

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

TUESDAY, NOVEMBER 6, 2012

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

The Pledge of Allegiance was recited to the Flag.

The minutes from the previous meeting were approved.

Present were Kathy Lenz, Clerk/Treasurer and Paul Brooks, Mayor, City of Sundance, Mary Kuhl, County Treasurer, Tina Wood, Clerk of District Court, Lisa Fletcher, County Assessor, Steve Stahla, County Sheriff, Joe Baron, County Attorney, Jill Mackey, County Library Director, Randy Gill, Facilities Maintenance Foreman and Linda Tokarczyk, Rare Element Resources. Ms. Lenz informed the Board that the City of Sundance has received \$6,200 and will be receiving an additional \$5,000 for the ambulance repairs and are still short \$6,800.00. Jeanne moved to approve the following resolution:

RESOLUTION NO. 2012-17

FISCAL YEAR 2013 BUDGET AMENDMENT

WHEREAS Crook County adopted the Fiscal Year 2013 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.

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

FROM: Unanticipated Revenues \$2,036.33

TO: Federal Grants Budget, Western WUI Grant Line \$2,036.33

Dated this 6th day of November, 2012.

BOARD OF COUNTY COMMISSIONERS IN AND FOR CROOK COUNTY, WYOMING

BY 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 November 6, 2012 by J. W. Hadley, Chairman, Kelly B. Dennis, Vice-Chairman and Jeanne A. Whalen, Member, Board of Crook County Commissioners.

CONNIE D. TSCHETTER, CROOK COUNTY CLERK

Kelly seconded, all ayes, motion carried. Kelly moved to approve the following resolution:

RESOLUTION NO. 2012-18

FISCAL YEAR 2013 BUDGET AMENDMENT

WHEREAS Crook County adopted the Fiscal Year 2013 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.

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

FROM: Cash Reserve Budget \$6,800.00

TO: Special Services Budget, Ambulance Line \$6,800.00

Dated this 6th day of November, 2012.

BOARD OF COUNTY COMMISSIONERS IN AND FOR CROOK COUNTY, WYOMING

BY 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 November 6, 2012 by J. W. Hadley, Chairman, Kelly B. Dennis, Vice-Chairman and Jeanne A. Whalen, Member, Board of Crook County Commissioners.

CONNIE D. TSCHETTER, CROOK COUNTY CLERK

Jeanne seconded, all ayes, motion carried.

Mary Kuhl, County Treasurer, Tina Wood, Clerk of District Court, Lisa Fletcher, County Assessor, Steve Stahla, County Sheriff and Joe Baron, County Attorney were present to go over items of interest within their departments. Also present were Jill Mackey, County Library Director, Randy Gill, Facilities Maintenance Foreman and Linda Tokarczyk, Rare Element Resources. Lisa requested the Boards approval for funds to proceed with using TY Pickett to perform Engineered Appraisals. The Board gave their approval for funds for Lisa to proceed with the project.

The following bills were paid:

Total Wages		155931.72
<u>CLAIMANT</u>	<u>PURPOSE</u>	<u>AMOUNT</u>
		<u>ALLOWED</u>
AFLAC	Insurance	2055.60
Blue Cross Blue Shield of Wyoming	Health Insurance	50214.78
Col. Life & Accident Ins. Co.	Insurance	48.07
Crook County Payroll Tax Account	Withholding & Social Security	44854.08
NCPERS Wyoming	Life Insurance	208.00
New York Life Insurance Company	Life Insurance	502.84
Orchard Trust Company	Deferred Compensation	950.00

VSP	Vision Insurance	623.17
WY Department of Workforce Services	Worker's Compensation	2391.77
Wyoming Retirement System	Retirement	28435.55
Wyoming Educator's Benefit Trust	Life Insurance	192.66
Action Communications, Inc.	Radios	10227.00
AlSCO/American Linen	Shop Towels & Dust Mops	243.25
American Trainco Inc.	Air Conditioning & Refrigeration	990.00
AT & T Mobility	Cell Phone	1195.21
Bearlodge Engineering & Surveying	Work to Date-Black & Yellow Rd #21	6772.50
Big Horn Tire Inc.	Batteries & Tires	11102.18
Black Hills Chemical Co.	Supplies	171.83
Black Hills Monument Co.	Bronze Plate Memorial	912.00
Brian Sebade	Mileage & Travel Expenses	149.40
Cassidy's Seed & Feed	Salt	279.30
Cenex Fleetcard	Fuel	1923.81
City of Gillette	Water	6.00
City of Sundance	Water	931.39
CLS Services	Contract Hauling	33955.22
Coffee Cup Fuel Stop	Fuel	328.01
Collins Communications	Battery	937.88
Colony Club	Polling Place Rent	175.00
Combined Laboratories Facility	STD Testing	284.00
Consolidated Engineers, Inc.	Professional Fees	4353.50
Contractors Supply Inc.	Repairs, Laser, Tripod & Rod	1460.80
Cooperative Extension Service	1st Quarter Salary	5250.00
Croell Redi-Mix	Cattle Guards	7825.00
Crook County	Employer Paid Benefits from Grant	1047.26
Crook County Medical Service Dist.	Prisoner Food & Meals	2457.74
Crook County Natural Resource District	2nd Quarter County Funding	7500.00
Crook County Senior Services	County Funding	1666.67
Crook County Treasurer	Postage	67.90
Custom Auto & Truck	Parts & Labor	1624.06
Dakota Business Center	Security Box, Badge & Monthly Maintenance	113.47
Darren Horn	Fuel	46.68
Decker's Market	Supplies	65.12
Department of Health	Rental for State Vehicle & 1st Quarter Payroll	14829.40
Double Star Computing	Onsite Computer Service & Replacement Drive	1365.00
DRM Inc.	Mona Rd Bridge at Beaver Creek Project	3496.50
Earth Work Solutions	Delivery Fees	525.00
Election Systems & Software	Ballots & Coding	7468.87
Farmer's Co-op Assoc.	Diesel & Field Master	4577.08
First Northern Bank of Wyoming	Retainage Fee-Mona Rd Bridge at Beaver Crk Project	388.50
Frasier's Welding	Auto Gate	4320.00
Grimm's Pump & Industrial Supply	Parts	678.01
Gundy's Repair	Igniter, Labor & Travel	118.00
Higbees Café	Meals	36.19
Hillside Pharmacy	Supplies	78.76
Hulett Hardware	Parts	32.84
Jeanne Whalen	Mileage	51.62
JHFEMS	Rural Fire Meeting & Training	420.00
Joseph Michael Baron	Mileage	63.27
Kelly B. Dennis	Mileage	119.88
Knecht Home Center, Inc.	Snow Guards & Supplies	686.18
Kreuter Automotive	Parts & Replace Wipe Transmission	147.00
Lenzes Printing	Paper	21.99
Leslie's Sinclair	Gas & Diesel	11480.24
Light & Siren	Light Bars	1391.58
Lubrication Services LLC	Oil & Oil Eater	326.12
Max Robert Masters	Mapping Contract for GIS & Subdivisions	2100.00
Midwest Cancer Screening	Pap Smears	63.55
Moorcroft Leader	Publishing	468.44
Movin' On Kennels	Dog Food	84.90
Mullinax Coal Sales	Coal	487.20
NACCTFO	Dues	75.00
Neve's Uniforms & Equipment	Shirts & Flags	182.33
NEWEDC	County Funding	2700.00
NFPA	NFPA Dues-2 Years	300.00
Northwest Pipe Fittings, Inc.	Screwdriver Stop & Repair Kit	185.97

Paetec	Telephone	189.20
Paradise Foods	Gas	107.88
Powder River Energy Corp.	Electricity	4368.21
Powder River Office Supply, Inc.	Supplies	151.25
Powerplan BF	Repairs	437.50
Precision Climate Services, LLC	Parts	96.00
Proforma	Halloween Bags	286.98
Protech Computing Services	Recycling Old Computer Equipment	83.95
Quality Agg & Construction, Inc.	Fines, J Base, Rip Rap	3312.11
Quality Hardware & Supply	Parts	297.50
Quill Corporation	Supplies	315.68
Range Telephone Cooperative, Inc.	Telephone	344.41
Renella Thomas	Mileage, Meals & Travel Expenses	1088.38
RG Trucking	Contract Hauling	1358.57
Ringer Law, P.C.	Court Appointed Attorney Fees	319.35
Roberts Machine & Repair	Repairs	1221.70
RT Communications	Telephone	701.38
Sara Fleenor	Mileage, Supplies & Travel Expenses	240.47
Schutz Foss Architects, PC	Design Services	2885.00
Scul Construction Service Inc.	Elevator Contractor	84154.39
Sturdevant's Auto Parts	Parts	307.44
Sundance Dillon's Hardware Inc.	Supplies	350.45
Sundance Equipment Company	Repairs & Parts	1548.10
Sundance State Bank	Direct Deposit Fees	9.48
Sundance Times	Publishing & Subscription	3472.75
Theresa L. Curren	Meals & Travel Expenses	115.56
Tongue River Communications	Jail Cable	59.00
Top Office Products, Inc.	Copy Charges & Supplies	224.30
Tower Valley Ag Supply	Gas & Diesel	4356.10
Town of Hulett	Water	4.00
Town of Moorcroft	Water	52.45
Tracker Software Corporation, Inc.	Pubworks Annual Support & Maint.	695.00
Tracy Motor Company	Supplies	2329.52
Tyler Technologies, Inc.	Scanners & Docupro Software	11652.75
UNUM	Disability Insurance	263.67
Urbin & Patterson, LLP	Court Appointed Attorney Fees	87.00
US Post Office	Box Rent	44.00
Visa	Supplies & Travel Expenses	4880.93
W.D. Larson Companies LTD, Inc.	Parts	290.14
Walmart Community/GEGRB	Supplies & Ipad with Accessories	724.82
West River International, Inc.	Switch	62.15
Western Printing, Inc.	General Election Cards	361.81
Western Stationers	Supplies	987.46
Weston Co. Childrens Center	County Funding	8000.00
WPCI	Random Pool Mgmt & Policy Assurance Update	175.00
Wright Express FSC	Fuel	155.82
WY Department of Transportation	Project Expenditures	261.02
WY Department of Workforce Services	Worker's Compensation	278.17
WY Retirement System	Rehired Retiree Contributions	1134.79
Wyoming Association of County Ag Agents	Dues	100.00
Wyoming Clerks of District Court Assoc.	Annual Dues	125.00
Wyoming Department of Workforce Services	Unemployment Benefits	151.60
Wyoming Machinery Company	Parts	1871.94
Wyoming State Bar	Annual License	606.00
Wyoming State Lands	Renewal-Annual Filing Fee	25.00
Wyoming Technology Transfer Center	Registration Fees	90.00
Total		597552.97

The following monthly collections were collected:

County Clerk	\$9,864.25
County Sheriff	\$13,331.09
Clerk of District Court	\$1,565.42
Public Health	\$3,991.00
Circuit Court	\$26,520.00

Kelly moved to approve to hold the regular January Commissioners Meeting on Wednesday and Thursday, January 2 and 3, 2013, due to the first Tuesday of the month being a holiday. Jeanne seconded, all ayes, motion carried.

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 Wood Kuhl, Sheryl Klocker,

Steve J. Stahla, Tom Adams, April Gill, Peggy L. Boardman, Michael R. Frolander, Christina R. Wood, Gayla Bock, Joseph M. Baron, Hanna Ista, Jill A. Mackey, Tamara Baron, Dee A. McGirr, LeRoy Curren, David Moline, Lee Hauber, Robert S. Gilbert, Cort Cundy, Frank A. Hawken, Kari VanLuven, Sharon L. Campbell, Andrea Driskill, Wayne Garman, Paula Brown and Linda Schellendorf. Kelly seconded, all ayes, motion carried.

On December 4, 2012 at 10:45 o'clock a.m. the Board will make the following Board appointment:
One Crook County Predatory Animal Control Board Member representing Sportsmen and Hunters – Three Year Term

All interested parties are encouraged to apply. Applications can be obtained from the Crook County Clerk's Office, P.O. Box 37, Sundance, WY 82729, 307-283-1323. All applications must be submitted to the County Clerk by or before December 4, 2012 at 10:45 o'clock a.m.

Jeanne moved to approve a Contract Between Wyoming Department of Health, Public Health Division and Crook County Public Health Nursing Services. Kelly seconded, all ayes, motion carried.

Kelly moved to approve a Contract Between Wyoming Department of Health, Public Health Division and Crook County Health Officer and Crook County. Jeanne seconded, all ayes, motion carried.

Jeanne moved to approve a Grant Award Agreement between the Wyoming Office of Homeland Security and Crook County for Project ID 12-GPD-CRO-LS-HLE12. Kelly seconded, all ayes, motion carried.

Joe Baron, County Attorney, Barbara Bonds, Freudenthal & Bonds, P.C., Tim Lyons, Growth and Development Administrator, Mary Wood Kuhl, County Treasurer, Mike Butcher and Ralph Knode, Strata Energy, Inc., Mark Semlek, Wyoming State Representative, Mike Griffin, Strata Energy, Inc., Kathy Lenz, Clerk/Treasurer, City of Sundance, Sara L. Pridgeon, Sundance Times, Linda Tokarczyk, Rare Element Resources, Lisa Fletcher, County Assessor and Mark Hughes, Attorney for the City of Sundance were present for the public hearing for interested individuals to express their views, orally or in writing, on the issuance by Crook County, Wyoming (the "County") of industrial development revenue bonds (the "Bonds") and the nature of the Facility described below which will be financed through the issuance of the Bonds pursuant to the provisions of Wyoming Industrial Development Projects Act, and purchased by the State of Wyoming pursuant to Wyo. Stat. 9-4-715(a)(m). The County has been requested by Strata Energy, Inc., a Delaware corporation (the "Borrower") to issue the Bonds in an aggregate principal amount not to exceed \$70,000,000 to fund a loan by the County to the Borrower for the purposes of (i) construction of well fields and a central processing facility in order to produce U308 (yellowcake), for sale to utilities within the United States and elsewhere (the "Facility"), and (ii) paying certain costs of issuance relating to the Bonds (collectively, the "Project"). The Borrower is an emerging Uranium producer. Its Lance Project is located 24 ½ miles north of Moorcroft at Oshoto, Wyoming. The Lance Project has one of the highest identified uranium resource deposits in Wyoming and feasibility studies indicate the potential for long term mineral extraction activities on the order of 20 years or more. Within the next 15 to 18 months, the Borrower intends to achieve the proper licensure and begin construction of the Facility. Mike Butcher and Ralph Knode, Strata Energy, Inc., presented their application and answered questions asked by the Board. Also, the Board heard from Barbara Bonds that the County would not be liable in any way for the bonds issued to Strata Energy, Inc. No oral or written objections were received. Neither the County Clerk or the Growth and Development Administrator had received any written comments or requests for the application. The public hearing was closed.

Jeanne moved to approve the following resolution:

RESOLUTION NO. 2012-19
CONCERNING HIRING ATTORNEY ON BEHALF OF COUNTY
FOR INDUSTRIAL REVENUE BONDS APPLICATION

WHEREAS the Board of County Commissioners in and for Crook County, Wyoming may only hire an attorney other than the County and Prosecuting Attorney in the absence, refusal or other reason of the county attorney according to W. S. 18-2-110, 18-3-520 and 18-3-302; and

WHEREAS the Board has received an application for the county to obtain \$70 million dollars of industrial revenue bonds for Strata, Inc.; and

WHEREAS the County Attorney recommends that, the Board hire the firm of Freudenthal and Bonds, PC that will be paid for by the applicant and has the skill and expertise in bonding matters to protect Crook County's interest in the application process;

THEREFORE, be it resolved that the Board of County Commissioners in and for Crook County, Wyoming are hereby authorized to hire the firm of Freudenthal and Bonds, PC to represent the county and assist the county in obtaining \$70 million dollars of industrial revenue bonds for Strata, Inc..

Motion made, seconded and carried in an open meeting on November 6, 2012.

BOARD OF COUNTY COMMISSIONERS IN AND FOR CROOK COUNTY, WYOMING
BY 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 November 6, 2012 by J. W. Hadley, Chairman, Kelly B. Dennis, Vice-Chairman and Jeanne A. Whalen, Member, Board of Crook County Commissioners.

CONNIE D. TSCHETTER, CROOK COUNTY CLERK
Kelly seconded, all ayes, motion carried.

Kelly moved to approve a Policy of Crook County for Issuing Industrial Development Bonds. Jeanne seconded, all ayes, motion carried.

Jeanne moved to approve the following resolution:

RESOLUTION NO. 2012-20

AUTHORIZATION TO PROCEED TOWARD THE ISSUANCE OF THE CROOK COUNTY, WYOMING, INDUSTRIAL DEVELOPMENT REVENUE BOND (PENINSULA STRATA ENERGY PROJECT), IN A PRINCIPAL AMOUNT NOT TO EXCEED \$70,000,000, THE PROCEEDS OF WHICH WILL BE USED TO FUND A LOAN BY THE COUNTY TO THE COMPANY FOR THE PURPOSES OF (I) CONSTRUCTION OF WELL FIELDS AND A CENTRAL PROCESSING FACILITY IN ORDER TO PRODUCE U308 (YELLOWCAKE), FOR SALE TO UTILITIES WITHIN THE UNITED STATES AND ELSEWHERE, AND (II) PAYING CERTAIN COSTS OF ISSUANCE RELATING TO THE BOND.

WHEREAS, Crook County, Wyoming (the "County") is authorized by the Industrial Development Projects Act, Title 15, Chapter 1, Article 7, Wyo. Stat. (the "Act"), to finance one or more projects or parts thereof in order to facilitate and promote the sound economic growth of the State of Wyoming (the "State"), the development of its natural resources and to promote employment opportunities for the citizens of the State by encouraging the expansion of all kinds of business which contribute payrolls and tax base to the State, upon such conditions as the Board of County Commissioners of the County (the "Commissioners") may deem advisable;

WHEREAS, the County is further authorized by the Act to issue its revenue bonds for the purpose of defraying the cost of financing any project;

WHEREAS, representatives of Strata Energy Inc., a Delaware corporation (the "Company"), have requested that the County schedule a public hearing concerning the Company's proposed construction of well fields and a central processing facility in order to produce U308 (yellowcake), for sale to utilities within the United States and elsewhere (the "Facility"), said Facility to be wholly located within the County, approximately six (6) miles north of the Town of Moorcroft, and extending for approximately 23 miles to the north (collectively, the "Lance Projects");

WHEREAS, the Company has requested that the County agree to authorize, issue, sell and deliver, at a future time mutually agreeable to the County and the Company, the County's Industrial Development Revenue Bond (Peninsula Strata Energy Project) in a principal amount not to exceed \$70,000,000 (the "Bond") to pay certain costs of the Facility, together with the costs incident to the authorization, issuance and sale of the Bond (collectively, the "Bond Project");

WHEREAS, it is contemplated that a financing agreement (the "Financing Agreement") with respect to the Bond Project will be executed by the Company and the County prior to or contemporaneously with the issuance of the Bond, providing for the payment by the Company of sums sufficient in amount to pay the principal of and interest on the Bond and any expenses of the County in connection with the Bond as the same become due and payable;

WHEREAS, the County has determined that the Bond Project will serve the purposes of the Act;

WHEREAS, it is deemed necessary and advisable that a Memorandum of Agreement be executed by the County and the Company setting forth the agreements of the parties with respect to the financing of the Bond Project;

WHEREAS, it may be necessary for the Company to make expenditures to construct or acquire all or certain portions of the Facility prior to the time that the permanent financing for such Bond Project contemplated hereunder is arranged;

WHEREAS, it is reasonably expected that upon completion of permanent financing for the Bond Project, such expenditures will be reimbursed with the proceeds of the Bond;

WHEREAS, the County desires that this Resolution constitute its declaration of "official intent" to finance the Bond Project with proceeds of the Bond; and

WHEREAS, the public hearing held on November 6, 2012, provided all interested individuals a reasonable opportunity to express their views, both orally and in writing, on the proposed issuance of the Bond by the County pursuant to the Act to finance the Bond Project;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CROOK COUNTY, WYOMING:

Section 1. Based upon written information presented to the Commissioners by the Company, which information is attached hereto as EXHIBIT A and is made a part of these proceedings and was discussed at the public hearing and meeting held November 6, 2012, the Commissioners hereby find that the Bond Project will qualify as a "project" within the meaning of the Act and will meet the following public purposes:

- (A) Creating new or additional employment opportunities;
- (B) Expanding the tax base and increasing sales, property or other tax revenues to the County;
- (C) Maintaining and promoting a stable, balanced and diversified economy among agriculture, natural resource development, business, commerce and trade; and
- (D) Promoting or developing use of agricultural, manufactured, commercial or natural resource products within or without the State of Wyoming.

Section 2. The County hereby agrees that it will authorize and issue, upon the terms provided in the form of Memorandum of Agreement between the Company and the County attached hereto as EXHIBIT B (the "Memorandum"), the Bond, in a maximum principal amount of \$70,000,000, and will take all further action which is necessary or desirable in connection therewith, and its officers are hereby authorized and directed to execute the Memorandum and take all actions necessary or desirable in connection with such financing.

Section 3. The County, subject to the terms and conditions set forth in the Memorandum, will authorize and execute prior to or contemporaneously with the issuance of the Bond (a) the Financing Agreement whereby the Company will make payments sufficient to pay all of the principal of and interest on the Bond, and (b) such other instruments and documents as shall be necessary or desirable in connection with such financing.

Section 4. Costs of the Bond Project will be paid out of the proceeds from the sale of the Bond, and the Bond will not be a general obligation of the County, nor shall the Bond, including interest thereon, constitute or give rise to a pecuniary liability of the County, or a charge against its general credit or taxing powers, but the Bond shall be secured and payable only by a pledge of the revenues derived from the Company pursuant to the Financing

Agreement (except to the extent payable out of Bond proceeds and other funds or security devices pledged under the Financing Agreement).

Section 5. The Company intends to expend its own funds to finance certain costs of the Bond Project prior to the issuance of the Bond. The Commissioners and the Company reasonably expect that proceeds of the Bond will be used to reimburse such expenditures.

Section 6. Nothing contained in this Resolution or in the Memorandum shall constitute a general obligation of the County, within the meaning of the constitution or statutes of the State of Wyoming nor give rise to the pecuniary liability of the County, or a charge against its general credit or taxing powers.

Section 7. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid and unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

Section 8. All bylaws, orders and resolutions, or parts thereof, inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed as reviving any bylaw, order or resolution, or part thereof.

Section 9. All action (not inconsistent with the provisions of this Resolution) heretofore taken by the Commissioners and the officers of the County with respect to the Bond Project and the authorization, issuance and sale of the Bond be, and the same hereby is, ratified, approved and confirmed.

ADOPTED AND APPROVED as of the 6th day of November, 2012.

BOARD OF COUNTY COMMISSIONERS, CROOK COUNTY, WYOMING

By J.W. HADLEY, CHAIRMAN, KELLY B. DENNIS, VICE-CHAIRMAN, JEANNE A. WHALEN, MEMBER
STATE OF WYOMING)

) ss.

COUNTY OF CROOK)

Signed or attested before me on November 6, 2012, by J.W. Hadley, Chairman, Kelly B. Dennis, Vice-Chairman and Jeanne A. Whalen, Member, Board of Crook County Commissioners.

CONNIE D. TSCHETTER, CROOK COUNTY CLERK

Kelly seconded, all ayes, motion carried.

Morgan Ellsbury, Road and Bridge Foreman and Randy Gill, Facilities Maintenance Foreman, gave a monthly report. Kelly moved to approve an Interest Bearing Deposit Agreement between Crook County and First Northern Bank of Wyoming and an Assignment between DRM, Inc. and Crook County for the Mona Road Bridge at Beaver Creek Project. Jeanne seconded, all ayes, motion carried. Jeanne moved to authorize Randy Gill, Facilities Maintenance Foreman, to sign Change Order No. 3 for the Courthouse Elevator Project when the Change Order is received from Schutz Foss Architects. Kelly seconded, all ayes, motion carried.

Mary Kuhl, County Treasurer, submitted the following monthly report of receipts and disbursements for month end October 2012:

Total Receipts		\$2,388,772.55
Disbursements:	Towns	\$94,562.90
	County Boards	\$53,735.40
	State & Local School	\$251,350.11
	DOT/DOR/Rebate	\$114,682.17
	Redemption/S. Park	\$323.15
	Total	\$514,653.73

The meeting adjourned at 12:38 o'clock p.m.

Wednesday, November 7, 2012

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

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.

Jill Mackey, Director, County Library and Dee McGirr, Member, County Library Board, gave a monthly report and requested the Board to continue to pay for the County Library employee's flu shots. The Board approved to continue to pay for the County Library employee's flu shots.

Tina Wood, Clerk of District Court, requested benefits for the preservation of records part-time position. Discussion was held and the Board did not approve her request.

Gari Gill, County Fire Warden and Jim Pridgeon, Homeland Security County Coordinator, gave a monthly report. Kelly moved to transfer funds as follows: Pursuant to Wyoming Statute 16-4-112, notice is given that a Resolution has been proposed to transfer \$23,884.11 from Unanticipated Revenues to the Fire Budget, Skull Creek Fire Line, due to receiving reimbursement funds for the Skull Creek Fire. Notice is further given that a hearing of the Board of Crook County Commissioners of Crook County, Wyoming will be held on December 4, 2012 at 8:00 o'clock a.m. to consider such proposed resolution. Jeanne seconded, all ayes, motion carried. Jeanne moved to approve a Grant Award Agreement for the U.S. Department of Transportation, Hazardous Materials Emergency Planning Grant (HMEP) Fiscal Year 2013 between the Wyoming Office of Homeland Security and the Crook County Commissioners on behalf of Crook County Local Emergency Planning Committee Project ID 13-DOT-CRO-HM-HMP13, a Grant Award Agreement between the Wyoming Office of Homeland Security and Crook County for Project ID 12-GPD-CRO-SC-HSG12 and a Grant Award Agreement between the Wyoming Office of Homeland

Security and Crook County for Project ID 12-GPD-CRO-LC-HSG12. Kelly seconded, all ayes, motion carried. Jeanne moved to authorize Chairman Hadley to sign the State of Wyoming Public Safety Communications Commission Wyolink Membership Agreement upon the County Attorney's approval. Kelly seconded, all ayes, motion carried.

Morgan Ellsbury, Road and Bridge Foreman and Randy Gill, Facilities Maintenance Foreman, gave a monthly report. Also present were Vernon W. Davis, E.O. Sowerwine, Shirley Ridgeway, Bob Hadden, Kathy Drentlaw, Katie Allen, Road and Bridge Secretary, Renella Thomas, Daniel Dobbs and Joe Baron, County Attorney.

The following sealed bids were received for the winter snow removal for the following and were opened by Chairman Hadley:

Fire Cache:

Gari Gill \$45.00 per hour with a minimum, of \$11.25 per quarter hour.

Josh Idler \$100.00 per hour with a minimum of \$24.00 per quarter hour.

Public/Mental Health Building:

Josh Idler \$18.00 per removal.

Kelly moved to accept the low bid received from Gari Gill in the amount of \$45.00 per hour with a minimum of \$11.25 per quarter hour for the Fire Cache and to accept the low bid received from Josh Idler in the amount of \$18.00 per removal for the Public/Mental Health Building. Jeanne seconded, all ayes, motion carried.

Kelly moved to reject all bids for the Cabin Creek County Road No. 116 Road Project. Jeanne seconded, all ayes, motion carried.

Bob Hadden, presented a petition requesting the County to repair and maintain the Redwater County Road No.115. Discussion was held and the Board will have the Road and Bridge Foreman blade the road.

Kelly moved to approve a Contract for Services with Independent Contractor between Joshua Idler and Crook County and a Contract for Services with Independent Contractor between Gari Gill and Crook County. Jeanne seconded, all ayes, motion carried.

Joe Baron, County Attorney, discussed the County Roads within the Forest Service.

Adjourned for lunch at 11:55 o'clock a.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, Member, Crook County Land Use Planning and Zoning Commission (CCLUP&ZC), gave a monthly report. Tim Lyons, Growth and Development Administrator, gave a monthly report and a subdivision and deed report. Also present were Joe Baron, County Attorney, Linda Tokarczyk, Rare Element Resources, Angela Wetz, National Park Service, Steve Kozel, Bearlodge District Ranger, USDA Forest Service, Wayne Garman, Supervisor and Sarah Anderson, Office Manager, Crook County Natural Resource District (CCNRD) and Jeff Moore, Coates Field Service with ONEOK.

A public hearing was held so that all interested parties may present written or oral comments on the proposed approval and adoption of the Amended Crook County Small Wastewater Treatment Facility Installation Rules and Regulations. No oral or written comments were received. Jeanne moved to approve and adopt the Amended Crook County Small Wastewater Treatment Facility Installation Rules and Regulations. Kelly seconded, all ayes, motion carried.

The following people gave an update on items of interest within their departments: Angela Wetz, National Park Service; Steve Kozel, Bearlodge District Ranger, USDA Forest Service; Linda Tokarczyk, Rare Element Resources; Jeff Moore, Coates Field Service with ONEOK and Wayne Garman, Supervisor and Sarah Anderson, Office Manager, CCNRD.

Steve Kozel, Bearlodge District Ranger, USDA Forest Service, discussed the County Roads within the Forest Service.

Wayne Garman, Member, Crook County Fair Board and Linda Schelldorf, County Fair Coordinator/Secretary, gave a monthly report.

Lisa Fletcher, County Assessor, presented tax roll cancellations, additions and a name correction. Kelly moved to approve the following tax roll cancellations, additions and name correction: 2008-356; 2009-208; 2010-88; 2011-52; 2012-12; 2012-13; 2012-14; 2012-15; 2012-16 and 2012-17; Jeanne seconded, all ayes, motion carried. Also present were Mary Kuhl, County Treasurer, Linda Fritz, Deputy County Clerk and Kathy Gearhart, Clerk, County Treasurer's Office.

Joe Baron, County Attorney, Mary Kuhl, County Treasurer, Lisa Fletcher, County Assessor and the Board reviewed and discussed the Requests for Refund of Interest Paid from Legacy Reserves Operating LP paying for ERG Resources, LLC; BW Oil, LLC (Kase Energy); Winter Ridge Energy, LLC and WC Operator, LLC. Jeanne moved the following: Request of Relief of Interest on Legacy Reserves Operating LP paying for ERG Resources, LLC is denied. Request for Abatement for Winter Ridge Energy, LLC is denied. Request of Relief of Interest on WC Operator, LLC is denied. Request of Relief of Interest on BW Oil, LLC (Kase Energy) is denied. Pursuant to W.S. 39-13-108 (d) (vi) Liens of mineral production. The following shall apply: (B) A lien under this paragraph is also a lien on all interests of the delinquent taxpayer in the mineral estate from which the production was severed, and on all future production of the same mineral from the same leasehold, regardless of any change of ownership or change

in the person extracting the mineral. Kelly seconded, all ayes, motion carried. Also present was Kathy Gearhart, Clerk, County Treasurer's Office.

Kelly moved to approve for Jim to sign a letter to TY Pickett to proceed with a two (2) year contract for valuation of property. Jeanne seconded, all ayes, motion carried. Also present were Lisa Fletcher, County Assessor and Joe Baron, County Attorney.

Joe Baron, County Attorney and the Board discussed the boundary map and the upcoming appointments to the Crook County Weed and Pest Board. Also present were Tim Lyons, Growth and Development Administrator, Lisa Fletcher, County Assessor and Marie McCollum.

Marie McCollum informed the Board that she had an issue on 2011-2012 taxes paid and will be requesting a refund. Discussion was held. Also present were Lisa Fletcher, County Assessor, Trudy Materi, Property Transfer Deputy, County Assessor's Office, Joe Baron, County Attorney and Brian Wells, Deputy County Attorney.

The meeting adjourned at 5:28 o'clock p.m. to meet in regular session on December 4 and 5, 2012 at 8:00 o'clock a.m. and to meet as the Crook County Board of Equalization on December 4, 2012 at 2:00 o'clock p.m. for a Public Hearing to discuss and take action on Orders Dismissing Taxpayers Appeals as Untimely, 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