

## MINUTES OF THE BOARD OF SHERIDAN COUNTY COMMISSIONERS

The Board met at 9:00 a.m., May 20, 2008, in regular session at the Sheridan County Courthouse, Sheridan, Wyoming. Members present were Commissioners Robert L. Rolston, Terry Cram and Steve Maier. Chairman Rolston called the meeting to order and led everyone in the Pledge of Allegiance.

### AGENDA

The Agenda was approved as published, amended to move consideration of item 15 to the #6 position.

### ANNOUNCEMENTS

Chairman Rolston advised that there is an opening on the Planning and Zoning Commission, effective July 1, 2008. He said this Commission has a great deal of responsibility and the opportunity to learn about County regulations and provide a real service to the public. The Board encouraged interested persons to access the County website at [www.sheridancounty.com](http://www.sheridancounty.com) to fill out a Board Application.

Public Works Director Bruce Yates said that Red Grade Road is not in good shape. There are deep drifts and the road is extremely muddy. He said the Road and Bridge crews are working to clear and prepare the road but work would not be completed before Memorial Day. He said he would also coordinate the opening with the Forest Service.

### PUBLIC COMMENTS

There were no public comments.

### CONSENT AGENDA

The Board approved the Consent Agenda as read and authorized the Chairman to sign documents as required. (a) Minutes of regular session on May 6, 2008; (b) Minutes of special session on May 13, 2008; (c) Official Bond and Oath, Treasurer, Tongue River Fire Protection District, \$10,000 coverage, term to May 18, 2009; (d) Sheridan County License Agreement 0812LA to Powder River Energy Corporation to cross Dutch Creek Road to install an overhead 3-phase power line, 3.1 miles north of CR 151 intersection; (e) Sheridan County License Agreement 0813LA to Powder River Energy Corporation to cross Dutch Creek Road to install an overhead 3-phase distribution power line, 1 mile north of CR 151 intersection; (f) Sheridan County License Agreement 0812LA to Powder River Energy Corporation to cross Dutch Creek Road to install an overhead 3-phase power line, 1.6 miles north of CR 151 intersection; (g) Sheridan County License Agreement 0815LA to Powder River Energy Corporation to cross Upper Cat Road to install an overhead 3-phase distribution power line; (h) Affirm Chairman's execution of partial release of lien to Better Living, LLC for lot 2, Block 1, of Poplar Grove PUD, for the discharge of \$10,800 of the amount due for this affordable housing lot.

### RECREATION LEASE

Commissioner Cram reported that the Board would consider submitting a recreational lease on School Section 36 north of Sheridan known as the Three Poles area. The lease would provide for the management of a recreational area for motorcycle and ATV users. He said this area is currently a mess from this and other activities. Approximately 45 acres of this section

would be managed by the Public Land Users Committee. Members would mark roads/trails so that it will be clear to the public which roads are open or restricted. They would also maintain the area.

Mr. Cram said by leasing the entire section, the County Sheriff will be able to enforce trespassing and abuse beyond the marked recreation area. He said it will be essential for the public using the area to cooperate or the area will be shut down completely. He said he was skeptical the project will work, but thought it deserved a trial period this summer. If approved, the area would be open only during daylight hours, with no alcohol or firearms allowed.

Chairman Rolston opened the discussion to public comment. Verlin Danner, an adjoining neighbor, Butch Jellis of Wrench Ranch, and Ken Balkenbush, the section lessee, all voiced objections regarding the dust, noise, trash, cattle being shot, and the need to find another location for this activity. Bill Adsit, Chairman of PLUC, said the area is not ideal but that they have tried to address the needs to establish boundaries, to recover damaged lands, and to mitigate the objections. They picked the 45 acres to limit the effect on neighbors. Deputy John Moline of the Sheriff's Office wanted to ensure that the County set rules so that they could be enforced.

Chairman Rolston commended the work done by PLUC on this project. He noted that fencing would interfere with livestock and that another location really needed to be found. Commissioner Cram said as state land, the public may use that section at night, so we need some resolution to enforce activity. Commissioner Maier said the citizen group should be given a chance to make it work, and that issues of liability will be addressed by our County Attorney and the State. With Chairman Rolston voting nay, the Board authorized the Chairman to submit a recreational lease for consideration by the Board of Land Commissioners, contingent upon review by the Deputy County Attorney.

#### COUNTY AIRPORT

Airport Manager John Stopka said he received five bids from four contractors for the re-roofing of the terminal and Aircraft Rescue and Firefighting (ARFF) buildings. The Board awarded the bid to Dave Loden Construction, Inc., in the amount of \$160,885, and authorized the Chairman to sign the Notice of Award and all contract documents associated with the project.

Mr. Stopka said six bids were received from two contractors for the replacement of carpet in the Terminal building. The Board awarded the bid to The Woods, in the amount of \$15,669, and authorized the Chairman to sign the Notice of Award and all contract documents associated with the project.

Mr. Stopka said inspection of the ARFF building roof revealed existing asbestos wall material which should be removed. The Board awarded the bid to Y Environmental for asbestos abatement, in an hourly amount not to exceed \$6,000. The Chairman was authorized to sign the Notice of Award and all contract documents associated with the project.

Mr. Stopka advised that the FAA has offered a grant, in the amount of \$280,000, to rehabilitate the Terminal and ARFF buildings. With the exception of the asbestos abatement, the grant would fund 95% of the costs for the above stated work. The State Aeronautics Division would pick up 3% and the Airport 2%. The Board accepted and authorized the Chairman to sign the grant offer.

## COMMUNITY HEALTH

The Board approved a contract between the Wyoming Department of Health's Aging Division and the Sheridan County Public Health Nursing Office to conduct evaluations of medical eligibility for persons seeking nursing home Medicaid coverage, Long Term Care Home and Community Based Services waiver, and Assisted Living Facility Home and Community Based Services waiver; each evaluation shall be performed at a specified reimbursable amount, for a term from July 1, 2008 through June 30, 2010.

## RETAIL LIQUOR LICENSE

As duly advertised, and with the application being in compliance, the Board considered and approved the transfer of a Retail Liquor License assigned to Arrowhead Resort, LLC to Arrowhead Lodge Wyoming, LLC dba Arrowhead Lodge, for a license term June 1, 2008 through May 31, 2009.

## PROPERTY PURCHASE

Chairman Rolston advised that the County had tendered an offer to Joe Oleinik to purchase the property adjacent to the Law Enforcement Center at 1604 North Main Street. He said Mr. Oleinik has accepted the County's offer of \$480,000, and closing will occur after July 1. The Board authorized the Chairman to sign the necessary documents to effect transfer of the ownership to Sheridan County. Commissioner Cram said that no decision had yet been made for the property, but its development will contribute to the rejuvenation of North Main Street. He said the alley also needs to be vacated for security.

## FOREST SERVICE

Upon review by the Deputy County Attorney, the Board approved a Memorandum of Understanding for Cooperative Frequency Usage with the Bighorn National Forest for the purpose of building a framework for cooperation to provide for the sharing of specific radio frequencies that are authorized and licensed to each party; the MOU shall be effective for a period of five years.

## COUNTY SCHOLARSHIP AWARD

The Board awarded the County's annual renewal scholarship to Layne K. Perry, currently attending Sheridan College. Layne will receive \$1,000 for the 2008-2009 enrollment year.

## HOSPITAL BOARD

The Board appointed Randy Bomar of Sheridan to the Hospital Board of Trustees for a five year term, effective July 7, 2008 through June 30, 2013.

## ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 10:17 a.m.

BOARD OF COUNTY COMMISSIONERS  
Sheridan County, Wyoming

Attest:

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Robert L. Rolston, Chairman

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Audrey Koltiska, County Clerk