

OFFICIAL COUNTY COMMISSIONERS PROCEEDINGS
JULY 7, 2009

The Board of County Commissioners met in regular session in the Commissioners Meeting Room of the Sublette County Courthouse in Pinedale, Wyoming, on this date at 9:00 a.m. with Bill Cramer, John Linn, Joel Bousman, Mari Muzzi of the Sublette Examiner, and Mary Lankford, County Clerk present.

Chairman Cramer led those present in the Pledge of Allegiance.

The minutes of the preceding regular meetings of June 16, 2009, were approved and ordered filed on motion by Commissioner Bousman and seconded by Commissioner Linn. The motion carried.

The official bonds for Betty Lou McLoughlin, Treasurer for the Upper Green River Cemetery District, in the amount of \$1,000; and James B. Ramage, Treasurer for the Hoback Ranches Service & Improvement District, in the amount of \$5,000 were approved and ordered filed with the County Treasurer.

Tom Peters, District Forest Ranger and Michael Schrotz discussed the obligation of funds for the reconstruction of Skyline Drive. The Forest Service has \$1.4 million for the project, which is estimated to cost \$6 million. Mark Eatinger, representing Rio Verde Engineering, reported that plans are available and that the bid will be awarded at the July 21st meeting. Commissioner Linn discussed future maintenance of the road, which will become the responsibility of Sublette County, at an estimated cost of \$400,000 per year. Schrotz and Peters discussed a possible land exchange to arrive at an equal share of the project. The Board decided to defer any decision until the bids are received at the next meeting.

Butch Penton, Road & Bridge Superintendent, reported on graveling the Boulder Lake Road, and air quality permits. Eatinger reported on the Mickelson Lane project and a proposed agreement with Guios. Safety issues on the Iroquois Trail project were discussed and it was suggested to contact the Sheriff's Department.

Brad Clingman, Waste Management Superintendent, discussed a DEQ violation letter for the Pinedale Transfer Station, which was referred to the County Attorney for response.

In accordance with the public notice published in the Sublette Examiner, public hearing was held for the transfer of funds in the amount of \$2,983,089.58 from the following accounts: Unanticipated Revenue, \$305,315.93; Assessor-New Vehicle Reserve, \$6,000.00; County Attorney, \$2,500.00; Planning and Zoning –New Vehicle Reserve, \$1,500.00; Detention-New Vehicle Reserve, \$5,800.00; Law Enforcement-New Vehicle Reserve, \$125,000.00; Search & Rescue-New Vehicle Reserve, \$3,500.00; Search & Rescue-ATV, Snowmobile Reserve, \$2,000.00; Coroner-Vehicle Reserve, \$3,875.00; Health Officer & Sanitarian-New Vehicle Reserve, \$1,125.00; Road & Bridge-Heavy Equipment Reserve, \$500,000.00; Emergency Management-New Vehicle Reserve, \$5,000.00; Fairgrounds-New Vehicle Reserve, \$2,250.00; Depreciation Reserve-Landfill, Remediation, \$110,000.00; Depreciation Reserve-Senior Centers/Facilities, Operations \$500,000; Depreciation Reserve-Courthouse & Maintenance \$600,000.00; Depreciation Reserve-Human Services, \$490,000.00; Depreciation Reserve-Recreation, Capital \$19,223.65; Depreciation Reserve-Ag. & Fair, Capital \$50,000.00; and Depreciation Reserve-Airports \$250,000.00 to the following accounts: County Attorney-Traffic School, \$2,100.00; County Engineer-Per Diem \$18,000.00; Courthouse & Maintenance-Maintenance Shop Project, \$600,000.00; Law Enforcement-Canine Animal Control, \$400.00; Road & Bridge-Gas & Oil \$8,420.59; Road & Bridge-Repairs \$31,949.69; Waste Management-Heavy Equipment \$75,890.00; Waste Management-Water Monitoring; \$110,000.00; Waste Management-ISWM Plan \$68,455.75; Fairgrounds-Projects \$50,000.00; General Fund-Big Piney Rec. Center, \$19,223.65; General Fund-Marbleton Airport Hangar \$350,000.00; General Fund-Marbleton Ambulance Barn, \$490,000.00; General Fund-Senior Citizens Facilities \$500,000.00; and Equipment Reserve \$658,550.00. It was moved by Commissioner Linn and seconded by Commissioner Bousman to adopt Resolution No. 09-10097C authorizing the transfer of funds. The motion carried.

Kathy Anderson, Treatment Court Coordinator, discussed an ARRA grant and reviewed human services.

Patrick Stuver, representing Everbridge, provided a presentation on mass notification.

The Board approved a proposal from Cat Urbigkit Ink and Sommers Studio to produce the State of the County Report for 09-10 for the amount of \$15,000 plus postage for direct mail.

Jim Magagna, representing the Wyoming Stockgrowers Association, discussed Sublette County's continuing support of the organization.

It was moved by Commissioner Bousman and seconded by Commissioner Linn to recess the meeting into Executive Session for a conference call with John McKinley of Davis and Cannon, and County Assessor Janet Montgomery, to discuss possible litigation. The motion carried.

It was moved by Commissioner Bousman and seconded by Commissioner Linn to reconvene the meeting.

In accordance with the public notice published in the Sublette Examiner on June 17, 2009, a public hearing was held for the following:

1. It was moved by Commissioner Bousman and seconded by Chairman Cramer to approve and act upon the recommendation of the Planning Zoning Commission. Upon vote, the motion carried, with the vote being: Cramer-aye, Bousman-aye, and Linn-nay; and the following resolution was adopted:

RESOLUTION NO. 09-10099C

A RESOLUTION ADOPTING THE RECOMMENDATION OF THE PLANNING AND ZONING COMMISSION AND APPROVING THE APPLICATION OF CALPET LLC TO RECLASSIFY AND REZONE 154.09 ACRES, MORE OR LESS, FROM A-1 DISTRICT TO I-L DISTRICT, LOCATED IN SECTION 27, T28N, R113W.

2. It was moved by Commissioner Bousman and seconded by Chairman Cramer to approve a conditional use permit application by Calpet LLC to develop an oil and gas production waste facility on a portion of a parcel located in Section 27, T28N, R113W, zoned I-L with the following conditions:
 - a. Any action by the Wyoming Department of Environmental Quality to revoke the Department of Environmental Quality permit shall result in Sublette County undertaking proceedings to revoke County approval(s) for the cell proposed with this application(s).
 - b. Upon reclamation of the cell permitted by this application, the applicant shall be required to notify the Sublette County Planning Department and the Conditional Use permit shall expire.The motion carried, with the vote being: Cramer-aye, Bousman-aye, and Linn-nay.
3. It was moved by Commissioner Linn and seconded by Commissioner Bousman to approve a conditional use permit application by Sublette County Road and Bridge Department to allow the construction of a pre-cast concrete building to house sand and salt at the existing Sublette County Road and Bridge facility located in Section 17, T30N, R111W. The motion carried.
4. It was moved by Commissioner Bousman and seconded by Commissioner Linn to table the proposed amendments to the Subdivision Resolution. The motion carried.

Calpet LLC discussed realigning Dry Piney County Road. The Board agreed with the realignment and directed Calpet LLC arrange for the preparation of the plat, advertising, and resolution.

Doug Firth reported on the aerial survey of the County.

Tony Chamber, representing Chambers Design-Build, presented the bid tabulation for the Pinedale Transfer Station Scales Building. No action was taken until the County has received approval from Planning and Zoning and the DEQ.

It was moved by Commissioner Linn and seconded by Commissioner Bousman to approve Change Order #2 for the Marbleton Pioneers Building in the amount of \$3,758.00. The motion carried.

Sheriff Bardy Bardin discussed vehicles.

It was moved by Commissioner Linn and seconded by Commissioner Bousman to recess the meeting into Executive Session with Sheriff Bardy Bardin to discuss a personnel matter. The motion carried.

It was moved by Commissioner Linn and seconded by Commissioner Bousman to reconvene the meeting.

Nick Nichols and John Fear discussed the Ag. Center budget request.

County Fire Warden TJ Hunt, John Ball, Gloria Thomas, Kelly Tegeler, Richard Thomas, John Blaha, and Fes Krause, all members of the Sublette County Fire Board, discussed the departments' budgets and the future financial responsibility of the Fire Board.

It was moved by Commissioner Linn and seconded by Commissioner Bousman to recess the meeting into Executive Session with Deputy County Attorney Tony Reyes to discuss possible litigation. The motion carried.

It was moved by Commissioner Linn and seconded by Commissioner Bousman to reconvene the meeting.

Fred Bronnenberg and Jim Mackey, representing Groathouse Construction, conducted a workshop for the Board on developing a project list and procurement procedure process for County construction projects.

It was decided to move the second August meeting from the 18th to the 20th.

The Board discussed, at length, a voucher that was submitted and denied for payment from the Mosquito Abatement District #2 in July 2008. The Board took no action.

The Board approved and signed an amendment to Public Health Preparedness and Response for Bioterrorism Grant Award in the amount of \$5,118.00.

It was moved by Commissioner Bousman and seconded by Commissioner Linn to approve and sign a lease for the Industrial Area Shooting Range with the Pinedale Rifle and Pistol Club. The motion carried.

It was moved by Commissioner Bousman and seconded by Commissioner Linn to approve and sign a contract with WLC Engineering for the design and construction administration of the infrastructure for the Nichols Annexation Block in Marbleton. The motion carried.

It was moved by Commissioner Linn and seconded by Commissioner Bousman to issue malt beverage permits to the following:

1. Sleeping Indian Outfitters for July 11 and August 8, 2009, in Bondurant area.
2. Pinedale Lions Club, July 12, 2009, at the Rendezvous Grounds.

The motion carried.

It was moved by Commissioner Bousman and seconded by Commissioner Linn to approve and sign the 4-H Coordinator contract. The motion carried.

It was moved by Commissioner Bousman and seconded by Commissioner Linn to approve and sign a contract with Sierra Research, Inc. for a health risk assessment. The motion carried.

The Board received bids from the two local newspapers for the ensuing year's designation as the County's official newspaper. It was moved by Commissioner Bousman, reluctantly, and seconded by Commissioner Linn to designate the Pinedale Roundup as the official County newspaper for the ensuing year in the amount of \$11.75 per column inch for legal advertisements. The motion carried.

It was moved by Commissioner Bousman and seconded by Commissioner Linn to re-appoint Tim Thompson and appoint Becky Thompson to the Museum Board for three-year terms. The motion carried.

It was moved by Commissioner Bousman and seconded by Commissioner Linn to re-appoint Carmel Kail to a three-year term to the Planning and Zoning Commission. The motion carried.

It was moved by Commissioner Bousman and seconded by Commissioner Linn re-appoint Jeannie Slack and appoint Suzan Truluck for three-year terms to the Golf Committee. The motion carried.

It was moved by Commissioner Bousman and seconded by Commissioner Linn to re-appoint Barbara Hodges for a three-year term to the Sublette Citizens for Recycling Board. The motion carried.

It was moved by Commissioner Bousman and seconded by Commissioner Linn to re-appoint Julie Maxam for a three-year term on the Pinedale Aquatic Center Joint Powers Board. The motion carried.

It was moved by Commissioner Linn and seconded by Commissioner Bousman to re-appoint the following members of the Town Joint Powers Boards:

Pinedale Joint Powers Board: Joel Bousman, three year term
Marbleton Joint Powers Board: John Linn, three year term
Big Piney Joint Powers Board: John Linn, three year term

It was moved by Commissioner Bousman and seconded by Commissioner Linn to waive the Temporary Merchant's fee for Rendezvous Weekend of July 10, 11, & 12, 2008. The motion carried.

The following petition and affidavit of abatement of taxes was presented on petition from the County Assessor and the State of Wyoming Board of Equalization: Hatch Marketing, \$31.83; Jeanette Hanson, \$32.88; and MLS Consulting, \$96.22.

Accounts Payable audited and approved for payment:

AMERICAN FAMILY LIFE ASSURANCE 4,802.79 / CHILD SUPPORT SERVICES 418.50 FAMILY SUPPORT REGISTRY 621.00 / HSA BANK 46,958.67 SUBLETTE COUNTY PAYROLL ACCT. 432.75 JEFFERSON PILOT FINANCIAL INSURANCE 6,700.45 / 056-NCPERS GROUP LIFE INS. 352.00 ORCHARD TRUST COMPANY 3,315.00 / PIONEER CREDIT RECOVERY, INC. 573.39 SUBLETTE COUNTY PAYROLL ACCT 286,001.01 / UNITED STATES LIFE INS. CO. 68.50 VALIC 2,195.55 / WYOMING CHILD SUPPORT 300.00 / MERIDIAN TRUST FCU 1,050.00 WYOMING RETIREMENT SYSTEM 110,550.21 ADMINISTRATIVE BUSINESS OFFICE 5,308.50 AIR RESOURCE SPECIALISTS, INC. 44,529.01 ALL AMERICAN FUEL COMPANY, INC. 56,598.75 / ALLEN, IAN 469.11 / ALSCO 140.38 KATHRYN ANDERSON 5,787.48 / ANIMAL CLINIC OF PINEDALE PC 1,352.66 ARAMARK 137.05 / DALE ARONSON 3,305.00 / AT&T 57.97 BADGER DAYLIGHTING CORP 1,590.00 / BARNES DISTRIBUTION 341.06 DEEDEE BARTA 46.28 / BBC AUDIOBOOKS AMERICA 399.76 / BEAR COM 7,478.52 BIG J'S AUTO PARTS INC. 621.33 / B-N-C TRASH SERVICE INC. 576.00 JOEL E. BOUSMAN 623.53 / SARAH BREW 220.56 / BRITAIN WORLD TRAVEL 995.10 BROWNELLS, INC 82.01 / B-SAFE INDUSTRIES, INC. 193.00 BUILDERS ESSENTIALS INC 1,615.57 / BURNEY & COMPANY 44.13 CARNEY ARCHITECTS 8,135.14 / CDW GOVERNMENT, INC. 7,973.11 / CENTURYTEL 3,802.39 MICHAEL COBURN 5,025.31 / COMFORT INN 350.97 / CS & T INC. 310.67 CURTIS COVILL 100.00 / WILLIAM W. CRAMER 1,857.20 CUMMINS ROCKY MOUNTAIN 1,124.00 / DAUSTER REPORTING SERVICE 386.00 DAVES ELECTRONICS 6,637.91 / DAVIS PARTNERSHIP ARCHITECTS 1,481.42 DEADLINES TYPING SERVICE 1,105.50 / DEPARTMENT OF HEALTH 47.00 WY DEPT OF TRANSPORTATION 2.00 / DUSTBUSTERS, INC. 24,640.59 ENERCREST PRODUCTS, INC. 3,882.04 / FERGUSON ENTERPRISES, INC. 5,422.63 FEW INVESTMENTS, LLC 1,186.91 / FIRST CHOICE FORD 245.64 THE FIRE EXTINGUISHER 85.00 / FIXTER CONSTRUCTION CO., INC 46,206.16 GASES PLUS 29.15 / DERETH GEHLHAUSEN 318.45 / LANCE GEHLHAUSEN 64.55 GE MONEY BANK/AMAZON 2,704.54 / GLAXOSMITHKLINE PHARMACEUTICALS 1,211.70 GRAINGER 141.00 / GREENWOOD MAPPING, INC. 3,337.50 GROATHOUSE CONSTRUCTION, INC. 4,527.75 / TANYA HAMNER 420.73 / CURT HAWS 686.47 JUSTIN HAYS 596.63 / HICKEY & EVANS, LLP 7,500.93 / HONNEN EQUIPMENT CO. 173.25 INGRAM LIBRARY SERVICES 386.74 / INTERMOUNTAIN ELECTRIC SERVICE, INC. 45.47 INTERMOUNTAIN LOCK & SECURITY 109.59 / INDIGENOUS RANGELAND MANAGEMENT 215.65 JENNIFER JACOBSEN 32.27 / JAMAR TECHNOLOGIES, INC. 262.37 JOURNEY ENTERPRISES, INC 5,665.00 / RICHARD M. KAIL 3,980.00 KENWORTH SALE ROCK SPRINGS 22.26 / KOMATSU EQUIPMENT 487.54 LABUDA LAW OFFICE, PC 1,000.00 / LAB SAFETY SUPPLY INC 188.28 LITTLE AMERICA HOTELS AND RESORTS 281.59 / SARAH LEWIS 357.50 LEXISNEXIS MATTHEW BENDER 86.20 / LIBRARIANS' CHOICE 450.10 / JOHN LINN 121.11 L. N. CURTIS & SONS 3,794.00 / LOGGER DISTRIBUTING 159.99 / RANAE LOZIER 55.04 LYLE SIGNS INC 504.82 / M & M TRANSFER INC. 19,100.57 M & N EQUIPMENT, LLC 600.00 / MAKING PLACES, INC. 7,193.63 REBECCA MANNING 30.00 / MECHANICAL PRODUCTS 385.00 / RUBY MENDIVE 357.50 METROCOUNT USA INC. 515.00 / MODERN PRINTING COMPANY 678.35 MOOSLEY MAILBOXES 181.55 / MOORE MEDICAL, LLC 105.87 / FRANK MORRISON 100.00 LONI MORRIS 17.46 / MOTOSAT 507.00 / MOUNTAIN BAY SCUBA 920.00 MOUNTAIN WEST ELECTRIC INC. 3,102.50 NATIONAL 4-H COUNCIL-SUPPLY SERVICE 994.11 NORTH AMERICAN BULLET PROOF 1,244.00 / NATIONAL PARK SERVICE 3,346.00 NELSON ENGINEERING, INC. 1,921.79 / NELICO EQUIPMENT SERVICE & SUPPLIES 481.78 NEW WAVE HOMEBUILDERS LLC 50,000.00 / NO HASSLE AUTO GLASS LLC 617.00 NORMONT EQUIPMENT CO 106.00 / NORTH PARK TRANSPORTATION CO. 51.56 NORTHERN SAFETY CO. INC. 978.59 / NUAGAIN 3,953.69 /

NUTECH SPECIALTIES 313.66 OFFICE OUTLET 1,499.63 / OFFICE SCAPES 13,617.88 PINE CREEK FAMILY COUNSELING, LLC 2,891.55 / ERIC PETERSON 1,248.04 PINEDALE AUTO SUPPLY 4,621.36 / HELEN HEGARDT 225.00 PINEDALE GLASS INC. 1,732.22 / PINEDALE NATURAL GAS CO. 2,362.58 PITNEY BOWES 16,000.00 / U.S. POSTMASTER 88.00 / US POSTMASTER 513.88 PRECISION AUTO BODY #308 538.43 / PRECINCT POLICE PRODUCTS 1,645.00 PREGNANCY RESOURCE CENTER 2,455.39 / PRIMUS GEOGRAPHICS INC. 3,470.00 PROVIDENCE ARCHITECTURE INC. 10,760.26 / QUARTERMASTER 337.93 QUESTAR GAS 18.14 / QUILL CORPORATION 1,366.83 / R&B SUPPLY 121.95 R & E COMPUTER SERVICE LLC 6,526.50 / RAMADA PLAZA RIVERSIDE 140.00 JASON RAY 223.30 / RECORDED BOOKS 1,500.75 / RENDEZVOUS POINTE 24,478.00 RIDLEY'S FAMILY MARKETS 838.11 / ROCKY MOUNTAIN POWER 9,907.63 ROCKY MOUNTAIN POWER 17,852.00 / ROCKY MOUNTAIN WASH, LLC 842.50 KAREN ROBINSON 97.70 / ROBIN SCHAMBER 4,636.12 / SAFV TASK FORCE 6,839.59 SATCOM GLOBAL FZE 122.40 / SUBLETTE COUNTY CHAMBER OF COMMERCE 3,721.00 SUBLETTE COUNTY FEED 17,051.00 / SUBLETTE COUNTY PAYROLL ACCT 74,750.00 SUBLETTE COUNTY SCHOOL DIST #9 125.00 / SHEPARD'S AUTO 46.95 SIEMENS HEALTHCARE DIAGNOSTICS 703.00 SIEMENS BUILDING TECHNOLOGIES, INC. 32,732.96 SIRCHIE FINGER PRINT LABORATORIES 139.43 / SLEEP INN 2,479.62 TANYA SMITH 59.42 / SORENSON FORENS 1,223.00 SPILLMAN TECHNOLOGIES, INC. 1,440.00 / STITCHIN POST 50.00 SUBLETTE COMMUNICATIONS, INC. 248.00 / SUBLETTE EXAMINER 7,187.25 SUMMIT PARTNERS LLC 400.00 / SUPERIOR BOILER INC. 11,896.70 DAVID SUTHERLAND 444.93 / TESCO WILLIAMSEN 832.84 / THE FRONTIER COMPANY 826.50 THE MILITARY MAN 346.03 / TIP TOP SEARCH & RESCUE 1,567.97 THE TIRE DEN, INC. 2,866.50 / DONNI TOTH 468.70 / TOWN OF MARBLETON 38.78 TOWN OF PINEDALE 2,674.58 / TRI-COUNTY SANITATION, INC. 450.00 TRI-STATE TRUCK & EQUIPMENT INC 13.58 / TWIGS 868.02 / UNION TELEPHONE 3,046.07 ELLEN UNREIN 371.12 / UPBEAT, INC. 1,742.34 / CAT URBIGKIT 2,100.00 VERIZON WIRELESS 400.04 / VISIONARY COMMUNICATIONS INC 313.40 VISTA PROPERTIES LLC 2,000.00 / WARNER TRUCK CENTER 397.69 WAXIE SANITARY SUPPLY 6,824.91 / JOHN WELLS 62.96 / WEST PAYMENT CENTER 1,246.84 WESTERN PETROLEUM 747.36 / WESTERN VETERINARY SERVICE 75.00 WHITE PINE SKI AREA & RESORT 2,500.00 / WILLIAMS AUTOMOTIVE INC. 483.98 SKYLAR WILSON 1,075.00 / WLC ENGINEERING, SURVEYING AND PLAN 390.00 WOLF'S PINEDALE DODGE 157.50 / MARY WORL 88.00 / WIND RIVER DENTAL, LLC 393.00 WYOMING STATE BAR ASSOCIATION 235.00 / WYOMING MACHINERY COMPANY 39,553.29 WYOMING BEHAVIORAL INSTITUTE 4,795.00 / WYOMING.COM 342.95 WYOMING DEPARTMENT OF ENVIRINMENTAL 522.00 / WYO LAW ENFORCEMENT ACADEMY 875.00 WYOMING WORKER'S SAFETY AND 11,041.01 / XEROX CORPORATION 683.90 YELLOWSTONE COUNTY SHERIFF 65.00

There being no further business, the meeting was adjourned at 8:05 p.m.

BOARD OF COUNTY COMMISSIONERS
SUBLETTE COUNTY, WYOMING

/s/ William W. Cramer, Chairman

Attest:

/s/ Mary L. Lankford, County Clerk