOT), gave an update on bridge and road projects. Also present was Morgan Ellsbury, Road and Bridge Foreman.

Gari Gill, County Fire Warden/Interim Homeland Security County Coordinator, gave a monthly report. Also present was Steve Stahla, County Sheriff.

The following monthly collections were collected:

Clerk of District Court	\$2,508.62
Circuit Court	\$34,441.83

Jeanne moved to accept the changes made and approve the Crook County Employee Handbook dated September 4, 2013. Kelly vacated the chair and seconded the motion, all ayes, motion carried.

Bill Kohlbrand, Wyoming State Forestry, presented a Wyoming State Forestry Division 2012 Stewardship Award to the Board of Crook County Commissioners for their participation in the Northeast Wyoming Mountain Pine Beetle Response Coordination Group. Mr. Kohlbrand also requested funding from the County to help pay for the Black Hills Regional Pine Beetle Coordinator position. No action was taken at this time. Also present was Gari Gill, County Fire Warden/Interim Homeland Security County Coordinator.

Morgan Ellsbury, Road and Bridge Foreman and Randy Gill, Facilities Maintenance Foreman, gave a monthly report. Also present were Joe Baron, County Attorney, Sarah Pridgeon, The Sundance Times, Lance Marshall, Ed Mignery, Deb Smith, Ralph Goodson, Bearlodge Engineering and Lee Habeck.

Morgan Ellsbury, Road and Bridge Foreman, Randy Gill, Facilities Maintenance Foreman, Joe Baron, County Attorney and Sarah Pridgeon, Sundance Times were present for the public hearing for the vacation of Cold Springs County Road No. 21, Lost Canon (or Canyon) County Road No. 56, Carr County Road No. 240 and Shipwheel County Road No. 103. No oral or written comments or objections were received.

Jeanne moved to approve the following resolutions:

**RESOLUTION NO. 2013-15**  
**IDENTIFYING COUNTY ROADS AND VACATING THE UNUSED**  
**AND UNIDENTIFIED PORTIONS OF COUNTY ROADS**  
**IN TOWNSHIP 49 NORTH, RANGE 68 WEST OF THE 6<sup>th</sup> P.M.**

WHEREAS Resolution No. 2013-11 was passed on July 3, 2013 that proceedings be commenced to determine whether or not to vacate those portions of the county roads located in Township 49 North, Range 68 West of the 6<sup>th</sup> P.M. that are generally located southwest of Moorcroft, Wyoming under the identification procedure contained in W. S. 24-3-201 through 24-3-206; and

WHEREAS the following county roads exist in Township 49 North, Range 68 West of the 6<sup>th</sup> P.M.:

- CARR ROAD No. 240 recorded at Rod No. 25 Map No. 1492**
- SHIPWHEEL ROAD No. 103 recorded at Rod No. 25 Map No. 1491**

WHEREAS Wyoming Statute 24-3-201, Et seq., Identification of county roads allows for the vacation of County Roads that are not currently identified and maintained;

WHEREAS the Notice of Identification of County Roads together with a map identifying the county roads was published for four (4) consecutive weeks in newspapers of general circulation within Crook County, the Moorcroft Leader on July 11, 18, 25, and August 1, 2013 and the Sundance Times on August 1, 2013;

WHEREAS the Resolution No. 2013-11, Notice of Identification of County Roads, together with a map identifying the county roads, Resolution 2013-7 Establishing County Road 103, and Resolution 2013-8 Establishing County Road 240, were mailed on July 5, 2013 by U.S. Mail postage prepaid to all of the landowners in Township 49 North, Range 68 West of the 6<sup>th</sup> P.M., and Resolution 2013-14 amending Resolution 2013-8 was mailed on August 7, 2013; and

WHEREAS no objections or claims for damages were filed with the Crook County Clerk by September 3, 2013 at noon;

THEREFORE BE IT RESOLVED that those portions of the county roads located in Township 49 North, Range 68 West of the 6<sup>th</sup> P.M. that are generally located southwest of Moorcroft, Wyoming not set forth above and shown on the Map identifying the county roads are hereby vacated pursuant to the identification procedure contained in W.S. 24-3-201 through 24-3-206, and the roads identified as referred to above and shown on the Map as county roads are declared, altered and established as county roads.

IT IS FURTHER ORDERED that the County Clerk shall identify all of the county roads as set forth in this Resolution in the County Road Book and Highway Index, and record this Resolution and the Map in the land records pursuant to W.S. 24-3-118 (d).

APPROVED AND ADOPTED by the Board of County Commissioners on September 4, 2013 in an open meeting.

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

State of Wyoming        }  
  }  
County of Crook            }

Signed or attested before me on September 4, 2013 by Kelly B. Dennis, Vice Chairman and Jeanne A. Whalen, Member, Board of Crook County Commissioners.  
CONNIE D. TSCHETTER, CROOK COUNTY CLERK

**RESOLUTION NO. 2013-16**  
**IDENTIFYING COUNTY ROADS AND VACATING THE UNUSED**  
**AND UNIDENTIFIED PORTIONS OF COUNTY ROADS**  
**IN A PORTION OF TOWNSHIP 49 NORTH, RANGE 61 WEST OF THE 6<sup>th</sup> P.M.**

WHEREAS Resolution No. 2013-12 was passed on July 3, 2013 that proceedings be commenced to determine whether or not to vacate those portions of the county roads located in Township 49 North, Range 61 West of the 6<sup>th</sup> P.M. that are generally located southeast of Sundance, Wyoming under the identification procedure contained in W. S. 24-3-201 through 24-3-206; and

WHEREAS the following county roads exist and will continue to exist in Sections 1 through 17, all but the S1/2SW1/4 of Section 18, 20 through 27, all but the SW1/4SW1/4 of Section 28, all but the NW1/4NW1/4 of Section 33, and 34 through 36, all located within Township 49 North, Range 61 West of the 6<sup>th</sup> P.M.:

- COLD SPRINGS ROAD No. 21 recorded at Rod No. 26 and Map No. 1499**
- LOST CANON (or Canyon) ROAD No. 56 recorded at Rod No. 26 and Map No. 1499; and at Rod No. 18 and Map No. 1034 in Section 24 and 25**

WHEREAS the following described property has been specifically excluded from this resolution to identify county roads, to-wit: the S1/2SW1/4 of Section 18, 19, 29 through 32, the SW1/4SW1/4 of Section 28, the NW1/4NW1/4 of Section 33, all located within Township 49 North, Range 61 West of the 6<sup>th</sup> P.M.;

WHEREAS Wyoming Statute 24-3-201, Et seq., Identification of county roads allows for the vacation of County Roads that are not currently identified and maintained;

WHEREAS the Notice of Identification of County Roads together with a map identifying the county roads was published for four (4) consecutive weeks in newspapers of general circulation within Crook County, the Sundance Times on July 11, 18, 25, and August 1, 2013 and the Moorcroft Leader on August 1, 2013;

WHEREAS the Resolution No. 2013-12, Notice of Identification of County Roads, together with a map identifying the county roads, Resolution 2013-9 Establishing County Road 21, and Resolution 2013-10 Establishing County Road 56 were mailed on July 5, 2013 by U.S. Mail postage prepaid to all of the landowners in the above described portions of Township 49 North, Range 62 West of the 6<sup>th</sup> P.M.; and

WHEREAS no objections or claims for damages were filed with the Crook County Clerk by September 3, 2013 at noon;

THEREFORE BE IT RESOLVED that those portions of the county roads located in Sections 1 through 17, all but the S1/2SW1/4 of Section 18, 20 through 27, all but the SW1/4SW1/4 of Section 28, all but the NW1/4NW1/4 of Section 33, and 34 through 36, all located in Township 49 North, Range 61 West of the 6<sup>th</sup> P.M. that are generally located southeast of Sundance, Wyoming not set forth above and shown on the Map identifying the county roads are hereby vacated pursuant to the identification procedure contained in W. S. 24-3-201 through 24-3-206, and the roads identified as referred to above and shown on the Map as county roads are declared, altered and established as county roads.

IT IS FURTHER ORDERED that the County Clerk shall identify all of the county roads as set forth in this Resolution in the County Road Book and Highway Index, and record this Resolution and the Map in the land records pursuant to W.S. 24-3-118 (d).

APPROVED AND ADOPTED by the Board of County Commissioners on September 4, 2013 in an open meeting.

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

State of Wyoming        }  
  }  
County of Crook            }

Signed or attested before me on September 4, 2013 by Kelly B. Dennis, Vice Chairman and Jeanne A. Whalen, Member, Board of Crook County Commissioners.  
CONNIE D. TSCHETTER, CROOK COUNTY CLERK

**RESOLUTION NO. 2013-17**  
**IDENTIFYING COUNTY ROADS AND VACATING THE UNUSED**  
**AND UNIDENTIFIED PORTIONS OF COUNTY ROADS**  
**IN SECTION 1, 2, 3, 10, 11, AND 12,**  
**TOWNSHIP 49 NORTH, RANGE 62 WEST OF THE 6<sup>th</sup> P.M.**

WHEREAS Resolution No. 2013-12 was passed on July 3, 2013 that proceedings be commenced to determine whether or not to vacate those portions of the county roads located in Township 49 North, Range 62 West of the 6<sup>th</sup> P.M. that are generally located southeast of Sundance, Wyoming under the identification procedure contained in W. S. 24-3-201 through 24-3-206; and

WHEREAS the following county road exists and will continue to exist within Sections 1, 2, 3, 10, 11, and 12, Township 49 North, Range 62 West of the 6<sup>th</sup> P.M.:

**COLD SPRINGS ROAD No. 21 recorded at Rod No. 26 and Map No. 1499**

WHEREAS Wyoming Statute 24-3-201, Et seq., Identification of county roads allows for the vacation of County Roads that are not currently identified and maintained;

WHEREAS the Notice of Identification of County Roads together with a map identifying the county roads was published for four (4) consecutive weeks in newspapers of general circulation within Crook County, the Sundance Times on July 11, 18, 25, and August 1, 2013 and the Moorcroft Leader on August 1, 2013;

WHEREAS the Resolution No. 2013-13, Notice of Identification of County Roads, together with a map identifying the county roads, Resolution 2013-9 Establishing County Road 21, were mailed on July 5, 2013 by U.S. Mail postage prepaid to all of the landowners in the above described portions of Township 49 North, Range 62 West of the 6<sup>th</sup> P.M.; and

WHEREAS no objections or claims for damages were filed with the Crook County Clerk by September 3, 2013 at noon;

THEREFORE BE IT RESOLVED that those portions of the county roads located within Sections 1, 2, 3, 10, 11, and 12, Township 49 North, Range 62 West of the 6<sup>th</sup> P.M. that are generally located southeast of Sundance, Wyoming not set forth above and shown on the Map identifying the county roads are hereby vacated pursuant to the identification procedure contained in W.S. 24-3-201 through 24-3-206, and the roads identified as referred to above and shown on the Map as county roads are declared, altered and established as county roads.

IT IS FURTHER ORDERED that the County Clerk shall identify all of the county roads as set forth in this Resolution in the County Road Book and Highway Index, and record this Resolution and the Map in the land records pursuant to W.S. 24-3-118 (d).

APPROVED AND ADOPTED by the Board of County Commissioners on September 4, 2013 in an open meeting.

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

State of Wyoming        }  
  }  
County of Crook            }

Signed or attested before me on September 4, 2013 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.

Jeanne moved to accept the low bid received from Husker Steel – 12 Foot Section \$1,544.00 per cattleguard and 16 Foot Section \$1,965.00 per cattleguard. Kelly vacated the chair and seconded the motion, Jeanne voted aye, Kelly vacated the chair and voted aye, motion carried. The 5% preference was calculated and the winning bid still prevailed.

Morgan Ellsbury, Road and Bridge Foreman, Joe Baron, County Attorney, Sarah Pridgeon, Sundance Times, Lance Marshall, Ed Mignery, Deb Smith, Ralph Goodson, Bearlodge Engineering and Lee Habeck were present. Joe Baron, County Attorney, gave an update on the progress to vacate the old unused routes on Miller Creek County Road No. 266 and Bearlodge County Road No. 8 and discussion was held.

Lisa Fletcher, County Assessor, presented a tax roll rebate, cancellations and additions. Jeanne moved to approve the following one tax roll rebate, two tax roll cancellations and two tax roll additions: 2009-219; 2013-02; 2012-39; 2013-03 and 2013-04. Kelly vacated the chair and seconded the motion, Jeanne voted aye, Kelly vacated the chair and voted aye, motion carried.

Jeanne moved to go into executive session at 11:53 o'clock a.m. to discuss a personnel matter with the County Attorney. Kelly vacated the chair and seconded the motion, Jeanne voted aye, Kelly vacated the chair and voted aye, motion carried. The Board went back into regular session at 12:11 o'clock p.m.

Adjourned for lunch at 12:11 o'clock p.m.

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

Nels Smith, Member, Crook County Land Use Planning and Zoning Commission, gave a monthly report. Tim Lyons, Growth and Development Administrator, gave a monthly report and a subdivision and deed report. Also present were Steve Kozel, USDA Forest Service, Linda Tokarczyk, Rare Element Resources (RER), Rene Ohms, National Park Service, Joe Baron, County Attorney, Mike Griffin, Strata Energy and Bill Kohlbrand, Wyoming State Forestry.

The following people gave an update on items of interest within their departments: Steve Kozel, USDA Forest Service; Mike Griffin, Strata Energy; Rene Ohms, National Park Service, Linda Tokarczyk, RER and Bill Kohlbrand, Wyoming State Forestry.

Linda Schelldorf, County Fair Coordinator/Secretary, gave a monthly report. Also present was Joe Baron, County Attorney.

Jeanne moved to approve a Utility License Upon County Road between Crook County, Wyoming and RT Communications. Kelly vacated the chair and seconded the motion, all ayes, motion carried. Also present was Joe Baron, County Attorney.

The meeting adjourned at 3:17 o'clock p.m. to meet in regular session on October 1 and 2, 2013 at 8:00 o'clock a.m., in the Commissioner's Room at the Courthouse in Sundance, Wyoming.

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(Absent)  
James W. Hadley, Chairman  
\_\_\_\_\_  
Jeanne A. Whalen, Member

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Kelly B. Dennis, Vice-Chairman  
Attested: \_\_\_\_\_  
Connie D. Tschetter, County Clerk